

Congress of the United States

Washington, DC 20515

June 18, 2026

Ms. Regina Wallace-Jones
Chief Executive Officer
ActBlue
c/o Vincent Cohen
Dechert LLP
1900 K Street NW
Washington, DC 20006

Dear Ms. Wallace-Jones:

The Committee on House Administration, the Committee on the Judiciary, and the Committee on Oversight and Government Reform (collectively, the Committees) are charged with upholding fundamental American civil liberties and protecting the integrity of American elections.¹ For more than a year, the Committees have conducted oversight regarding ActBlue’s “fundamentally unserious approach to fraud prevention,” which may allow bad actors—including foreign nationals—to make large-scale fraudulent donations on Democrats’ top fundraising platform.² ActBlue continues to obstruct this inquiry by making expansive assertions of attorney-client privilege in an attempt to improperly shield documents that are responsive to the Committees’ subpoenas and essential to our oversight.³ These actions have impeded the Committees’ ability to develop legislation to protect our elections against fraudulent political contributions and foreign interference.

On July 22, 2025, following ActBlue’s suspension of voluntary cooperation with the Committees’ oversight,⁴ the Committees issued subpoenas for “[a]ll documents and communications referring or relating to whistleblowers, retaliation against whistleblowers, and actual or alleged misconduct by ActBlue staff” and “[a]ll documents and communications

¹ Rules of the House of Representatives R. X (K) Committee on House Administration, (L) Committee on the Judiciary, (N) Committee on Oversight and Government Reform (2025).

² See STAFF OF THE COMM. ON H. ADMIN., H. COMM. ON THE JUDICIARY, & H. COMM. ON OVERSIGHT AND GOV’T REFORM, 119TH CONG., FRAUD ON ACTBLUE: HOW THE DEMOCRATS’ TOP FUNDRAISING PLATFORM OPENS THE DOOR FOR ILLEGAL ELECTION CONTRIBUTIONS (Comm. Print Apr. 2, 2025); STAFF OF THE COMM. ON H. ADMIN., H. COMM. ON THE JUDICIARY, & H. COMM. ON OVERSIGHT AND GOV’T REFORM, 119TH CONG., FRAUD ON ACTBLUE, PART II: ILLICIT FOREIGN DONATIONS AND A COVER-UP SPUR MASS RESIGNATIONS AND FIRINGS ON ACTBLUE’S LEGAL AND COMPLIANCE TEAM (Comm. Print Apr. 20, 2026); *Preventing Fraudulent Donations: Transparency, Verification, and Accountability: Hearing of the Comm. on H. Admin.*, 119th Cong. (June 10, 2026).

³ See Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (June 5, 2026) (attaching log of privileged documents).

⁴ Letter from Mr. Vincent Cohen & Mr. Jonathan Streeter, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (June 9, 2025).

referring or relating to the resignations of staff in ActBlue’s Office of the General Counsel.”⁵ After the Committees raised concerns that ActBlue’s response to the subpoena was insufficient,⁶ ActBlue represented on October 27, 2025, that it had produced “[a]ll non-privileged documents with responsive, relevant information.”⁷

However, on April 2, 2026, the *New York Times* reported on ActBlue’s alleged acceptance of foreign donations and your misstatements to Congress and quoted from documents that ActBlue did not produce to the Committees.⁸ The documents, which included former Interim General Counsel Aaron Ting’s resignation letter and an internal message in which former Legal Counsel Zain Ahmad alleged that he was retaliated against for blowing the whistle on internal misconduct at ActBlue, are clearly responsive to the Committees’ subpoenas and unprotected by any reasonable assertion of the attorney-client privilege.⁹ These documents reportedly contain evidence that ActBlue accepted foreign donations, misled Congress, and then retaliated against an employee who spoke up about it.¹⁰ ActBlue appears to be withholding these documents from the Committees in an attempt to cover up the scope and duration of its misconduct.

For that reason, the Committees wrote to ActBlue on April 14, 2026, demanding full compliance with our subpoenas.¹¹ On June 5, ActBlue belatedly produced a log of responsive materials that it deemed privileged, but refused to produce Mr. Ting’s resignation letter or Mr. Ahmad’s message.¹² Instead, ActBlue claimed attorney-client privilege over the entirety of these and 420 other documents.¹³ The Committees have repeatedly requested a detailed explanation of ActBlue’s privilege claim with respect to Mr. Ting’s resignation letter and Mr. Ahmad’s message, but have not received an answer beyond an unsubstantiated claim that the documents contain legal advice.¹⁴

The Committees struggle to understand how Mr. Ting’s resignation letter or Mr. Ahmad’s internal message could be privileged. Neither document could have been “made for the

⁵ Document Subpoena to ActBlue, Schedule A (July 22, 2025).

⁶ Call between Committee Staff and Counsel for ActBlue (Oct. 8, 2025).

⁷ Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (Oct. 27, 2025).

⁸ Reid J. Epstein & Shane Goldmacher, *ActBlue May Have Misled Congress on Vetting Foreign Donations, Its Lawyers Warned*, N.Y. TIMES (Apr. 2, 2026).

⁹ *Id.*

¹⁰ *Id.*

¹¹ Letter from Rep. Bryan Steil, Chairman, Comm. on H. Admin., Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, & Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, to Ms. Regina Wallace-Jones, CEO, ActBlue (Apr. 14, 2026).

¹² Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (June 5, 2026) (attaching log of privileged documents).

¹³ *Id.* The Committees assume that these two documents, which are squarely responsive to our requests, are included in the privilege log, though the log is not detailed enough to confirm this.

¹⁴ Call between Committee Staff and Counsel for ActBlue (April 29, 2026); Call between Committee Staff and Counsel for ActBlue (May 15, 2026); *see also* Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (Apr. 28, 2026)

purpose of obtaining or providing legal advice.”¹⁵ Based on available evidence and common sense, the purpose of Mr. Ting’s resignation letter was to terminate his employment with ActBlue, and the purpose of Mr. Ahmad’s message was to make a claim of retaliation against ActBlue. As such, both documents were prepared and transmitted by these attorneys in the context of an employee-employer dispute with ActBlue, and not in an attorney-client context for purpose of providing legal advice.

Similarly, the Committees take issue with ActBlue’s overly broad assertion of privilege for “documents circulated among non-lawyers containing or reflecting . . . information from an attorney.”¹⁶ Courts have been clear that the mere fact that an attorney sent, received, or reviewed a document does not make that material privileged.¹⁷ ActBlue itself in its October 2025 letter appears to distinguish these communications from “legal advice.”¹⁸ It is unclear how any document created for a “purpose” other than “obtaining or providing legal advice”—as ActBlue seems to concede is the case for this category of documents—could be privileged.¹⁹ It is also unclear from the privilege log produced to the Committees how many documents fall into this category, as no documents are labeled using this language.²⁰ The only documents and communications that are not described as “requesting,” “providing,” or “reflecting” “legal advice,” or gathering information for the purpose of providing “legal advice”—categories that ActBlue articulated in its October 2025 letter—are labeled as “prepared by counsel.”²¹

Finally, the Committees find it implausible that all 422 documents listed in ActBlue’s privilege log are “entirely privileged.”²² For example, it is unlikely that the entirety of Mr. Ting’s resignation letter is privileged—the simple communication of Mr. Ting’s departure to his superiors is not “legal advice” in any sense.²³ ActBlue’s claim that all 422 documents listed in the privilege log are privileged in their entirety suggests that ActBlue may be using baseless and expansive claims of attorney-client privilege to shield documents essential to our oversight.

Simply put, ActBlue’s compliance with our oversight continues to be inadequate. Although ActBlue’s overly broad assertion of attorney-client privilege has materially obstructed the Committees’ oversight, we address for now only ActBlue’s assertion of privilege on Mr.

¹⁵ *In re Kellogg Brown & Root, Inc.*, 756 F.3d 754, 757 (D.C. Cir. 2014).

¹⁶ Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (Oct. 27, 2025).

¹⁷ *See, e.g., Fisher v. United States*, 425 U.S. 391, 403 (1976) (Stating that the attorney-client privilege “protects only those disclosures—necessary to obtain informed legal advice—which might not have been made absent the privilege.”)

¹⁸ Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (Oct. 27, 2025).

¹⁹ *In re Kellogg Brown & Root, Inc.*, 756 F.3d 754, 757 (D.C. Cir. 2014).

²⁰ Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov’t Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (June 5, 2026) (attaching log of privileged documents).

²¹ *Id.*

²² *Id.*

²³ *In re Kellogg Brown & Root, Inc.*, 756 F.3d 754, 757 (D.C. Cir. 2014).

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Ting's resignation letter, Mr. Ahmad's internal message, and all "documents circulated among non-lawyers containing or reflecting . . . information from an attorney" that have not been produced to the Committees.²⁴ For the reasons explained above, the Committees reject ActBlue's assertions of privilege over these documents and demand that they be produced as soon as possible, but not later than June 26, 2026. These documents are essential to the Committees' legislative efforts to protect American elections from fraudulent contributions and foreign interference. The Committees remain prepared to enforce our subpoenas through all available mechanisms.

Sincerely,



Bryan Steil
Chairman
Committee on House Administration



Jim Jordan
Chairman
Committee on the Judiciary



James Comer
Chairman
Committee on Oversight and Government Reform

cc: The Honorable Jamie Raskin, Ranking Member, Committee on the Judiciary

The Honorable Joseph D. Morelle, Ranking Member, Committee on House Administration

The Honorable Robert Garcia, Ranking Member, Committee on Oversight and Government Reform

²⁴ Letter from Mr. Vincent Cohen, Counsel for ActBlue, to Rep. Jim Jordan, Chairman, H. Comm. on the Judiciary, Rep. James Comer, Chairman, H. Comm. on Oversight and Gov't Reform, & Rep. Bryan Steil, Chairman, Comm. on H. Admin. (Oct. 27, 2025).