

106TH CONGRESS
2D SESSION

S. RES. 249

To authorize testimony, document production, and legal representation in
Thomas Dwyer v. City of Pittsburgh, et al.

IN THE SENATE OF THE UNITED STATES

JANUARY 31, 2000

Mr. LOTT (for himself and Mr. DASCHLE) submitted the following resolution;
which was considered and agreed to

RESOLUTION

To authorize testimony, document production, and legal representation in Thomas Dwyer v. City of Pittsburgh, et al.

Whereas, in the case of Thomas Dwyer v. City of Pittsburgh, et al., pending in the United States District Court for the Western District of Pennsylvania, testimony has been requested from Emmet Mahon, an employee in the office of Senator Rick Santorum;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate; and

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistently with the privileges of the Senate: Now, therefore, be it

1 *Resolved*, That Emmet Mahon is authorized to testify
 2 and produce documents in the case of Thomas Dwyer v.
 3 City of Pittsburgh, et al., except concerning matters for
 4 which a privilege should be asserted.

5 SEC. 2. The Senate Legal Counsel is authorized to
 6 represent Emmet Mahon in connection with the testimony
 7 and document production authorized in section one of this
 8 resolution.

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