

107TH CONGRESS
1ST SESSION

S. RES. 136

To authorize testimony, document production, and legal representation in
State of Connecticut v. Kenneth J. LaFontaine Jr.

IN THE SENATE OF THE UNITED STATES

JULY 18, 2001

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

RESOLUTION

To authorize testimony, document production, and legal representation in State of Connecticut v. Kenneth J. LaFontaine Jr.

Whereas, in the case of State of Connecticut v. Kenneth J. LaFontaine Jr., No. 01–29206, pending in Connecticut Superior Court in the City of Hartford, testimony and document production have been requested from James O’Connell, an employee in the office of Senator Lieberman;

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 Members and 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 James O'Connell and any other em-
 2 ployee of the Senate from whom testimony or document
 3 production may be required are authorized to testify and
 4 produce documents in the case of State of Connecticut v.
 5 Kenneth J. LaFontaine Jr., except concerning matters for
 6 which a privilege should be asserted.

7 SEC. 2. The Senate Legal Counsel is authorized to
 8 represent James O'Connell and any Member or employee
 9 of the Senate in connection with the testimony and docu-
 10 ment production authorized in section one of this resolu-
 11 tion.

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