

108TH CONGRESS
1ST SESSION

S. RES. 261

To authorize testimony, document production, and legal representation in State of Colorado v. Daniel Raphael Egger, Sarah Jane Gerald, Jennifer Melissa Greenberg, Lisa Gale Kunkel, Bonnie Catherine McCormick

IN THE SENATE OF THE UNITED STATES

NOVEMBER 6, 2003

Mr. FRIST (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 State of Colorado v. Daniel Raphael Egger, Sarah Jane Gerald, Jennifer Melissa Greenberg, Lisa Gale Kunkel, Bonnie Catherine McCormick

Whereas, in the cases of State of Colorado v. Daniel Raphael Egger, Sarah Jane Gerald, Jennifer Melissa Greenberg, Lisa Gale Kunkel, Bonnie Catherine McCormick, pending in the Arapahoe County Court, Colorado, testimony and documents have been requested from an employee in the office of Senator Wayne Allard;

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 of the Senate and their employees 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 employees of Senator Allard's office
 2 from whom testimony or the production of documents may
 3 be required are authorized to testify and produce docu-
 4 ments in the cases of State of Colorado v. Daniel Raphael
 5 Egger, Sarah Jane Geraldi, Jennifer Melissa Greenberg,
 6 Lisa Gale Kunkel, Bonnie Catherine McCormick, except
 7 concerning matters for which a privilege should be as-
 8 serted.

9 SEC. 2. The Senate Legal Counsel is authorized to
 10 represent Senator Allard and his staff in the actions ref-
 11 erenced in section one of this resolution.

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