

109TH CONGRESS
1ST SESSION

S. RES. 267

To authorize testimony, document production, and legal representation in State of New Hampshire v. Anne Miller, Mary Lee Sargent, Jessica Ellis, Lynn Chong, Donald Booth, Eileen Reardon.

IN THE SENATE OF THE UNITED STATES

OCTOBER 5, 2005

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

RESOLUTION

To authorize testimony, document production, and legal representation in State of New Hampshire v. Anne Miller, Mary Lee Sargent, Jessica Ellis, Lynn Chong, Donald Booth, Eileen Reardon.

Whereas, in the cases of State of New Hampshire v. Anne Miller, Mary Lee Sargent, Jessica Ellis, Lynn Chong, Donald Booth, Eileen Reardon, pending in Concord District Court, New Hampshire, testimony and documents have been requested from Carol Carpenter, an employee in the office of Senator Judd Gregg;

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 an employee of the Senate with respect to any sub-

poena, 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 consistent with the privileges of the Senate: Now, therefore, be it

1 *Resolved*, That Carol Carpenter and other employees
 2 of Senator Gregg's office from whom testimony or the pro-
 3 duction of documents may be required are authorized to
 4 testify and produce documents in the cases of State of
 5 New Hampshire v. Anne Miller, Mary Lee Sargent, Jes-
 6 sica Ellis, Lynn Chong, Donald Booth, Eileen Reardon,
 7 except concerning matters for which a privilege should be
 8 asserted.

9 SEC. 2. The Senate Legal Counsel is authorized to
 10 represent Carol Carpenter and other employees of Senator
 11 Gregg's office in connection with the testimony and docu-
 12 ment production authorized in section one of this resolu-
 13 tion.

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