

110TH CONGRESS
1ST SESSION

S. RES. 128

To authorize testimony, document production, and legal representation in United States v. Philip G. Balcombe, Sansi G. Coonan, John S. Dear, Jan Lustig, Michella A. Marusa, Martin J. Ryan, Eleanore M. Vouselas, and Bruno Keller.

IN THE SENATE OF THE UNITED STATES

MARCH 27, 2007

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

RESOLUTION

To authorize testimony, document production, and legal representation in United States v. Philip G. Balcombe, Sansi G. Coonan, John S. Dear, Jan Lustig, Michella A. Marusa, Martin J. Ryan, Eleanore M. Vouselas, and Bruno Keller.

Whereas, in the case of United States v. Philip G. Balcombe, Sansi G. Coonan, John S. Dear, Jan Lustig, Michella A. Marusa, Martin J. Ryan, Eleanore M. Vouselas, and Bruno Keller, Cr. No. 07–207, pending in federal district court in Albuquerque, New Mexico, testimony and documents have been requested from Maggie Murray, an employee in the office of Senator Pete Domenici;

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

1 *Resolved*, That Maggie Murray and any other employ-
 2 ees of Senator Domenici's office from whom testimony or
 3 the production of documents may be required are author-
 4 ized to testify and produce documents in the case of
 5 United States v. Philip G. Balcombe, Sansi G. Coonan,
 6 John S. Dear, Jan Lustig, Michella A. Marusa, Martin
 7 J. Ryan, Eleanore M. Vouselas, and Bruno Keller, except
 8 concerning matters for which a privilege should be as-
 9 serted.

10 SEC. 2. The Senate Legal Counsel is authorized to
 11 represent Maggie Murray and other employees of Senator

- 1 Domenici's staff in the actions referenced in section one
- 2 of this resolution.

