

116TH CONGRESS
2D SESSION

S. RES. 493

To authorize testimony, documents, and representation in *United States v. Stahlnecker*.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 5, 2020

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

RESOLUTION

To authorize testimony, documents, and representation in
United States v. Stahlnecker.

Whereas, in the case of *United States v. Stahlnecker*, Cr. No. 19–394, pending in the United States District Court for the Central District of California, the prosecution has requested the production of testimony, and, if necessary, documents from Sarah Harms, an employee of the office of Senator Sherrod Brown, Leah Uhrig, a former employee of that office, and, Kylie Rutherford, an employee of the office of Senator Shelley Moore Capito;

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 current and former 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 Sarah Harms and Leah Uhrig, cur-
 2 rent and former employees, respectively, of Senator
 3 Brown’s office, and Kylie Rutherford, a current employee
 4 of Senator Capito’s office, and any other current or former
 5 employee of the Senators’ offices from whom relevant evi-
 6 dence may be necessary, are authorized to testify and
 7 produce documents in the case of *United States v.*
 8 *Stahlnecker*, except concerning matters for which a privi-
 9 lege should be asserted.

10 SEC. 2. The Senate Legal Counsel is authorized to
 11 represent any current or former employees of Senators
 12 Brown and Capito in connection with the production of
 13 evidence authorized in section one of this resolution.

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