

ONE HUNDRED SEVENTEENTH CONGRESS  
**Congress of the United States**  
**House of Representatives**  
COMMITTEE ON THE JUDICIARY  
2138 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515-6216  
(202) 225-3951  
judiciary.house.gov

July 26, 2021

The Honorable Christopher A. Wray  
Director  
Federal Bureau of Investigation  
935 Pennsylvania Avenue, N.W.  
Washington, DC 20535

Dear Director Wray:

On June 10, 2021, you testified before the Committee during our annual oversight hearing of the Federal Bureau of Investigation (FBI).<sup>1</sup> During that hearing, you committed to follow up with information and responses to a number of questions. Over a month has passed, and the FBI has not yet complied with many of these outstanding requests. We write to ask that you provide the requested information immediately.

Of notable concern, both Republicans and Democrats questioned you about the serious and systematic problems with the FBI's use of its warrantless electronic surveillance powers under section 702 of the Foreign Intelligence Surveillance Act. Members requested a briefing on the matter, which you agreed to provide. The FBI has not yet provided this briefing, let alone begin to schedule the briefing.

In addition, the FBI has not yet provided responses to questions for the record posed following your testimony at the Committee's 2020 oversight hearing. For instance, on February 12, 2020, Representative Mike Johnson posed a number of questions for the record pertaining to the FBI's Crossfire Hurricane investigation. It is our understanding that you have not answered Representative Johnson's questions. We therefore ask that you provide a copy of your response to the questions for the record from the 2020 hearing.

The FBI must be forthcoming and transparent to Congress and the American people. Both a table of our outstanding requests from your June 2021 testimony and a copy of the February 2020 questions for the record are attached for your convenience. Please provide full responses and information to the Committee as soon as possible but no later than 5:00 p.m. on August 9, 2021.

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<sup>1</sup> *Oversight of the Federal Bureau of Investigation, Hearing before the H. Comm. on the Judiciary, 117th Cong. (2021).*

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Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "Jim Jordan". The signature is written in a cursive style with a large, stylized "J" and "D".

Jim Jordan  
Ranking Member

cc: The Honorable Jerrold Nadler, Chairman

June 10, 2021 Full Committee Hearing

| <b>Member</b>        | <b>Member Ask</b>  | <b>Wray Response</b>   |
|----------------------|--|--|
| Rep. Tom McClintock  | <ul style="list-style-type: none"><li>• Specific number of terrorists, criminals, and gang members apprehended at the southern border</li><li>• Number of agents and money spent by FBI on border operations</li><li>• Requested briefing about terrorist border-crossings</li></ul> | <p>“Congressman, I’m not sure that I have that number, but it may be that we can provide the specifics separately.”<sup>2</sup></p> <p>“Again, I’d be happy to see if I can provide specific numbers and information to be helpful to your request separately. So I’m happy to follow up with your staff on that.”<sup>3</sup></p> <p>“Again, I’m happy to see what information we can provide to be helpful.”<sup>4</sup></p> |
| Rep. Matt Gaetz      | <ul style="list-style-type: none"><li>• Requested any scientific analysis that the FBI has done regarding Dr. Li-Meng Yan’s COVID-19 origin claims</li></ul>   | <p>“I am happy to see what information we can provide. I will have my staff follow up with yours and see what information we can share on the subject.”<sup>5</sup></p> <p>“Let me commit to you that I will go back with my folks and see what information can be provided and what form it would have to take if we can provide any.”<sup>6</sup></p>  |
| Rep. Victoria Spartz | <ul style="list-style-type: none"><li>• Re-requested same section 702 briefing as Lofgren as well as FBI’s internal</li></ul>  | <p>“Sure, we’d be happy to provide a briefing, but certainly before the end of –”<sup>7</sup></p>  |

<sup>2</sup> *Id.* at 22.

<sup>3</sup> *Id.* at 23.

<sup>4</sup> *Id.* at 24.

<sup>5</sup> *Id.* at 53.

<sup>6</sup> *Id.* at 54.

<sup>7</sup> *Id.* at 71.

|                    | FISA audit initiatives by end of fiscal year  |  |
|--------------------|---|--|
| Rep. Chip Roy      | <ul style="list-style-type: none"><li>• Briefing on Jan. 6 prosecutions/investigations</li><li>• Requested additional information about FBI's role in assisting CBP to combat drug trafficking at the southern border</li></ul> | <p>"I am happy to see what kind of briefing we could provide to the committee."<sup>8</sup></p> <p>"I'll provide a brief answer, and then maybe we can supply some more information after the fact."<sup>9</sup></p>   |
| Rep. Tom Tiffany   | <ul style="list-style-type: none"><li>• Requested information on FBI's handling of Bernell Trammell murder case in Milwaukee, Wisconsin</li></ul>   | <p>"Certainly, I am happy to follow up with our Milwaukee office to see what the status of that particular issue is."<sup>10</sup></p>   |
| Rep. Thomas Massie | <ul style="list-style-type: none"><li>• Asked FBI to work with DNI to look at JASTA families</li><li>• Requested investigation whether there is racial disparity in the NICS system background checks</li></ul>                 | <p>"Well, I will make sure that our folks are doing everything they possibly can consistent with our responsibilities."<sup>11</sup></p> <p>"I am happy to take a look with the DNI and others to see if there's more information that can be declassified."<sup>12</sup></p> <p>"I am happy to look further into the issue. I might have my staff follow up with yours to see -- make sure that we have the same information that you are referring to. But certainly, you've raised issues that would -- that I'd want to look into further."<sup>13</sup></p> |

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<sup>8</sup> *Id.* at 87.

<sup>9</sup> *Id.* at 89.

<sup>10</sup> *Id.* at 109.

<sup>11</sup> *Id.* at 113.

<sup>12</sup> *Id.* at 114.

<sup>13</sup> *Id.* at 115.

|                        |   |   |
|------------------------|---|---|
| <p>Rep. Andy Biggs</p> | <ul style="list-style-type: none"><li>• Requested responses and information to questions one and two in his and Ranking Member Jordan's May 4, 2021 letter about reported FISA abuses</li></ul> | <p>"I can look and see if there's more information we can provide you, perhaps in a classified setting."<sup>14</sup></p> <p>"I'd have to check. I know that we deal with the FISC fairly regularly and provide all sorts of reports to them."<sup>15</sup></p> <p>"I am happy to see what information we can provide you. The court, though, does not speak in terms of improprieties, and I think the court knows how to use that term when that's what it thinks it's found."<sup>16</sup></p> |
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<sup>14</sup> *Id.* at 95.

<sup>15</sup> *Id.*

<sup>16</sup> *Id.* at 96.

U.S. Congressman Mike Johnson  
U.S. House Committee on the Judiciary  
Questions for the Record  
February 12, 2020

**Hearing – “Oversight of the Federal Bureau of Investigation”**

Director Wray, as you are aware Former Special Counsel Mueller brought on members of the FBI onto the Special Counsel’s team when Crossfire Hurricane was transferred from the FBI to the Special Counsel. In Mr. Mueller’s subsequent appearance before this Committee he refused to answer any questions related to the Steele Dossier. With that in mind, I would like to ask you a few questions regarding this phase of the investigation:

1. To your knowledge did Former Special Counsel Mueller ever question any of the Steele Dossier origins after or during the transition of Crossfire Hurricane from the FBI to the Special Counsel’s team?
2. Are you aware of any FBI personnel that were not part of the Mueller team being asked by Former Director Mueller to carry out tasks during his tenure as Special Counsel?
3. In addition to addressing the relevant deficiencies found in the IG report, are you internally examining FBI protocols surrounding the transfer of investigations to a Special Counsel, particularly in instances where FBI staff are used by the Special Counsel?
4. Have you considered updating any sections of relevant Policy Implementation Guides or the Domestic Investigations Operations Guide (DIOG) regarding FBI interactions, or the transfer of investigations, to a Special Counsel?