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October 5, 2004

The Honorable Donald H. Rumsfeld
Secretary of Defense
U.S. Department of Defense
1000 Defense Pentagon
Washington, DC 20301

Dear Mr. Secretary:

The Subcommittee has been engaged in oversight of contracting and reconstruction efforts by the U.S. government in Iraq. As you know, the U.N. Security Council required the Coalition Provisional Authority (CPA) to act as steward for oil proceeds and other Iraqi funds, which were to be placed in the Development Fund for Iraq (DFI). U.N. Security Council Resolution 1483 required that the United States use Iraqi funds "in a transparent manner to meet the humanitarian needs of the Iraqi people . . . and for other purposes benefiting the people of Iraq." It also required the United States to cooperate with audits by the International Advisory and Monitoring Board (IAMB), which has hired KPMG to audit the DFI.

In order to meet our continuing oversight responsibilities, we request copies of the following documents related to the DFI:

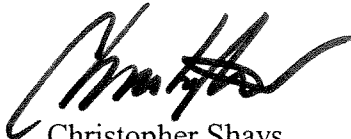
- (1) Records regarding specific deposits to, and withdrawals from, the DFI, including reports, statements, registers, and other summary documents produced on a periodic basis;
- (2) Contracts related to the sale of Iraqi oil products, including contracts between private companies, foreign governments, and other entities and persons;

- (3) Records of oil product exports during the CPA's existence, as well as records of revenue received in exchange for such exports;
- (4) Memoranda, e-mails, reports, and other documents regarding the installation of meters to measure Iraqi oil production, exports, and consumption, including documents regarding contracts, task orders, or grants to install such meters;
- (5) Contracts, task orders, grants, and any other vehicles for the disbursement of funds from the DFI, including the identities of companies, individuals, governments, ministries, programs, or other entities or persons that received funds from the DFI;
- (6) Summaries, spreadsheets, pivot tables, and other documents regarding expenditures from the DFI;
- (7) Documents regarding the Program Review Board, including minutes, decision documents, memoranda, reports, records of attendance, and voting records of members;
- (8) Documents provided to the U.S. government by the International Advisory and Monitoring Board (IAMB), including final or draft reports, briefings, tables, charts, summaries, or other materials, and also including requests for information or assistance to U.S. government officials or contractors;
- (9) Documents provided to the IAMB by the U.S. government or contractors, including final or draft reports, briefings, tables, charts, summaries, or other materials, and also including responses to requests for information or assistance;
- (10) Documents regarding the establishment of the IAMB, including memoranda, negotiating documents, correspondence, and e-mails regarding the potential authorities of the IAMB and its certified public accounting firm;
- (11) Documents regarding the requirement in CPA Regulation 2 to hire a certified public accounting firm, including memoranda, decision documents, correspondence, and e-mails regarding the decision not to hire a certified public accounting firm, but to hire North Star Consultants, Incorporated, instead; and
- (12) Documents received by the United States representative to the U.N. Security Council regarding CPA's stewardship of the DFI, including reports submitted by the Secretary General on behalf of the IAMB.

Please provide these documents expeditiously, but in no case later than November 5, 2004. In the even you find you are unable to meet this request at that time, please provide a written explanation of the factors preventing timely compliance and the date upon which any remaining material will be made available. Please also be advised that a

finding by the Subcommittee that an acceptable response has not been provided by the Department on the date requested, or on a subsequent date mutually agreed upon, will result in issuance of a subpoena for the requested information.

Sincerely,



Christopher Shays
Chairman
Subcommittee on National Security



Henry A. Waxman
Ranking Minority Member
Committee on Government Reform