

PATRICK J. LEAHY, VERMONT, CHAIRMAN

DIANNE FEINSTEIN, CALIFORNIA
CHARLES E. SCHUMER, NEW YORK
RICHARD J. DURBIN, ILLINOIS
SHELDON WHITEHOUSE, RHODE ISLAND
AMY KLOBUCHAR, MINNESOTA
AL FRANKEN, MINNESOTA
CHRISTOPHER A. COONS, DELAWARE
RICHARD BLUMENTHAL, CONNECTICUT
MAZIE HIRONO, HAWAII

CHARLES E. GRASSLEY, IOWA
ORRIN G. HATCH, UTAH
JEFF SESSIONS, ALABAMA
LINDSEY O. GRAHAM, SOUTH CAROLINA
JOHN CORNYN, TEXAS
MICHAEL S. LEE, UTAH
TED CRUZ, TEXAS
JEFF FLAKE, ARIZONA

KRISTINE J. LUCIUS, *Chief Counsel and Staff Director*
KOLAN L. DAVIS, *Republican Chief Counsel and Staff Director*

United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

August 21, 2014

Mr. Joseph S. Campbell
Deputy Assistant Director, Criminal Investigative Division
Federal Bureau of Investigation
Committee Chair
Council of the Inspectors General on Integrity and Efficiency
Integrity Committee
935 Pennsylvania Avenue, NW
Washington, DC 20535

Dear Mr. Campbell:

Recently, the Council of Inspectors General on Integrity and Efficiency's Integrity Committee (CIGIE IC) concluded an investigation of National Archives Inspector General (IG) Paul Brachfeld. This investigation originally began with a complaint forwarded by the Archivist in September 2012 but was not completed until the end of June 2014. While the investigation was ongoing, the Archivist placed IG Brachfeld on administrative leave, leaving the Office of Inspector General without permanent leadership for close to two years.

Extended investigations are harmful to the independence and integrity of the IG community. They also prevent agencies from effectively resolving allegations against a member of senior leadership. Placing an IG on administrative leave through the duration of a multi-year investigation could also constitute the constructive removal of an IG. Without a consistent, transparent, and efficient investigative process, the CIGIE IC will not be able to perform its essential function: to ensure that the IG community is living up to the standards it sets for the Executive Branch.

In light of these concerns, Congress needs to review IC data in order to consider improvements to the IC process. To that end, please provide the following information for FY 2011, 2012, 2013, and 2014 (to date):

1. The average and median number of days it takes from receipt of complaint until initial referral (either to Public Integrity, the IC, third party, or closing file).
2. The average and median number of days for Public Integrity to review referral and make a determination of whether a criminal investigation is warranted.
3. The average and median number of days from referral to the IC to when a matter appears on the IC meeting agenda.

4. The average and median number of days from when the IC makes a decision to initiate an investigation until an Office of Inspector General agrees to accept the matter for investigation.
5. The average and median number of days from the start of an IG investigation until a final investigative report is issued to the IC.
6. The average and median number of days from when a final investigative report is sent to the IC until the IC provides a final disposition on the report.
7. The average and median number of days from when the IC makes a final disposition of the investigative report until a summary of the report is sent to Congress.
8. The average and median number of days from when Congress requests a full investigative report until the report is sent to Congress.
9. What is the total cost of the resources the Federal Bureau of Investigation (FBI) provides to the IC?
10. How many full-time equivalents (FTEs) does the FBI provide to the IC?
11. How many complaints has the IC received each year since FY 2011? Please provide subtotals by year for each inspector general's office and official against whom complaints were filed.
 - a. How many of those complaints have resulted in IC investigations? Please provide subtotals for each inspector general's office and official against whom complaints were filed.
 - b. How many of those complaints have resulted in OSC investigations? Please provide subtotals for each IG's office and official against whom complaints were filed.
 - c. How many of those complaints have resulted in criminal investigations? Please provide subtotals for each IG's office and official against whom complaints were filed.
12. How many individuals have filed complaints each year?
13. How many complaints were filed for each year?

Thank you for your cooperation and attention in this matter. We would appreciate a response by September 4, 2014. If you have any questions, please do not hesitate to contact Chris Lucas at (202) 224-5225.

Sincerely,

A handwritten signature in blue ink that reads "Chuck Grassley". The signature is written in a cursive style with a prominent "C" and "G".

Charles E. Grassley
Ranking Member
Committee on the Judiciary