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United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

October 23, 2025

VIA ELECTRONIC TRANSMISSION

Mr. Jack Smith
Former Special Counsel
c/o Peter Koski and Lanny Breuer
Covington and Burling LLP

Dear Mr. Smith:

I appreciate your willingness to testify before the Senate Judiciary Committee regarding your role as Special Counsel. Your lawyers' October 23, 2025, letter states there are matters for which you require guidance from DOJ, prior to a hearing, including access to Special Counsel files. Similarly, the Senate Judiciary Committee is in the process of gathering these records through its constitutional oversight role and will need time to obtain and review them prior to formally calling for a hearing on this matter.

In the meantime, there are preliminary questions that you can answer now:

1. While Special Counsel, did you or your staff ever meet, speak, or otherwise communicate with any Biden White House officials? If yes, who, when, and what was the subject matter?
2. While Special Counsel, did you or your staff ever meet, speak, or otherwise communicate with Attorney General Garland, Deputy Attorney General Monaco, Director Wray, and/or Deputy Director Abbate about your work? If yes, who, when, and what was the subject matter?
3. While Special Counsel, did anyone at the White House, Attorney General Garland or Deputy Attorney General Monaco direct you to take any investigative or prosecutorial action? If so, who and what action(s)?
4. While Special Counsel, did Attorney General Garland or Deputy Attorney General Monaco approve your seeking and obtaining tolling records relating to Members of Congress? If not, who approved it?
5. How many Members of Congress did you (a) seek tolling information from and (b) obtain that information from?
6. While Special Counsel, did you or your staff use any non-government devices, such as laptops, tablets, or phones, to conduct official business? If yes, who and provide those records to me.

7. Were you aware that anti-Trump FBI agents, such as Assistant Special Agent in Charge Thibault, played critical roles in opening and approving the elector case? If so, when did you become aware?
8. During your elector case, did you obtain Republican donor information? If so, what process did you have in place to protect it from misuse?

Thank you for your prompt review and responses. I will respond in kind to your October 21, 2025, letter at a later date.

Sincerely,



Charles E. Grassley
Chairman
Committee on the Judiciary