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# Congress of the United States

## House of Representatives

COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM

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June 19, 2014

Ms. Jennifer O'Connor  
Office of White House Counsel  
The White House  
Washington, DC 20500

Dear Ms. O'Connor:

The Committee on Oversight and Government Reform hereby requests your testimony at a hearing entitled, "IRS Obstruction: Lois Lerner's Missing E-Mails, Part II." This hearing will take place at 9:30 a.m. on Tuesday, June 24, 2014, in room 2154 Rayburn House Office Building. This hearing will examine the Internal Revenue Service's destruction of e-mails sent or received by former IRS official Lois Lerner from January 2009 until April 2011.

From May 2013 until November 2013, you served in a career position at the IRS as the Counselor to the Commissioner, with the primary task of "navigat[ing] the scandal over [the IRS's] reviews of conservative organizations."<sup>1</sup> In this position, you had a direct and substantial role in the IRS's response to congressional requests for documents, including documents sent or received by Ms. Lerner. In fact, IRS Chief Counsel William Wilkins, when asked who was supervising the collection of "documents relating to the committee's requests for material," responded "Tom Kane and Jennifer [O'Connor] are the two I would identify as the key supervisors."<sup>2</sup> Given your prominent role in supervising the IRS's document review and production processes, you likely knew or should have known that the IRS was missing a portion of e-mails sent or received by Ms. Lerner responsive to the Committee's subpoena.<sup>3</sup>

<sup>1</sup> Evan Perez, *IRS adds lawyer to advise on scandal response*, WALL ST. J., May 28, 2013.

<sup>2</sup> Transcribed interview of William Wilkins, Internal Revenue Serv., in Wash., D.C., at 150-51 (Nov. 6, 2013).

<sup>3</sup> See Subpoena from H. Comm. on Oversight & Gov't Reform to Hon. Jacob Lew, Sec'y, U.S. Dep't of the Treasury (Aug. 2, 2013).

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You should be prepared to provide a five minute opening statement and answer questions posed by Members. Instructions for witnesses appearing before the Committee are contained in the enclosed Witness Instruction Sheet. In particular, please note the procedures for submitting written testimony at least two business days prior to the hearing. If you have any questions, please contact David Brewer or Drew Colliatie of the Committee staff at (202) 225-5074.

Sincerely,



Darrell Issa  
Chairman

Enclosure

cc: The Honorable Elijah E. Cummings, Ranking Minority Member

**Witness Instruction Sheet**  
**Governmental Witnesses**

1. Witnesses should provide 70 copies of their written testimony to Sharon Casey, Senior Assistant Clerk, 2157 Rayburn House Office Building, no later than 10:00 a.m. two business days prior to the hearing. Witnesses should also provide their statement by this date in electronic format, either as a CD or via e-mail to [Sharon.Casey@mail.house.gov](mailto:Sharon.Casey@mail.house.gov).
2. Please do not send copies by U.S. Mail, UPS, Federal Express, or other shippers. Such packages are processed through an offsite security facility and will arrive 7-10 days late.
3. Witnesses should also provide a short biographical summary and include it with their written statement. The biographical summary should be attached to all 70 copies of the testimony and included with the electronic copy of the testimony provided to the Clerk.
4. At the hearing, each witness will be asked to summarize his or her written testimony in five minutes or less in order to maximize the time available for discussion and questions. Written testimony will be entered into the hearing record and may extend to any reasonable length.
5. Written testimony will be made publicly available and will be posted on the Committee's website.
6. The Committee does not provide financial reimbursement for witness travel or accommodations. Witnesses with extenuating circumstances, however, may submit a written request for such reimbursements to Robin Butler, Financial Administrator, 2157 Rayburn House Office Building, at least one week prior to the hearing. Reimbursements will not be made without prior approval.
7. Witnesses with disabilities should contact Committee staff to arrange any necessary accommodations.
8. Committee Rules governing this hearing are online at [www.oversight.house.gov](http://www.oversight.house.gov).

For inquiries regarding these rules and procedures, please contact the Committee on Oversight and Government Reform at (202) 225-5074.