

THE COMMONWEALTH OF MASSACHUSETTS OFFICE OF THE ATTORNEY GENERAL

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November 8, 2018

Acting Attorney General Matthew Whitaker U.S. Department of Justice 950 Pennsylvania Avenue, NW Washington, DC 20530-0001

Dear Acting Attorney General Whitaker,

As chief law enforcement officers of our respective states, we ask that you recuse yourself from any role in overseeing Special Counsel Robert Mueller's investigation of Russian interference in the 2016 presidential election. Because a reasonable person could question your impartiality in the matter, your recusal is necessary to maintain public trust in the integrity of the investigation and to protect the essential and longstanding independence of the Department you have been chosen to lead, on an acting basis. *See, e.g.*, 5 C.F.R. 2635.502(d).

You must be aware that your public comments criticizing Mr. Mueller's investigation have been widely circulated. At various opportunities – in print, on television, and through social media – you have suggested cutting the Special Counsel's budget or limiting his authority to follow lines of inquiry. As prosecutors and law enforcement officials committed to the rule of law, we believe that the independent Special Counsel must have the full authority to investigate and, if warranted, prosecute any violations of federal law.

By all appearances, Deputy Attorney General Rosenstein has ably supervised the Special Counsel's investigation from its outset. He should continue to do so, as Mr. Mueller's work must proceed free from interference or supervision that would appear to many Americans to be biased.

An Attorney General's highest responsibility is to uphold the law and ensure public confidence in the impartial administration of justice by leading an empowered and independent Department. We hope you share that goal.

Sincerely,

Maura Healey

Massachusetts Attorney General

Barbara Underwood

New York Attorney General

Barban D. Underd

George Jepsen Connecticut Attorney General

Matthew P. Denn Delaware Attorney General

Karl A. Racine
Attorney General for the District of Columbia

Russell A. Suzuki
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New Mexico Attorney General

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Maryland Attorney General

CC:

Deputy Attorney General Rod J. Rosenstein

U.S. Senator Richard M. Burr, Chairman, Senate Intelligence Committee

U.S. Senator Mark Warner, Ranking Member, Senate Intelligence Committee

U.S. Representative Mike Conaway, House Intelligence Committee

U.S. Representative Adam Schiff, House Intelligence Committee