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November 17, 2017

VIA EMAIL

The Honorable Charles E. Grassley
The Honorable Dianne Feinstein
United States Senate
Committee on the Judiciary
Washington, D.C. 20510 -6275

Re: November 16, 2017 Letter

Dear Chairman Grassley and Ranking Member Feinstein:

I am responding to your November 16, 2017 letter. I have to start by expressing my surprise and disappointment that I first read about and saw the actual contents of your letter from reporters. Apparently, you sent your letter to various members of the media before you sent it to me. I say "surprise" because, on behalf of Mr. Kushner, we had been engaged with and in communications with your staff. I would have assumed that, if there were any questions about our productions or exchanges, that would have been communicated to me directly before you made this a media event.

With respect to the substance of your letter, let me start with the so-called "Missing Documents." They are not missing at all. As you will note, after I spoke to your staff, I wrote a cover letter with our production. In that letter, I wrote: "We believe that our prior production [to the intelligence committees] contains the most pertinent documents to your inquiry into the June 9, 2016 meeting at Trump Tower, and related matters, and undercut any notion that there was collusion (or even any extensive interactions) between Mr. Kushner and Russia concerning the 2016 election." The documents provided to those committees fully responded to their requests. That was why we said we would provide those documents to you first to see if anything else was relevant or new, and try to determine whether those documents would satisfy your inquiry as well.

As to the "WikiLeaks" document to which you refer, this has been mischaracterized in the press. Mr. Kushner had no contacts with that organization and was, along with others, forwarded an email from Donald Trump Jr. that has been widely reported and disseminated. There is no new document concerning Mr. Kushner. As to the document

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from Mr. Trump Jr., Mr. Kushner was one of many people to whom one email was sent, and he did not respond. A communication in which he was a copied recipient and was not about Russia contacts by him (or apparently by anyone else) was not responsive to any request about Mr. Kushner's own contacts. More important, we understood you have whatever there is on the subject, but we can provide you with another copy of the one email.

Your letter also refers to communications with Sergei Millian, copied to Mr. Kushner. The "Millian" email between Mr. Millian and a reporter, in which Mr. Millian is actually conferring with Michael Cohen and confirming that Mr. Millian has no relationship with the President, is also not one about contacts that Mr. Kushner, or really anyone, had that would be responsive to any relevant request. But, we can provide another copy of that email as well.

The final document you address is one where various people are musing over a Kentucky NRA event and a religious organization's desire for a visit by then-candidate Trump to their event occurring at the same time nearby. The email lists biographies of various people covering many pages where there is a reference to one of these people suggesting an idea that somewhere, sometime (before the words "Russia" or "Putin" were a politically charged or relevant in the campaign), someone thought candidate Trump should visit Russia. Again, this was not any contact, call or meeting in which Mr. Kushner was involved. He is forwarded this long chain later on. His response was:

"Pass on this. A lot of people come claiming to carry messages. Very few we are able to verify. For now I think we decline such meetings. Most likely these people then go back home and claim they have special access to gain importance for themselves. Be careful."

As you indicated, you have received a copy of this exchange from others, so you would have already seen that Mr. Kushner was telling people *not* to believe people who came forward claiming to have contacts with others. His reference was not just about Russia. As you know, Mr. Kushner was a point person during the campaign for foreign officials who wanted to talk with the campaign. His advice was sound and clearly indicates that he was not seeking any such contacts with Russia (or anyone else). You can see there would be no reason for us not to provide such a clear expression that Mr. Kushner had no contacts with, nor was in collusion with, nor was pursuing any such relationship with Russia *except* that it was not responsive. Again, you seem to have this exchange and know what he said, but we are glad to provide another copy.

With respect to documents that exist after January 20, 2017, we did refer you to the White House because they have control of those records. I am doubtful that any documents from Mr. Kushner after January 20 would be responsive to any subject you

are reviewing, but, if so, we are sure the White House Counsel and others will provide them to you as Mr. Kushner does not have any authorization to release them.

As to any interview, Mr. Kushner has already spent 6 or more hours answering any relevant question on any germane subject to the Senate and House Intelligence Committees. I do not understand why these committees would not provide the transcripts to you, but we do not have those transcripts. We have told both committees we have no objection to their providing them to you or in response to any bi-partisan request from a committee with proper jurisdiction. It would be duplicative if one committee of the Congress did not provide such material to another. If you want us to reiterate our agreement to these committees, we will be glad to do so.

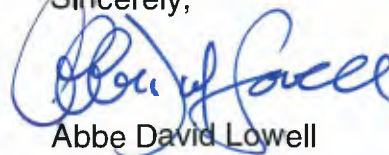
Concerning General Flynn, thank you for the clarification. This is the type of exchange I had requested with your staff to get the committee what it needed and is the best way to proceed.

Concerning Mr. Kushner's SF-86, I explained to your staff that documents concerning the SF-86 are deemed government personnel records, and I know the Committee is pursuing these (again with whatever relevance they could possibly have to any real inquiry) from the proper channels.

Finally, as to any follow-up (*e.g.* seeing what was redacted), I will again try to contact your staff as part of Mr. Kushner's voluntary and complete cooperation with any proper inquiry. We will do this as soon as we are able to.

In conclusion, may I also request that you let me know directly of any questions, issues or follow up requests you have, rather than doing that through the media. We have not had that issue with any other committee, and the direct contact facilitates getting a clear understanding of what exists and what can be provided in the most expeditious manner. Your staff has all of my contact information.

Sincerely,


Abbe David Lowell