

JAMES H. SCHEUER, New York
 MARILYN LLOYD, Tennessee
 DAN GLICKMAN, Kansas
 HAROLD L. VOLKMER, Missouri
 HOWARD WOLPE, Michigan
 RALPH M. HALL, Texas
 DAVE MCCURDY, Oklahoma
 NORMAN Y. MINETA, California
 JIM VALENTINE, North Carolina
 ROBERT G. TORRICELLI, New Jersey
 RICK BOUCHER, Virginia
 TERRY L. BRUCE, Illinois
 RICHARD H. STALLINGS, Idaho
 JAMES A. TRAFICANT, Jr., Ohio
 HENRY J. NOWAK, New York
 CARL C. PERKINS, Kentucky
 TOM McMILLEN, Maryland
 DAVID R. NAGLE, Iowa
 JIMMY HAYES, Louisiana
 JERRY F. COSTELLO, Illinois
 JOHN TANNER, Tennessee
 GLEN BROWDER, Alabama
 PETE GEREN, Texas
 RAY THORNTON, Arkansas
 JIM BACCHUS, Florida
 TIM ROEMER, Indiana
 BUD CRAMER, Alabama
 DICK SWETT, New Hampshire
 MICHAEL J. KOPETSKI, Oregon
 JOAN KELLY HORN, Missouri
 ELIOT L. ENGEL, New York
 JOHN W. OLVER, Massachusetts

U.S. HOUSE OF REPRESENTATIVES
 COMMITTEE ON SCIENCE, SPACE,
 AND TECHNOLOGY

SUITE 2320 RAYBURN HOUSE OFFICE BUILDING
 WASHINGTON, DC 20515-6301
 (202) 225-6371

ROBERT S. WALKER, Pennsylvania
 F. JAMES SENSENBRENNER, Jr., Wisconsin
 SHERWOOD L. BOEHLERT, New York
 TOM LEWIS, Florida
 DON RITTER, Pennsylvania
 SID MORRISON, Washington
 RON PACKARD, California
 PAUL B. HENRY, Michigan
 HARRIS W. FAWELL, Illinois
 D. FRENCH SLAUGHTER, Jr., Virginia
 LAMAR SMITH, Texas
 CONSTANCE A. MORELLA, Maryland
 DANA ROHRBACH, California
 STEVEN H. SCHIFF, New Mexico
 TOM CAMPBELL, California
 JOHN J. RHODES, III, Arizona
 JOE BARTON, Texas
 DICK ZIMMER, New Jersey
 WAYNE T. GILCHRIST, Maryland
 SAM JOHNSON, Texas

RADFORD BYERLY, Jr.
 Chief of Staff
 MICHAEL RODEMEYER
 Chief Counsel
 CAROLYN C. GREENFELD
 Chief Clerk
 DAVID D. CLEMENT
 Republican Chief of Staff

September 9, 1992

Mr. Jon Lipsky
 c/o/ Federal Bureau of Investigations
 J. Edgar Hoover Building
 Washington, D.C. 20535

Dear Mr. Lipsky:

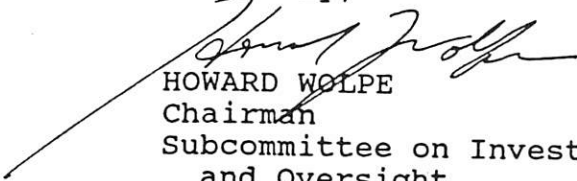
As you are aware, you are scheduled to appear before the Subcommittee tomorrow in response to a subpoena issued by the Subcommittee to you. It is my assumption that you will appear as scheduled, and the other Members of the Subcommittee and I are looking forward to hearing from you.

However, earlier today, during a meeting with officials of the Federal Bureau of Investigation, I was informed that the FBI is recommending to the Department of Justice that the Department take steps to effect resistance to this subpoena. In light of that conversation, I thought it would be useful to emphasize that -- as you no doubt are aware -- you are the subpoenaed witness, not the FBI Director nor the Attorney General. Consequently, a failure to appear would subject you to possible prosecution of a charge of contempt of Congress under 2 U.S.C. 192. It is you, not they, who could face this charge.

My concern about this issue may be wholly unnecessary, but in light of the aforementioned conversation, I thought it was important to communicate directly with you to avoid any misunderstanding.

I look forward to hearing your testimony tomorrow on the very important issues under review by the Subcommittee. If you have any questions or wish to discuss this matter further, please contact Bob Roach, Subcommittee chief investigator, or Edith Holleman, counsel, at (202) 225-4494.

Sincerely,


 HOWARD WOLPE
 Chairman
 Subcommittee on Investigations
 and Oversight