



U.S. Department of Justice

Office of the Inspector General

April 13, 2018

The Honorable Charles E. Grassley
Chairman
Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, D.C. 20510

Dear Chairman Grassley:

I am writing in response to your letter dated March 21, 2018, in which you request information about the Office of the Inspector General's (OIG) review of actions by the Department of Justice (DOJ) and the Federal Bureau of Investigation (FBI) prior to the 2016 election. You also requested copies of any documents and communications that the OIG provided to DOJ or the FBI's Office of Professional Responsibility (OPR) relating to the removal of former FBI Deputy Director Andrew McCabe.

First, the OIG is working diligently to complete the election-related review that we initiated in January 2017. As a result of potentially important additional information and documents that recently came to our attention, and the interviews they have required us to conduct, my expectation is that we will issue our report in May, absent any additional new developments.¹ This projected timeframe includes the usual process we undertake to ensure the accuracy, completeness, and appropriate classification of our report. We will update the Committee, and our other Congressional oversight committees, on our timing as we are better able to do so. I will be prepared to provide a briefing and testify publicly about our findings and conclusions as soon as our report is released.

Second, the OIG's misconduct investigation of Mr. McCabe did not originate as part of the OIG's election-related review. Rather, as detailed in the enclosed OIG Report of Investigation (ROI), the OIG initiated its investigation of Mr. McCabe on August 31, 2017, four days after receiving a referral from the FBI Inspection Division (INSD) on August 27, 2017. As further described in the ROI, the INSD referral arose from, among other things, interviews INSD had conducted of then Deputy Director McCabe in May and August 2017, and its

¹ The election-related review that is the subject of our forthcoming report is separate from the review that the OIG initiated in March 2018 of the Department's and the FBI's compliance with laws, policies, and procedures in applications filed with the U.S. Foreign Intelligence Surveillance Court relating to a certain U.S. person.

assessment at that time that the OIG should handle the investigation because Mr. McCabe may have engaged in misconduct and INSD ultimately reported to him as the Deputy Director. As the ROI also explains, shortly before the OIG received this referral from INSD, the OIG independently identified information through our work on the election-related review that we subsequently learned was relevant to the INSD investigation.

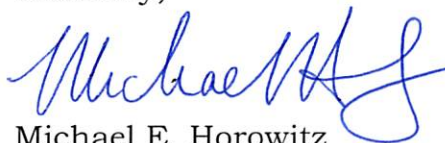
The OIG completed our investigative work on the McCabe misconduct matter in December 2017 and produced a draft misconduct report in February 2018. Consistent with our usual practice, we allowed Mr. McCabe and his lawyers to review our draft report and provide us with his comments, which his counsel did, both in an in-person presentation to me, and in a written submission. After reviewing and considering comments by Mr. McCabe's counsel, we issued the enclosed ROI to the FBI at the end of February. In connection with FBI OPR's disciplinary process, the OIG provided to FBI OPR materials that supported the OIG's findings, consistent with our usual practice, and we responded to requests for additional materials from FBI OPR, including information that Mr. McCabe's counsel sought to review in order to respond to the FBI OPR charges.

Pursuant to the Committee's document request related to the McCabe misconduct investigation, and consistent with the provisions of the Inspector General Act, we are providing the Committee with the enclosed redacted version of our ROI. The redactions in the ROI have been made based on privacy interests of individuals. With regard to the Committee's request for the underlying investigative material that we provided to FBI OPR and DOJ, we would request an opportunity to meet with the Committee's staff to discuss that aspect of the request.

Finally, aside from the Attorney General's public statement on March 17, 2018, I have no information about, or reason to believe, that any OIG or Department personnel have provided information to the media about the OIG's report of its misconduct investigation of Mr. McCabe.

I thank you for your interest in the OIG's work and the opportunity to respond to your questions, and I hope this information is helpful to the Committee. If you have additional questions, please contact me or Adam Miles, Counsel to the Inspector General, at (202) 514-3435.

Sincerely,



Michael E. Horowitz
Inspector General

Enclosure

cc: The Honorable Dianne Feinstein
Ranking Member
Committee on the Judiciary
United States Senate

The Honorable Sheldon Whitehouse
United States Senate

The Honorable Patrick Leahy
United States Senate

The Honorable Richard Durbin
United States Senate

The Honorable Amy Klobuchar
United States Senate

The Honorable Christopher Coons
United States Senate

The Honorable Richard Blumenthal
United States Senate

The Honorable Mazie Hirono
United States Senate

The Honorable Cory Booker
United States Senate

The Honorable Kamala Harris
United States Senate