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February 9, 1995

CONFIDENTIAL

The Honorable Abner J. Mikva
Assistant to the President and
Counsel to the President
The White House
West Wing, Second Floor
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500

HAND DELIVERED

Dear Judge Mikva:

The purpose of the letter is to bring to the attention of the President matters warranting the removal of the Honorable Jo Ann Harris from the position of Assistant Attorney General for the Criminal Division of the Department of Justice.

The enclosed three binders contain materials I provided to Attorney General Janet Reno on December 1, 1994, and January 17, 1995. The materials address prosecutorial misconduct issues involving attorneys of the Office of Independent Counsel Arlin M. Adams in the prosecution of United States of America v. Deborah Gore Dean, Criminal No. 92-181-TFH (D. D.C.), and suggest that certain actions of those attorneys may constitute federal crimes.

As an Associate Independent Counsel in 1992, Ms. Harris had a substantial role in matters addressed in various parts of these materials, in particular the Introduction and Summary (Binder 1); the Narrative Appendixes styled "Arama: The John Mitchell Telephone Messages and Maurice Barksdale" and "Park Towers: 'The Contact at HUD'; Dean's Knowledge of Mitchell's Involvement; the Post-Allocation Waiver; and the Eli Feinberg Testimony" (Tabs 3 and 4 of Binder 2); and Supplement I, which bears the title "Nunn's Annotation Regarding Mitchell's Right to Half the Arama Consultant Fee" (Binder 3).

Regardless of whether an investigation reveals that actions of Independent Counsel attorneys constituted federal crimes or that Ms. Harris was involved in such actions, her role in matters recorded in the places cited above would cause the great majority of Americans to believe it inappropriate that Ms. Harris hold a position overseeing the actions of federal prosecutors.

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For your information, I have provided in the enclosed envelope copies of my correspondence with the Department of Justice. Associate Deputy Attorney General David Margolis is the Justice Department official who would be most knowledgeable about this matter.

I am a close friend of Deboroah Gore Dean and provided an affidavit in her case with respect to one of the misconduct issues addressed in the enclosed materials. I do not, however, represent Ms. Dean in any way. Both in bringing certain matters to the attention of the Attorney General and in suggesting the removal of Ms. Harris, I am acting solely as a citizen.

Please contact me at the telephone number or address indicated on the letterhead if you have any questions. In any event, please provide me the name of an individual whom I may contact directly if I should have reason to supplement or amend these materials.

Sincerely,

/s/ James P. Scanlan

James P. Scanlan

Enclosures