

116TH CONGRESS
1ST SESSION

S. RES. 107

To authorize testimony and representation in *United States v. Taubert*.

IN THE SENATE OF THE UNITED STATES

MARCH 12, 2019

Mr. MCCONNELL (for himself and Mr. SCHUMER) submitted the following
resolution; which was considered and agreed to

RESOLUTION

To authorize testimony and representation in *United States
v. Taubert*.

Whereas, in the case of *United States v. Taubert*, Cr. No. 19–
21, pending in the United States District Court for the
Northern District of New York, the prosecution has re-
quested the production of testimony from Erin Kurvers,
an employee of the office of former Senator Al Franken;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the
Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a)
and 288c(a)(2), the Senate may direct its counsel to rep-
resent current and former Members and employees of the
Senate with respect to any subpoena, order, or request
for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States
and Rule XI of the Standing Rules of the Senate, no evi-

dence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate; and

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

1 *Resolved*, That Erin Kurvers, a former employee of
 2 the Office of Senator Al Franken, and any other former
 3 employee of the Senator's office from whom relevant testi-
 4 mony may be necessary, are authorized to testify in the
 5 case of *United States v. Taubert*, except concerning mat-
 6 ters for which a privilege should be asserted.

7 SEC. 2. The Senate Legal Counsel is authorized to
 8 represent Senator Franken and any former employees of
 9 his office in connection with the production of evidence
 10 authorized in section one of this resolution.

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