



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535-0001

August 14, 2007

The Honorable John Conyers, Jr.
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

Dear Mr. Chairman:

This is in response to your letter to Director Mueller dated July 26, 2007, seeking copies of notes "regarding conversations that [he] had with former Deputy Attorney General James Comey . . . and former Attorney General John Ashcroft . . . regarding a March 10, 2004, hospital visit involving former White House Counsel Alberto Gonzales and former Chief of Staff to the President Andrew Card."

The notes on the events of March 10 are attached. Redactions have been made consistent with the Director's testimony that his ability to give and receive advice would be harmed if he were required to disclose the contents of confidential communications with the Attorney General, the President or their close aides. Because, however, a number of people have previously testified about the events of March 10, the notes from that evening are attached in full. This material is provided in furtherance of the Committee's oversight activity. We respectfully request that it not be further disseminated without prior consultation with us.

Please do not hesitate to contact this office if we may be of assistance regarding this or any other matter.

Sincerely,

Richard C. Powers
Assistant Director
Office of Congressional Affairs

Enclosures

The Honorable Lamar S. Smith
Ranking Member
Committee on the Judiciary
U.S. House of Representatives
Washington, D.C. 20515

RSM Program Log

Monday, 3/1/04:

1700: Meeting with Comey in his office. [REDACTED]

Tuesday, 3/9/04:

1000: Meeting with Fedarcyk, Pistole, Caproni (and perhaps Wainstein and Gebhardt). [REDACTED]

1200: Meeting at Card's office. VP, McLaughlin, Hayden, Gonzales and others present [REDACTED]

1600: Meeting at Card's office with Comey, attorneys from OLC, VP, Card, Gonzales, Hayden and others. [REDACTED]

Wednesday, 3/10/04:

@1920: Called by DAG while at restaurant with wife and daughter. He is at AG's hospital with Goldsmith and Philbin. Tells me Card and J. Gonzales are on the way to hospital to see the AG, but that AG is in no condition to see them, much less make decision to authorize continuation of the program. Asks me to come to AG's hospital to witness condition of AG.

@1940: At hospital. Card and J. Gonzales have come and gone. Comey tells me that they saw the AG and were told by the AG that he was in no condition to decide issues, and that Comey was the Acting AG. All matters were to be taken to him, but that he supported the Acting AG's position. The AG then reviewed for them the legal concerns relating to the program. The AG also told them that he was barred from obtaining the advice he needed on the program by the strict compartmentalization rules of the WH. Comey asked me to meet briefly with the AG to see his condition. He also asked that I inform the detail that no visitors, other than family, were to be allowed to see the AG without my consent. (I so informed the detail.)

@2010: Saw AG. Janet Ashcroft in the room. AG in chair; is feeble, barely articulate, clearly stressed.

@2020: Departed the hospital.

Thursday, 3/11/04:

1200: Meeting at Card's office with him at his request. [REDACTED]

[REDACTED]

1240: Stopped by J. Gonzales' office after meeting with Card. [REDACTED]

1315: Meeting with Comey, et al., at his office. [REDACTED]

1450 Telephone call from J. Gonzales [REDACTED]

Friday, 3/12/04:

0945: The President called me into the side office off the Oval Office after we had concluded our morning briefing of him. [REDACTED]

[REDACTED]

@1045: Met with Comey and others at DOJ. [REDACTED]

1650: Called Judge Gonzales [REDACTED]

1700: Met with Comey and others [REDACTED]

1845: Called Judge Gonzales [REDACTED]

Saturday, 3/13/04:

0955: Called General Hayden [REDACTED]

Sunday, 3/14/04:

1500: Meeting at DOJ with Comey, et al., [REDACTED]

1820: Called Comey [REDACTED]

1845: Called Gonzales [REDACTED]

Monday, 3/15/04:

0850: Discussed issues with Tenet after morning briefing in Sit Room. [REDACTED]

@0930: Called Comey [REDACTED]

Tuesday, 3/16/04:

1345: Call from Judge Gonzales. [REDACTED]

1840: Call from Comey. [REDACTED]

@2000: Call at home from Judge Gonzales. [REDACTED]

2030: Comey called [REDACTED]

Wednesday, 3/17/04:

1105: Comey called [REDACTED]

Tuesday, 3/23/04:

1200: Meeting with Vice President at his request in his Office. [REDACTED]