

**U.S. Department of Justice**

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October 19, 2007

Senator Martin M. Looney
Senator Andrew W. Roraback
Senate Bipartisan Committee of Review
Legislative Office Building
Hartford, CT 06106

Attention: Sandra Norman-Eady
Office of Legislative Research, Room 5300

Re: Request for Information from FBI and U.S. Attorney: Senator Louis C. DeLuca

Dear Ms. Norman-Eady:

In the October 9, 2007 letter from the Bipartisan Committee of Review, the Committee acknowledged receipt of one document which this office provided in a letter dated October 2, 2007. That single Federal Bureau of Investigation report concerning an interview of Senator DeLuca, which occurred on September 21, 2006 was provided with the express consent of Senator DeLuca but with limitations as outlined in our October 2, 2007 letter.

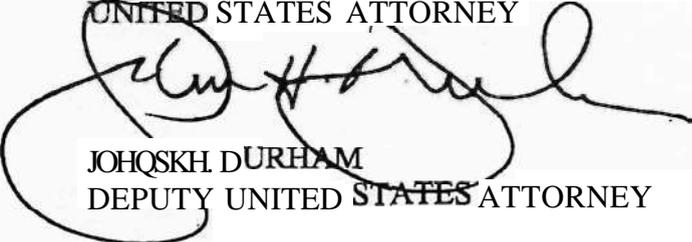
In its October 9, 2007 letter, the Committee also expressed its belief that there is an exception to the consent requirement under the Privacy Act which would allow this office to provide the additional information it requested. The letter outlines why the Senate Bipartisan Committee of Review believes it satisfies the requirements of 5 U.S.C. §552a (b)(7).

On October 17, 2007, this office received a letter from Craig A. Raabe, counsel to Senator DeLuca, in which he advised that he had reviewed the Bipartisan Committee of Review's letter to this office dated October 9, 2007. Mr. Raabe expressed his belief that the cited exception to the Privacy Act does not permit disclosure of the confidential, private materials relating to Senator DeLuca. He further indicated that if this office were to furnish any other materials relating to Senator DeLuca to the Committee, he would consider that to be an unauthorized release of materials protected by the Privacy Act, and a violation of Senator DeLuca's civil rights. See copy of October 17, 2007 letter from

Craig A. Raabe to Kevin J. O'Connor. Accordingly, we have asked Mr. Raabe to further articulate the basis for his belief that the (b)(7) exception does not apply as outlined in your letter. See attached letter of October 19, 2007. Once we have received a response from him we will be in a position to advise you concerning your request for additional materials.

Very Truly Yours,

KEVIN J. O'CONNOR
UNITED STATES ATTORNEY



JOHNSK. DURHAM
DEPUTY UNITED STATES ATTORNEY

Enclosures

cc: David M. Rhieu
Chief Division Counsel
Federal Bureau of Investigation

Kevin T. Kane
Chief State's Attorney

Craig Raabe, Esq.



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October 19, 2007

Craig A. Raabe, Esq.
Robinson & Cole, LLP
280 Trumbull Street
Hartford, CT 06103

Re: Request for Information from FBI and U.S. Attorney: Senator Louis C. DeLuca

Dear Mr. Raabe:

We are in receipt of your October 17, 2007 letter to Kevin J. O'Connor in which you express the belief that the Senate Bipartisan Committee of Review is in error in its letter of October 9, 2007 where it outlined why an exception to the consent requirement of the Privacy Act would allow this office to provide additional information to the Committee. You asked to be advised if this office believed it could release additional documents under the 5 U.S.C. §552a (b)(7) exception. We have advised the Committee that we would ask you to further articulate the legal basis for your claim that the 5 U.S.C. §552a (b)(7) exception does not apply to release of additional documents to the Committee.

We understand the Committee is trying to meet a deadline so we would appreciate receiving your response as soon as possible.

Very Truly Yours,

KEVIN J. O'CONNOR
#NTTED STATES ATTORNEY f\

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Enclosures

cc: David M. Rhieu
Chief Division Counsel
Federal Bureau of Investigation

Kevin T. Kane
Chief State's Attorney

Sandra Norman-Eady
Senate Bipartisan Committee of Review

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October 17,2007

Kevin J. O'Connor
U.S. Attorney's Office
157 Church Street
23-rd Floor
New Haven, CT 06510

Re: Bipartisan Committee Review

Dear Kevin:

I have reviewed the Bipartisan Committee of Review's letter to you dated October 9, 2007, suggesting that an exception to the Privacy Act, 5 U.S.C. § 552a(bX7), might authorize release of the federal government's investigatory materials relating to Senator DeLuca. The cited exception to the Privacy Act does not permit disclosure of those confidential, private materials to the Committee.

If your office believes that any materials relating to Senator DeLuca, other than the redacted Form 302 Report that already has been released, can be provided to the Committee, kindly advise me before any such release. Senator DeLuca would consider any unauthorized release of materials protected by the Privacy Act to be a violation of his civil rights.

Thank you for your consideration.

Most sincerely,



Craig A. Raabe

CAR:cag

cc: Deputy U.S. Attorney John Durham
AUS A Raymond Miller
AUSA Michael Gustafson
Senator Louis DeLuca



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