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# Congress of the United States

## U.S. House of Representatives

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JANICE MAYS,  
MINORITY CHIEF COUNSEL

October 3, 2012

Ms. Kathryn Ruemmler  
Counsel to the President  
The White House  
Washington, D.C. 20500

Dear Ms. Ruemmler,

On August 13, 2012, I requested documents relating to the involvement of the Executive Office of the President of the United States (EOP) in the decision-making that led to some Delphi pension beneficiaries being treated differently than others. The Department of Treasury's (Treasury) response of September 7, 2012, on behalf of both Secretary Geithner and the White House, failed to address EOP's role in any way. This is despite an early commitment from the President to provide "an unprecedented level of openness in Government."

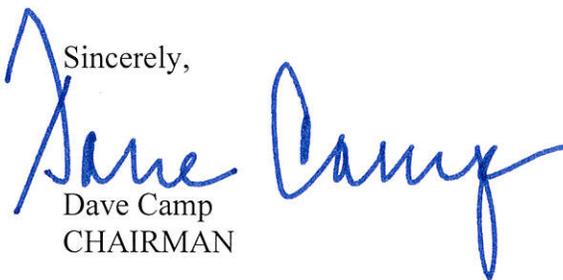
As you are aware, responses to Congressional requests are not limited by FOIA exemptions or common law privileges, thus EOP should have produced any records in its possession without redaction or limitation. I likewise requested a certification affirming that a diligent search had been performed and that all responsive documents were produced or described on a privilege log. To date, neither a certification nor a privilege log has been provided.

Given President Obama's role in creating the Presidential Task Force on the Auto Industry and the thousands of workers and retirees affected, it would seem likely that personnel in EOP would have at least been kept apprised about the disposition of Delphi and its pensions during General Motors' reorganization. A document produced by Treasury, albeit in redacted form, proves that, at least in one instance, this was case. Treasury produced an e-mail exchange between a Treasury official and EOP that appears to discuss Delphi pensions. This document and any others responsive to the request should have been produced by EOP or described on a privilege log—EOP has done neither. It is thus difficult not to conclude that a decision has been made to deliberately hide documents from Congress and the American people.

Seven weeks have passed since my August 13, 2012 request and I have yet to receive more than a letter from Treasury. I ask that you provide a complete production of all documents requested, without redaction, relevant to the Delphi hourly and salaried pensions or identify documents

withheld in a privilege log. These documents should be provided by EOP no later than October 12, 2012.

Sincerely,

A handwritten signature in blue ink that reads "Dave Camp". The signature is written in a cursive style with a large initial "D" and a long horizontal stroke at the end.

Dave Camp  
CHAIRMAN