



One Hundred Ninth Congress
U.S. House of Representatives
Committee on Homeland Security
Washington, DC 20515

April 6, 2006

The Honorable Robert Simmons
Chairman
Subcommittee on Intelligence,
Information Sharing, and Terrorism
Risk Assessment

Dear Chairman Simmons:

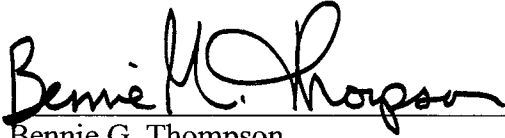
Pursuant to Rule II (M) of the Committee on Homeland Security, we are requesting that you require the appearance of Elizabeth Rindskopf Parker, Dean of Pacific McGeorge Law School, to testify about the National Security Agency's (NSA) domestic surveillance program. Ms. Parker previously served as the General Counsel at both the NSA and the Central Intelligence Agency.

On April 6, 2006, the Subcommittee will hold a hearing entitled "Protection of Privacy: DHS Intelligence Enterprise." The purpose of the hearing is to focus on privacy and intelligence, and how the Office of Intelligence and Analysis (I&A) and the Privacy Officer are working together to safeguard this important civil liberty. In the wake of the recently publicized NSA domestic surveillance program, we should have an opportunity to ask witnesses about that program specifically and how the Department intends to ensure that information obtained in violation of the Foreign Intelligence Surveillance Act or the 4th Amendment of the United States Constitution is not incorporated as part of I&A analysis efforts. Ms. Parker's testimony would be a valuable contribution to understanding the NSA program and its potential impact on the Department's homeland security mission.

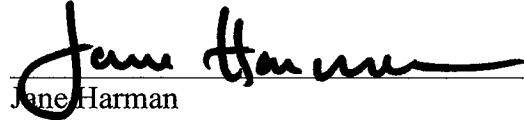
Because the Majority declined our request that a witness from NSA be invited to the April 6th hearing, the Committee cannot arrive at any significant conclusions regarding the NSA program and its potential privacy impact on I&A. Due to her intelligence experience, Ms. Parker, while not a substitute for a witness currently serving at NSA, would help shed important light on this program. Pursuant to Rule II (M) which entitles the minority party Members of the Committee to select witnesses to testify, we therefore request that you issue an invitation to Ms. Parker requiring her to appear before

this Subcommittee within the next 14 business days. If you have any questions about this request, please contact Jessica Herrera-Flanigan, Minority Staff Director.

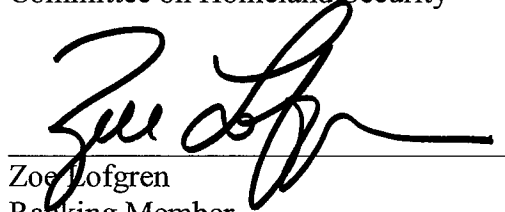
Sincerely,



Bennie G. Thompson
Ranking Member
Committee on Homeland Security



Jane Harman
Member of Congress



Zoe Lofgren
Ranking Member
Subcommittee on Intelligence,
Information Sharing & Terrorism
Risk Assessment



Sheila Jackson Lee
Member of Congress



Jim Langevin
Ranking Member
Subcommittee on Prevention of
Nuclear and Biological Attack



Kendrick B. Meek
Ranking Member
Subcommittee on Management, Integration
and Oversight