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U.S. House of Representatives  
Washington, DC 20515

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## One Hundred Seventeenth Congress

### Select Committee to Investigate the January 6th Attack on the United States Capitol

May 2, 2022

Representative Andy Biggs  
United States House of Representatives  
171 Cannon House Office Building  
Washington, DC 20515

Dear Representative Biggs:

On June 30, 2021, the House adopted House Resolution 503, establishing the Select Committee to Investigate the January 6th Attack on the United States Capitol (the “Select Committee”). The Select Committee is investigating the facts, circumstances, and causes of the January 6th attack and issues relating thereto. The Select Committee has tremendous respect for the prerogatives of Congress and the privacy of its Members. At the same time, we have a solemn responsibility to investigate fully the facts and circumstances of these events. The following are examples of issues the Select Committee wishes to discuss with you.

**First**, we are aware of your participation in certain planning meetings, both in person at the White House and remotely, regarding various aspects of planning for January 6th. On December 21, 2020, for example, you and several other members of the House Freedom Caucus participated in an in-person White House meeting. Testimony received by the Select Committee suggests that the discussion that day (and in subsequent meetings) addressed, among other things, a plan that Vice President Pence, as the presiding officer of the joint session on January 6th, would unilaterally refuse to count certain states’ certified electoral votes. As you may be aware, a federal judge in *Eastman v. Thompson*, No. 8:22-cv-00099-DOC-DFM, 2022 U.S. (C.D. Cal. Mar. 28, 2022), recently concluded that President Trump’s effort to pressure the vice president to refuse to count electoral votes likely violated two provisions of federal criminal law: “Based on the evidence, the Court finds it more likely than not that President Trump corruptly attempted to obstruct the Joint Session of Congress on January 6, 2021.” *Id.* at \*52–53. The court also concluded: “If Dr. Eastman and President Trump’s plan had worked, it would have permanently ended the peaceful transition of power, undermining American democracy and the Constitution.” *Id.* at \*64.

**Second**, we are aware that Ali Alexander has stated publicly that he, along with you and two other House Members, came up with the idea to bring protestors to Washington on January 6th for the count of electoral votes. Ali Alexander is an early and aggressive proponent of the Stop the Steal movement who called for violence before January 6th. We would like to understand

precisely what you knew before the violence on January 6th about the purposes, planning, and expectations for the march on the Capitol.<sup>1</sup>

**Third**, we have information regarding your efforts to persuade state legislators and officials that the 2020 election was stolen and/or to seek assistance from those individuals in President Trump's efforts to overturn the election. Certain communications that you had with Mark Meadows relate to this topic.

**Finally**, recent information from former White House personnel has identified an effort by certain House Republicans after January 6th to seek a presidential pardon for activities taken in connection with President Trump's efforts to overturn the results of the 2020 presidential election. Your name was identified as a potential participant in that effort. We would like to understand all the details of the request for a pardon, more specific reasons why a pardon was sought, and the scope of the proposed pardon.

We would like to meet with you soon, but we also want to accommodate your schedule. We propose meeting with you the week of May 9, 2022. Please let us know whether one of those dates will fit with your schedule. If you are unavailable that week, we can arrange an alternative time to meet. If it would be preferable to hold this meeting with you in your district, we would also be glad to explore travel arrangements to facilitate that option.

The American people deserve a full and accurate accounting of what happened on January 6th. We aim to make informed legislative recommendations taking account of all relevant facts. Thank you in advance for your consideration of this request.

Sincerely,



Bennie G. Thompson  
Chairman



Liz Cheney  
Vice Chair

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<sup>1</sup> Evidence possessed by the Select Committee connects Ali Alexander to efforts to "Occupy the Capitol." Calls to "Occupy the Capitol" spread online and with fliers prior to January 6th. See., e.g., Thread, *If We Occupy the Capitol Building, There Will Be No Vote*, Patriots.win, <https://patriots.win/p/11Rh1RiP9l/if-we-occupy-the-capitol-buildin/>.