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September 18, 2014

Commissioner John Koskinen
Internal Revenue Service
1111 Constitution Ave N.W.
Washington, D.C. 20224

Dear Commissioner Koskinen:

Thank you for your response to our letter dated August 25, 2014. The letter you sent in reply, dated September 5, 2014, clarified a number of points, but also left us with many more questions un-answered. I am glad your office is taking seriously the confidentiality of taxpayer information. With that said, insuring that the constitution is followed is our top priority. Unfortunately, your answers give no indication that the IRS is actually protecting the First Amendment rights of taxpayers.

Within 30 days of receiving this letter, please provide¹ the following:

1. Any communications,² from July 1, 2012 to the present, regarding the subject matter of my August 25th letter, including any documents³ related to, or relevant to the Freedom from Religion Foundation, PARC, or the Johnson Amendment. You should regard

¹ When responding to these questions and requests, please indicate which documents or answers responds to each numbered question.

² For the purposes of these requests, "communications" means any disclosure, transfer, or exchange of information or opinion, however made, including but not limited to, emails, voice mails, fax, memoranda, inquiries, reports, claims, and complaints.

³ For the purposes of these requests, "documents" means the original and any non-identical copy of any written, printed, reproduced, graphic, photographic, electronic, audio, visual, or computer records, however produced or reproduced, of any kind or description, whether prepared by you or by any other person, that is in your possession, custody or control including but not limited to the following: electronic mail; electronically stored information (ESI); papers; notes; books; letters; telescopes; facsimiles; photographs; motion pictures; videotapes; video disks; audio recordings; manuals; intra and interoffice communications; transcripts; minutes, reports; audio recordings; affidavits; statements; pleadings; summaries; indices, analyses, evaluations, calendars; appointment books; diaries; telephone logs; charts; graphs; data sheets; computer tapes; disks; printouts and programs; social media communications including but not limited to information posted on or transmitted through social networking platforms (e.g. Facebook), digital file sharing services (e.g. Flickr), blogs and microblogs (e.g. Twitter); instant messages; and all drafts, alterations, and/or amendments of or to any of the following. The term includes all drafts of a document and all copies that may differ in any respect from the original including, any notation, underlining, marking, of information not on the original, the term also includes information stored in or accessible through computer or other retrieval systems (including computer archives or backup systems).

relevancy as broadly as federal law permits,⁴ including, but not limited, to any internal communications, communications with outside groups, communications with the White House or other executive branch agencies.

2. Any communications or documents, from August 25th to the present, related to preparing your response to my August 25th, 2014 letter including, but not limited to, any internal communications, communications with outside groups, communications with the White House or other executive branch agencies.
3. Any communications or documents, from July 1, 2012 to the present, related to the activities of PARC and the 99 religious organizations under investigation that are referenced in your September 5th letter. Where necessary to preserve the confidentiality of the taxpayers under investigation, you may redact confidential taxpayer information or other information that may specifically distinguish the taxpayer. Your response should include all relevant communications and documents including, but not limited to, any internal communications, communications with outside groups, communications with the White House or other executive branch agencies.
4. Where necessary, to preserve attorney-client privilege, you may redact privileged information and provide a standard privilege log.
5. Please provide the names and positions of all people who spent any time as part of, or on behalf of, PARC.

Also, a number of previous questions (asked in my August 25th letter) remained un-answered and can be addressed by you, rather than the Department of Justice.

6. Please provide answers to questions 4, 5 & 6 from our previous letter dated August 25, 2014.

Between September 29th and October 2nd, please also make available the person responsible for culling, processing, and preparing these requests so that we can discuss the steps being taken to meet these requests.

Given the recent problems with the IRS and preservation of relevant documents, going forward, please preserve all documents and communications that in any way deal with the following: Freedom From Religion Foundation, the PARC, the Johnson Amendment, and my August 25th letter. For the purpose of this inquiry, the relevant time period is November 14, 2012 to the present. Please consider this preservation request ongoing, as we may have follow up questions.

Thank you for your prompt attention to this matter.

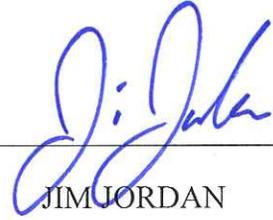
⁴ For the purposes of these requests, relevance should be broadly construed and includes the “existence, description, nature, custody, condition, and location of any documents or other tangible things and the identity and location of persons who know of any discoverable matter. . . Relevant information need not be admissible at the trial if the discovery appears reasonably calculated to lead to the discovery of admissible evidence.” See 2000 Amendments to Fed. R. Civ. P. 26(b)(1), advisory committee's notes. Understanding that is not a trial or case but a request for information by Congress, you should nevertheless consider relevancy as broadly as possible.

Sincerely,



SCOTT GARRETT

Member of Congress



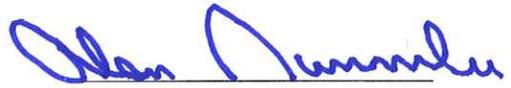
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