

## Additional Clarification of Department of Justice on "Executive Privilege"

U.S. DEPARTMENT OF JUSTICE,  
OFFICE OF THE DEPUTY ATTORNEY GENERAL,  
Washington, D.C., May 5, 1965.

Hon. WILLIAM L. DAWSON,  
*Chairman, Committee on Government Operations,  
House of Representatives, Washington, D.C.*

DEAR MR. CHAIRMAN: I wish to refer to my letter to you of April 12, 1965, forwarding a copy of the testimony of Assistant Attorney General Schlei of March 30, 1965, on H.R. 5012.

There is one portion of Mr. Schlei's testimony which I feel should be amplified. I refer to the second paragraph of page 8 wherein Mr. Schlei stated that executive privilege had never been used during this administration and that it would not be asserted except in situations where the President personally reviewed the matter and authorized its use. Mr. Schlei's reference to executive privilege related solely to inquiries directed by the Congress or its committees to the executive branch.

While I think it clear that, when read in context, Mr. Schlei's reference was limited to congressional inquiries, it seemed to me desirable that this point be made explicit.

Sincerely,

RAMSEY CLARK,  
*Deputy Attorney General.*