

115TH CONGRESS
2D SESSION

S. RES. 519

To authorize testimony and representation in *Colorado v. Willenberg*.

IN THE SENATE OF THE UNITED STATES

MAY 22, 2018

Mr. McCONNELL (for himself and Mr. SCHUMER) submitted the following resolution; which was considered and agreed to

RESOLUTION

To authorize testimony and representation in *Colorado v. Willenberg*.

Whereas, in the case of *Colorado v. Willenberg*, Case No. 17M1242, pending in Municipal Court in Colorado Springs, Colorado, the defendant has requested the production of testimony from Andrew Merritt, an employee in the office of Senator Cory Gardner;

Whereas, pursuant to sections 703(a) and 704(a)(2) of the Ethics in Government Act of 1978, 2 U.S.C. §§ 288b(a) and 288c(a)(2), the Senate may direct its counsel to represent current or former Members, officers, and employees of the Senate with respect to any subpoena, order, or request for testimony relating to their official responsibilities;

Whereas, by the privileges of the Senate of the United States and Rule XI of the Standing Rules of the Senate, no evidence under the control or in the possession of the Senate may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate; and

Whereas, when it appears that evidence under the control or in the possession of the Senate may promote the administration of justice, the Senate will take such action as will promote the ends of justice consistent with the privileges of the Senate: Now, therefore, be it

1 *Resolved*, That Andrew Merritt, an employee in the
 2 Office of Senator Cory Gardner, is authorized to testify
 3 in the case of *Colorado v. Willenberg*, except concerning
 4 matters for which a privilege should be asserted.

5 SEC. 2. The Senate Legal Counsel is authorized to
 6 represent current and former Members, officers, and em-
 7 ployees of the Senate in connection with the production
 8 of evidence authorized in section one of this resolution.

○