

**Congress of the United States**  
Washington, DC 20510

September 28, 2016

The Honorable James Comey  
Director  
Federal Bureau of Investigation  
935 Pennsylvania Avenue NW  
Washington, DC 20535

Dear Director Comey:

We wrote to you earlier this month to ask that you promptly facilitate the release of any and all materials related to the FBI's investigations and prosecutorial decisions regarding referrals to the Department of Justice (DOJ) by the Financial Crisis Inquiry Commission (FCIC) made as part of the FCIC's investigation of the causes of the financial crisis.<sup>1</sup> Your office has not responded to these requests.

We made these requests based on the precedent you established in your recent actions in the investigation of Secretary of State Hillary Clinton. On July 5, 2016, you announced that the FBI would not be recommending prosecution of Secretary Clinton for actions related to the email system used during her service. For decades, FBI precedent in these cases has been to make no further information public. In this case, however, citing "intense public interest" and "the interest of transparency," you delivered a 2,300-word statement that included previously undisclosed information about the case and your decision, provided extensive testimony to Congress, and released hundreds of pages of documents.<sup>2</sup>

On Friday, September 23, you released dozens more pages of documents and emails related to the Clinton investigation. The major revelation from these documents appears to be that Secretary Clinton once spilled coffee on a Blackberry.<sup>3</sup>

Your decision to release additional material related to Secretary Clinton—and to spend scarce agency time and resources in doing so—makes it all the more urgent that you release materials related to the 2008 financial crisis. When you released the Clinton materials, you said the new standard for releasing materials related to a decision not to prosecute was "intense public interest," and we can think of no issue of more "intense public interest" than the wrongdoing on

---

<sup>1</sup> Letter from Rep. Bill Pascrell, Jr. to FBI Director James Comey (Sep. 7, 2016) (<https://pascrell.house.gov/media-center/press-releases/rep-pascrell-calls-on-fbi-to-release-investigative-files-from-2008>); Letter from Sen. Elizabeth Warren to FBI Director James Comey (Sep. 15, 2016) ([http://www.warren.senate.gov/files/documents/2016-9-15\\_Comey\\_letter.pdf](http://www.warren.senate.gov/files/documents/2016-9-15_Comey_letter.pdf)).


<sup>2</sup> FBI, FBI Releases Documents in Hillary Clinton E-Mail Investigation (Sep. 2, 2016) (<https://www.fbi.gov/news/pressrel/press-releases/fbi-releases-documents-in-hillary-clinton-e-mail-investigation>).

<sup>3</sup> USA Today, Coffee Killed 1 of 13 Clinton Devices, Emails Show (Sep. 25, 2016).

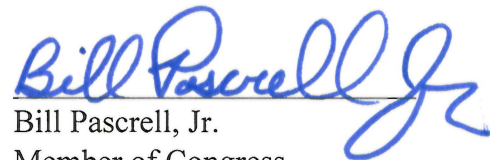
Wall Street – the misdeeds that cost millions of Americans their savings and their homes. We ask that giant Wall Street corporations and their CEOs receive no special favors of secrecy from the FBI.

We are disappointed that you have yet to respond to our earlier requests, and again ask that you release the FBI files related to the investigation of the financial crisis as expeditiously as possible. We also ask that you provide our staff with a briefing on this matter, no later than October 11, 2016. Please contact Brian Cohen of Sen. Warren's office or Elaina Houser with Rep. Pascrell's office to arrange this briefing.

Sincerely,



Elizabeth Warren  
United States Senator



Bill Pascrell, Jr.  
Member of Congress