

ONE HUNDRED EIGHTEENTH CONGRESS

Congress of the United States

House of Representatives

COMMITTEE ON THE JUDICIARY

2138 RAYBURN HOUSE OFFICE BUILDING

WASHINGTON, DC 20515-6216

(202) 225-6906
judiciary.house.gov

October 10, 2024

The Honorable Merrick Garland
Attorney General of the United States
U.S. Department of Justice
950 Pennsylvania Avenue NW
Washington, D.C. 20530

Mayor Muriel Bowser
Executive Office of the Mayor
John A. Wilson Building
1350 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

Chief Pamela Smith
Metropolitan Police Department
Henry J. Daley Building
300 Indiana Avenue, N.W.
Washington, D.C. 20001

Dear Attorney General Garland, Mayor Bowser, and Chief Smith:

As Chairman of the Subcommittee on the Constitution and Limited Government of the Committee on the Judiciary, I remain concerned with your lackluster investigation into the five aborted children, also known as the DC Five, whose remains were discovered at the Washington Surgi-Clinic in March 2022 by pro-life advocates.¹ As the Subcommittee continues to conduct its investigation into the District of Columbia's and the Department of Justice's (DOJ) enforcement of the Partial-Birth Abortion Act and the Born Alive Infants Protection Act, serious concerns remain surrounding the deaths of these children.

To date, both the Executive Office of the Mayor and the Metropolitan Police Department continue to ignore my February 2024 request to confirm that the remains of these unborn babies will not be disposed. Future congressional investigations into potential violations and the sufficiency of existing law will undoubtedly be hampered if these remains and any related evidence are destroyed. These children deserve justice, regardless of which administration is in power.

I renew the Subcommittee's previous requests to preserve evidence as part of our oversight of potential violations of federal law and the DOJ's directives to the D.C. Medical

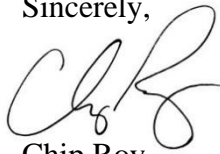
¹ Jonah McKeown, *After police find aborted fetal remains at home of DC pro-life activist, group pledges full explanation*, CATHOLIC NEWS AGENCY (April 1, 2022).

The Honorable Merrick Garland
Mayor Muriel Bowser
Chief Pamela Smith
October 10, 2024
Page 2

Examiner's office. Please provide confirmation that you will not destroy any evidence related to the D.C. Five by 5:00 p.m. October 24, 2024.

The Committee on the Judiciary has jurisdiction over criminal law and federal law enforcement pursuant to House Rule X.² If you have any questions about these requests, please contact committee staff at (202) 225-6906.

Sincerely,

A handwritten signature in black ink, appearing to read 'CR', is positioned above the printed name of the sender.

Chip Roy
Chairman
Subcommittee on the Constitution
and Limited Government

cc: The Honorable Mary Gay Scanlon, Ranking Member, Subcommittee on the Constitution and Limited Government

² Rules of the U.S. House of Representatives, Rule X (2023)