

ONE HUNDRED EIGHTEENTH CONGRESS

# Congress of the United States

## House of Representatives

COMMITTEE ON THE JUDICIARY

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WASHINGTON, DC 20515-6216

(202) 225-6906  
judiciary.house.gov

November 14, 2024

The Honorable Lina Khan  
Chair  
Federal Trade Commission  
600 Pennsylvania Ave., NW  
Washington, DC 20580

Dear Chair Khan:

The Committee on the Judiciary has conducted extensive oversight of the Federal Trade Commission (FTC) during the 118th Congress.<sup>1</sup> Despite the Committee's best efforts, the FTC under your leadership has not fully cooperated with the Committee's oversight.<sup>2</sup> As we transition from the failed policies of the Biden-Harris Administration to the Trump Administration, we demand that you produce all documents that you have withheld from the Committee's requests as soon as possible but no later than November 29, 2024.

The FTC should also cease all partisan activity, including the hiring of senior officials. The Committee is aware that the FTC began requesting resumes and searching for a new FTC Inspector General three days after President Trump's election.<sup>3</sup> The failed Biden-Harris FTC should not choose the new FTC Inspector General. This decision should be left to the incoming Trump administration.

Furthermore, this letter serves as a formal request to preserve all existing and future records and materials related to FTC's actions and operations during the Biden-Harris Administration. You should construe this preservation notice as an instruction to take all reasonable steps to prevent the destruction or alteration, whether intentionally or negligently, of all documents, communications, and other information, including electronic information and metadata, that are or may be responsive to this congressional inquiry. This instruction includes

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<sup>1</sup> See e.g. *Oversight of the Federal Trade Commission: Hearing Before the H Comm. on the Judic.*, 118th Cong. (Jul. 13, 2024); *Compliance with Committee Oversight: Hearing Before the Subcomm. on Responsiveness and Accountability to Oversight of the H. Comm. on the Judic.*, 118th Cong. (Nov. 29, 2023).

<sup>2</sup> See e.g. THE WEAPONIZATION OF THE FEDERAL TRADE COMMISSION PART II: HARASSMENT OF ELON MUSK, INTERIM STAFF REPORT, COMM. ON THE JUDIC., U.S. HOUSE OF REPRESENTATIVES (Oct. 28, 2024).

<sup>3</sup> INSPECTOR GENERAL, Federal Trade Commission, USAJobs, available at <https://www.usajobs.gov/job/818311500/print>.

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all electronic messages sent using official and personal accounts or devices, including records created using text messages, phone-based message applications, or encryption software.

Pursuant to Rule X of the Rules of the House of Representatives, the Committee is authorized to conduct oversight of and legislate on matters relating to the “judiciary and judicial proceedings,” “[a]dministrative practice and procedure,” and “[p]rotection of trade and commerce against unlawful restraints and monopolies.”<sup>4</sup> If you have any questions about this request, please contact Committee staff at 202-225-6906. Thank you in advance for your prompt attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "Jim Jordan". The signature is stylized and cursive.

Jim Jordan  
Chairman

cc: The Honorable Jerrold L. Nadler, Ranking Member

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<sup>4</sup> Rules of the House of Representatives R. X (2023).