



OFFICE OF INDEPENDENT COUNSEL

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WASHINGTON, D.C. 20001

June 23, 1992

BY HAND DELIVERY

Donald E. Santarelli, Esq.
Stephen V. Wehner, Esq.
Santarelli Smith & Carroccio
1155 Connecticut Avenue, N.W.
Suite 900
Washington, D.C. 20036

RE: U.S. v. DEBORAH GORE DEAN, CR 92-181-GAG

Dear Mr. Santarelli and Mr. Wehner:

As you know, your client, Deborah Gore Dean, has sent me a letter questioning my impartiality in this matter because of a supposed animus against John Mitchell. The letter, which was received in my office last night, requested that I recuse myself in connection with Ms. Dean's case and any case affiliated with John Mitchell. Since Ms. Dean's letter apparently was sent from your office, and since we believe it inappropriate to communicate with Ms. Dean directly, we are responding to you.

There is no legal basis for Ms. Dean's request that I recuse myself. The claim of bias set forth in Ms. Dean's letter is completely unfounded. I never had, and do not have, any animosity toward John Mitchell, members of his family, or Ms. Dean. Ms. Dean has been indicted not because of bias, but because the grand jury concluded that there was probable cause to believe that she accepted an illegal payment while she was a public official.

Likewise, you are aware that the ongoing investigation of Ms. Dean focuses on her official actions, and is not motivated by any personal bias. Members of my staff have informed you of the factual basis for the grand jury's ongoing investigation regarding Ms. Dean. We also have publicly informed the District Court that we intend to file a superseding indictment bringing additional charges against Ms. Dean in early July, 1992. To the extent that

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the ongoing investigation involves Ms. Dean's family and John Mitchell, it does so solely because Ms. Dean chose to involve John Mitchell in the conduct of her official duties at HUD.

In addition, of course, it is the grand jury, not this Office, that determines whether or not Ms. Dean will be indicted on particular charges; and it is the petit jury, not this Office, that will ultimately decide whether or not Ms. Dean is guilty of those charges.

In short, Ms. Dean's allegations of bias are groundless. I believe you know from our past dealings that I place a high priority on fairness and impartiality. Indeed, due process must be high on any list of goals for any prosecutor or judge.

If the assurances contained in this letter are inadequate to satisfy your client's concerns, I suggest that you file an appropriate pleading in order that this matter may be brought to the attention of the Court as promptly as possible.

Sincerely yours,



Arlin M. Adams
Independent Counsel