

## Talking Points on Misdirected Email

- One of my aides received an email from Senator Hatch's aide outlining Republicans' proposed strategy to pressure Democrats into confirming more judges by arguing that more judges are needed to implement the wiretap and search warrant provisions of the new anti-terrorism bill.
- My aide forwarded the email to a small group of Democratic colleagues who work on judicial nominations. My aide then read the email from aides to Senator Hatch indicating that the prior email had been sent to her in error.
- There was no impropriety as the information sent to her was not confidential or privileged information, and she simply sent it to a close set of colleagues who also worked on judicial nominations. My aide did not disseminate the email or release it to members of the press.
- Some Republicans are trying to shift the discussion from their disingenuous arguments and strategies regarding the pace of judicial nominations to how the email got leaked to the Press. This is ridiculous. After all, there would no issue if the Republicans had not been attempting to use the war on terrorism to continue their attack on Democrats' confirmation record. Facts prove that Democrats have not been holding up judges; hearings have been had on 28 judges since Democrats took over power, and 16 of these judges have already been confirmed by the full Senate.

We should see  
how we can put  
a message on the  
bottom of every  
e-mail that says  
the message is  
privileged and/or  
confidential.  
Ideas?