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December 30, 2021

The Honorable Charles E. Schumer  
Majority Leader United States Senate

The Honorable Mitch McConnell  
Minority Leader United States Senate

The Honorable Richard J. Durbin  
Chairman, Senate Committee on  
the Judiciary

The Honorable Charles E. Grassley  
Ranking Member, Senate Committee  
on the Judiciary

Dear Leaders Schumer and McConnell, Chairman Durbin, and Ranking Member  
Grassley:

I am writing today in support of my former colleague and good friend Sharon  
Bradford Franklin's nomination to Chair the Privacy and Civil Liberties Oversight  
Board.

Sharon and I differ on many issues. She is a liberal while I am a conservative and  
have served as both Chairman of the American Conservative Union and President  
of the National Rifle Association as well as Opinion Editor of The Washington  
Times. However, in the eight years we worked together at the Constitution  
Project, where I co-chaired and she served as Senior Counsel to the Project's  
Liberty and Security Committee, I found her open minded and able to work with  
liberals and conservatives alike. She was more than adept both at helping us  
understand the complicated issues with which we were grappling, and reconciling  
differing views in search of a bi-partisan consensus on them.

During those eight years, we were able with Sharon's invaluable assistance to win  
bi-partisan support from members of the Constitution Project's Liberty and  
Security Committee to produce more than twenty reports and statements on  
critical civil liberty, privacy and security issues that included consensus-based  
policy recommendations. My Co-Chair for those eight years was David Cole, who

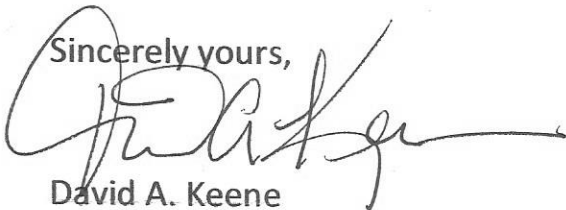
presently serves as National Legal Director of the American Civil Liberties Union. Our partnership reflected the Project's mission which was to bring together professionals from across the political and ideological spectrum in search of consensus support on important and sometimes extremely controversial issues involving terrorist watch lists, intelligence surveillance reform, cybersecurity, and government secrecy. That we were able to work so well together stands as a tribute to Sharon's participation in our work.

The ability to work with those with whom one may disagree politically or ideologically may seem anachronistic to some in today's Washington, but most know that it is essential to success. I can think of few more able to do that than Sharon and it is my hope that you will agree. This ability is crucial for a nominee to Chair the five-member bi-partisan Privacy and Civil Liberties Oversight Board and I can think of no one better qualified for the position.

I urge the Judiciary Committee to act as quickly as possible to confirm Sharon's appointment to the Chairmanship of the Privacy and Civil Liberties Board; a position for which she is eminently qualified and which supporters of privacy and civil liberties from all parts of the political spectrum consider very important.

Thank you for your consideration.

Sincerely yours,

A handwritten signature in black ink, appearing to read 'D. Keene', written over the typed name 'David A. Keene'.

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