

AMENDMENT NO. _____ Calendar No. _____

Purpose: To subpoena certain White House documents and records.

IN THE SENATE OF THE UNITED STATES—116th Cong., 2d Sess.

S. Res. _____

(title) _____

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

1 At the appropriate place in the resolving clause, in-
2 sert the following:

3 SEC. _____. Notwithstanding any other provision of
4 this resolution, pursuant to rules V and VI of the Rules
5 of Procedure and Practice in the Senate When Sitting on
6 Impeachment Trials—

7 (1) the Chief Justice of the United States,
8 through the Secretary of the Senate, shall issue a
9 subpoena to the Acting Chief of Staff of the White
10 House commanding him to produce, for the time pe-
11 riod from January 1, 2019, to the present, all docu-

1 ments, communications, and other records within the
2 possession, custody, or control of the White House,
3 including the National Security Council, referring or
4 relating to—

5 (A) all meetings and calls between Presi-
6 dent Trump and the President of Ukraine, in-
7 cluding documents, communications, and other
8 records related to the scheduling of, preparation
9 for, and follow-up from the President’s April 21
10 and July 25, 2019 telephone calls, as well as
11 the President’s September 25, 2019 meeting
12 with the President of Ukraine in New York;

13 (B) all investigations, inquiries, or other
14 probes related to Ukraine, including any that
15 relate in any way to—

16 (i) former Vice President Joseph
17 Biden;

18 (ii) Hunter Biden and any of his asso-
19 ciates;

20 (iii) Burisma Holdings Limited (also
21 known as “Burisma”);

22 (iv) interference or involvement by
23 Ukraine in the 2016 United States elec-
24 tion;

1 (v) the Democratic National Com-
2 mittee; or

3 (vi) CrowdStrike;

4 (C) the actual or potential suspension,
5 withholding, delaying, freezing, or releasing of
6 United States foreign assistance, military as-
7 sistance, or security assistance of any kind to
8 Ukraine, including but not limited to the
9 Ukraine Security Assistance Initiative (USAI)
10 and Foreign Military Financing (FMF);

11 (D) all documents, communications, notes,
12 and other records created or received by Acting
13 Chief of Staff Mick Mulvaney, then-National
14 Security Advisor John R. Bolton, Senior Advi-
15 sor to the Chief of Staff Robert B. Blair, and
16 other White House officials relating to efforts
17 to—

18 (i) solicit, request, demand, induce,
19 persuade, or coerce Ukraine to conduct or
20 announce investigations;

21 (ii) offer, schedule, cancel, or withhold
22 a White House meeting for Ukraine's
23 president; or

24 (iii) hold and then release military
25 and other security assistance to Ukraine;

1 (E) meetings at or involving the White
2 House that relate to Ukraine, including but not
3 limited to—

4 (i) President Zelensky's inauguration
5 on May 20, 2019, in Kiev, Ukraine, includ-
6 ing but not limited to President Trump's
7 decision not to attend, to ask Vice Presi-
8 dent Pence to lead the delegation, directing
9 Vice President Pence not to attend, and
10 the subsequent decision about the composi-
11 tion of the delegation of the United States;

12 (ii) a meeting at the White House on
13 or around May 23, 2019, involving, among
14 others, President Trump, then-Special
15 Representative for Ukraine Negotiations
16 Ambassador Kurt Volker, then-Energy
17 Secretary Rick Perry, and United States
18 Ambassador to the European Union Gor-
19 don Sondland, as well as any private meet-
20 ings or conversations with those individuals
21 before or after the larger meeting;

22 (iii) meetings at the White House on
23 or about July 10, 2019, involving Ukrain-
24 ian officials Andriy Yermak and
25 Oleksander Danylyuk and United States

1 Government officials, including, but not
2 limited to, then-National Security Advisor
3 John Bolton, Secretary Perry, Ambassador
4 Volker, and Ambassador Sondland, to in-
5 clude at least a meeting in Ambassador
6 Bolton's office and a subsequent meeting
7 in the Ward Room;

8 (iv) a meeting at the White House on
9 or around August 30, 2019, involving
10 President Trump, Secretary of State Mike
11 Pompeo, and Secretary of Defense Mark
12 Esper;

13 (v) a planned meeting, later cancelled,
14 in Warsaw, Poland, on or around Sep-
15 tember 1, 2019 between President Trump
16 and President Zelensky, and subsequently
17 attended by Vice President Pence; and

18 (vi) a meeting at the White House on
19 or around September 11, 2019, involving
20 President Trump, Vice President Pence,
21 and Mr. Mulvaney concerning the lifting of
22 the hold on security assistance for
23 Ukraine;

24 (F) meetings, telephone calls or conversa-
25 tions related to any occasions in which National

1 Security Council officials reported concerns to
2 National Security Council lawyers, including
3 but not limited to National Security Council
4 Legal Advisor, John Eisenberg, regarding mat-
5 ters related to Ukraine, including but not lim-
6 ited to—

7 (i) the decision to delay military as-
8 sistance to Ukraine;

9 (ii) the July 10, 2019 meeting at the
10 White House with Ukrainian officials;

11 (iii) the President's July 25, 2019 call
12 with the President of Ukraine;

13 (iv) a September 1, 2019 meeting be-
14 tween Ambassador Sondland and a
15 Ukrainian official; and

16 (v) the President's September 7, 2019
17 call with Ambassador Sondland;

18 (G) any internal review or assessment
19 within the White House regarding Ukraine
20 matters following the September 9, 2019, re-
21 quest for documents from the House Perma-
22 nent Select Committee on Intelligence, the
23 House Committee on Oversight and Reform,
24 and the House Committee on Foreign Affairs,
25 including, but not limited to, documents col-

1 lected that pertain to the hold on military and
2 other security assistance to Ukraine, the sched-
3 uling of a White House meeting for the presi-
4 dent of Ukraine, and any requests for investiga-
5 tions by Ukraine;

6 (H) the complaint submitted by a whistle-
7 blower within the Intelligence Community on or
8 around August 12, 2019, to the Inspector Gen-
9 eral of the Intelligence Community;

10 (I) all meetings or calls, including requests
11 for or records of meetings or telephone calls,
12 scheduling items, calendar entries, White House
13 visitor records, and email or text messages
14 using personal or work-related devices between
15 or among—

16 (i) current or former White House of-
17 ficials or employees, including but not lim-
18 ited to President Trump; and

19 (ii) Rudolph W. Giuliani, Ambassador
20 Sondland, Victoria Toensing, or Joseph
21 diGenova; and

22 (J) former United States Ambassador to
23 Ukraine Marie “Masha” Yovanovitch, including
24 but not limited to the decision to end her tour

1 or recall her from the United States Embassy
2 in Kiev; and

3 (2) the Sergeant at Arms is authorized to uti-
4 lize the services of the Deputy Sergeant at Arms or
5 any other employee of the United States Senate in
6 serving the subpoena authorized to be issued by this
7 section.