

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA	)	
	)	
v.	)	CR. NO. 05-394 (RBW)
	)	
I. LEWIS LIBBY,	)	
also known as "Scooter Libby,"	)	
Defendant.	)	

**Stipulation Regarding Former FBI Inspector in Charge John C. Eckenrode**

The defendant, I. Lewis Libby, by his attorneys, William H. Jeffress, Jr. and Theodore V. Wells, Jr., and the United States of America, by Patrick J. Fitzgerald, Special Counsel, hereby agree and stipulate as follows:

Former FBI Inspector in Charge John C. Eckenrode, if called to testify in this case, would testify as follows:

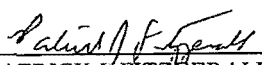
1. In 2003, John C. Eckenrode was a Special Agent in the Federal Bureau of Investigation. Mr. Eckenrode was the Inspector in Charge for the investigation concerning the possible unauthorized disclosure of Valerie Plame Wilson's affiliation with the CIA.
2. On November 14 and 24, 2003, Agent Eckenrode spoke by telephone with Tim Russert, Washington Bureau Chief for NBC News.
3. Agent Eckenrode prepared an FBI Form FD-302 report dated November 24, 2003 (the "November 24 Report") that recorded the information that Mr. Russert provided. Agent Eckenrode intended the November 24 Report to be an accurate report of his conversations with Mr. Russert.

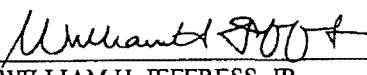
4. The November 24 Report states that "Russert was specifically requested to refrain from reporting on the FBI's interview questions and he thereafter acknowledged and agreed to the FBI's request."

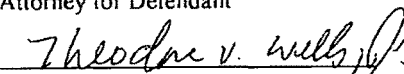
5. The November 24 Report describes Mr. Russert's account of what he said to I. Lewis Libby, and what Mr. Libby said to him, in discussions over the telephone in July 2003. Mr. Russert advised that he recalled at least one, and possibly two telephone conversations with Mr. Libby between July 6 and July 12, 2003.

6. The November 24 Report states <sup>in part</sup> "Russert does not recall stating to Libby, in this conversation, anything about the wife of former ambassador Joe Wilson. Although he could not completely rule out the possibility that he had such an exchange, Russert was at a loss to remember it, and moreover, he believes that this would be the type of conversation that he would or should remember. Russert acknowledged that he speaks to many people on a daily basis and it is difficult to reconstruct some specific conversations, particularly one which occurred several months ago."

SO STIPULATED:

  
 PATRICK J. FITZGERALD  
 Special Counsel

  
 WILLIAM H. JEFFRESS, JR.  
 Attorney for Defendant

  
 THEODORE V. WELLS, JR.  
 Attorney for Defendant