

**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 FBI Section Chief Timothy J. Fuhrman

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:

FBI Section Chief Timothy J. Fuhrman, if called to testify in this case, would testify as follows:

1. In 2004, Timothy J. Fuhrman was a Section Chief in the Federal Bureau of Investigation. On February 12, 2004, together with attorneys from the Office of Special Counsel, Section Chief Fuhrman interviewed David Addington, then-Counsel to the Vice President.

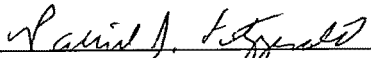
2. Section Chief Fuhrman prepared an FBI Form FD-302 report dated February 26, 2004 (the "February 26 Report") that recorded the information that Mr. Addington provided in the February 12 interview.

3. The February 26 Report describes Mr. Addington's account of a conversation between Mr. Addington and I. Lewis Libby. Mr. Addington advised that the conversation took place in an anteroom near the Vice President's office in the White

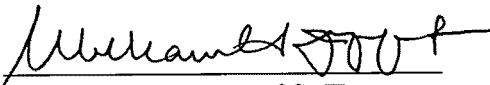
House that Mr. Libby used as an office. Mr. Addington did not remember the exact date of the conversation, but placed it between July 6 and July 12, 2003. During the conversation, Mr. Libby asked Mr. Addington about two issues – the President’s declassification authority and a CIA contract issue.

4. The February 26 Report states that Addington advised, with respect to the contract issue, that Mr. Libby made “a general inquiry about the CIA’s relationship with people who are not employees but perform assignments for them.” The February 26 Report does not reflect that Mr. Libby made any reference to a spouse or a wife, either when Mr. Libby asked this question or at any other point during the conversation in the anteroom office with Mr. Addington.

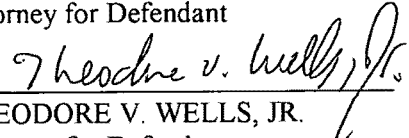
SO STIPULATED:



PATRICK J. FITZGERALD
Special Counsel



WILLIAM H. JEFFRESS, JR.
Attorney for Defendant



THEODORE V. WELLS, JR.
Attorney for Defendant