

**Received(Date):** 5 MAR 2003 15:32:51  
**From:** Brett M. Kavanaugh ( CN=Brett M. Kavanaugh/OU=WHO/O=EOP [ WHO ] )  
**To:** Kyle Sampson ( CN=Kyle Sampson/OU=WHO/O=EOP@EOP [ WHO ] )  
**Subject:** : Fwd: bybee under assault  
[P\\_RFZEE003\\_WHO.TXT\\_1.html](#)

##### Begin Original ARMS Header #####  
RECORD TYPE: PRESIDENTIAL (NOTES MAIL)  
CREATOR: Brett M. Kavanaugh ( CN=Brett M. Kavanaugh/OU=WHO/O=EOP [ WHO ] )  
CREATION DATE/TIME: 5-MAR-2003 15:32:51.00  
SUBJECT:: Fwd: bybee under assault  
TO: Kyle Sampson ( CN=Kyle Sampson/OU=WHO/O=EOP@EOP [ WHO ] )  
READ: UNKNOWN  
##### End Original ARMS Header #####

----- Forwarded by Brett M. Kavanaugh/WHO/EOP on  
03/05/2003 03:32 PM -----

[P6/b6]  
03/05/2003 03:28:08 PM  
Record Type: Record

To: Brett M. Kavanaugh/WHO/EOP@EOP  
cc:  
Subject: Fwd: bybee under assault

Return-path: [P6/b6]  
Date: Wed, 5 Mar 2003 15:25:29 EST  
From: [P6/b6]  
Subject: bybee under assault  
To: tim\_goeglein@who.eop.gov, brett\_a.\_kavanaugh@who.eop.gov,  
barbara\_ledgeen@src.senate.gov, Manuel\_Miranda@frist.senate.gov  
Message-id: [P6/b6]  
MIME-version: 1.0  
X-Mailer: 7.0 for Windows sub 10638  
Content-type: multipart/alternative;  
boundary="Boundary\_(ID\_Za5/5BRVyO0tA9vaGzRW9Q)"  
Full-name: KRdaly

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>  
> CLICK HERE TO TAKE ACTION  
>  
>

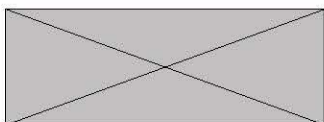
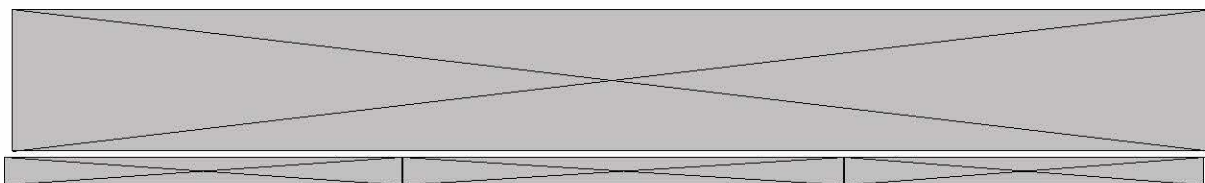
>  
> URGENT ACTION ALERT:  
> CONTACT YOUR SENATOR ON THE NOMINATION OF JAY BYBEE  
> HRC opposes the nomination of Jay Bybee to the United States Court of  
> Appeals for the Ninth Circuit. Bybee's record shows a lack of respect for  
> Supreme Court precedent on the constitutional rights of lesbian, gay,  
> bisexual and transgender Americans, and he has characterized sexual  
> orientation-inclusive civil rights laws as "preferences" for  
"homosexuals."  
> Bybee helped drafted a brief for the Justice Department regarding  
security  
> clearance for gays and lesbians working in defense-related jobs. The  
> Department of Defense labeled homosexuality "deviant sexual conduct" and  
> lumped it together with "bestiality, fetishism, exhibitionism,  
necrophilia,  
> nymphomania or satyriasis, masochism, sadism, pedophilia, transvestism,  
and  
> voyeurism." In addition, Bybee exhibited further disregard for civil  
rights  
> protections with his critical views regarding a court ruling in Bob  
Jones  
> University v. United States, which stated that the IRS could deny  
> tax-exempt status to a university that banned interracial dating. For  
> further background on Jay Bybee, <A HREF="  
<https://admin.grassroots.com/clientAdmin/campaigns/authoring/index.jhtml?view=actionPage&campaignID=2391&actionPageId=8145>>click here</A>.  
>  
>  
> On Feb. 27, the Senate Judiciary Committee voted 12-6 to approve Bybee's  
> nomination. If your senator sits on the Judiciary Committee, please see  
how  
> he or she voted in the list below.  
>  
> Voting to approve were: Sens. Chambliss (R-GA), Cornyn (R-TX), Craig  
> (R-ID), DeWine (R-OH), Graham (R-SC), Grassley (IA), Hatch (R-UT), Kohl  
> (D-WI), Kyl (R-AZ), Schumer (D-NY), Sessions (R-AL), and Specter (R-PA).  
>  
> Voting "NO" were Sens. Biden (D-Delaware), Durbin (D-IL), Edwards (D-NC),  
> Feingold (D-WI), Feinstein (D-CA), and Kennedy (D-MA). Senator Leahy  
(D-VT)  
> voted "present/pass."  
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>  
> ACTIONS TO TAKE IMMEDIATELY:  
>  
> \* If you have not already contacted your senator, please send a free fax  
to  
> your senator IMMEDIATELY by clicking on the "take action" button above.  
> Urge him or her to oppose the nomination of Jay Bybee. \* For residents of  
> New York, Vermont and Wisconsin: Please send your fax AND specifically  
call  
> your Senator: Schumer-NY 202/224-6542

> Leahy-VT 202/224-4242  
> Kohl-WI 202/224-5653 Tell your senator, in a respectful and pleasant  
manner  
> , that you are very concerned about Bybee's record on civil rights issues  
> and you urge him to vote "NO" in a full floor vote.  
>  
>  
> Thank you for being a member of HRC's action network and for taking this  
> important step towards equality. Change your contact information,  
password  
> and other information by updating your profile in the HRC Action Center.  
Go  
> to <A HREF="http://www.hrc.org/actioncenter  
>"http://www.hrc.org/actioncenter</A> and click on "My Action Center  
Profile".  
> To help HRC fund the Action Center and support gay, lesbian, bisexual and  
> transgender equality, please join HRC or renew your membership today.  
Visit  
> our membership page at <A HREF="http://www.hrc.org/joinus  
>"http://www.hrc.org/joinus</A>. Thank you for taking  
> action and for supporting HRC. This e-mail communication is provided to  
> users of HRC's Online Action Center to keep you informed of breaking  
news,  
> legislative developments, and when you should take action. To comment on  
> this service please e-mail us at <A HREF="mailto:field@hrc.org  
>"field@hrc.org</A>.  
>  
>

- att1.htm

ATT CREATION TIME/DATE: 0 00:00:00.00  
File attachment <P\_RFZEE003\_WHO.TXT\_1>





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**URGENT ACTION ALERT:  
CONTACT YOUR SENATOR ON THE NOMINATION OF JAY BYBEE**

HRC opposes the nomination of Jay Bybee to the United States Court of Appeals for the Ninth Circuit. Bybee's record shows a lack of respect for Supreme Court precedent on the constitutional rights of lesbian, gay, bisexual and transgender Americans, and he has characterized sexual orientation-inclusive civil rights laws as "preferences" for "homosexuals." Bybee helped drafted a brief for the Justice Department regarding security clearance for gays and lesbians working in defense-related jobs. The Department of Defense labeled homosexuality "deviant sexual conduct" and lumped it together with "bestiality, fetishism, exhibitionism, necrophilia, nymphomania or satyriasis, masochism, sadism, pedophilia, transvestism, and voyeurism." In addition, Bybee exhibited further disregard for civil rights protections with his critical views regarding a court ruling in *Bob Jones University v. United States*, which stated that the IRS could deny tax-exempt status to a university that banned interracial dating. For further background on Jay Bybee, [click here](#).

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On Feb. 27, the Senate Judiciary Committee voted 12-6 to approve Bybee's nomination. If your senator sits on the Judiciary Committee, please see how he or she voted in the list below.

Voting to approve were: Sens. Chambliss (R-GA), Cornyn (R-TX), Craig (R-ID), DeWine (R-OH), Graham (R-SC), Grassley (IA), Hatch (R-UT), Kohl (D-WI), Kyl (R-AZ), Schumer (D-NY), Sessions (R-AL), and Specter (R-PA)..

Voting "NO" were Sens. Biden (D-Delaware), Durbin (D-IL), Edwards (D-NC), Feingold (D-WI), Feinstein (D-CA), and Kennedy (D-MA). Senator Leahy (D-VT) voted "present/pass."

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## ACTIONS TO TAKE IMMEDIATELY:

\* If you have not already contacted your senator, please send a free fax to your senator IMMEDIATELY by clicking on the "take action" button above. Urge him or her to oppose the nomination of Jay Bybee. \* For residents of New York, Vermont and Wisconsin: Please send your fax AND specifically call your Senator: Schumer-NY 202/224-6542 Leahy-VT 202/224-4242

Kohl-WI 202/224-5653 Tell your senator, in a respectful and pleasant manner, that you are very concerned about Bybee's record on civil rights issues and you urge him to vote "NO" in a full floor vote.

Thank you for being a member of HRC's action network and for taking this important step towards equality. Change your contact information, password and other information by updating your profile in the HRC Action Center. Go to <http://www.hrc.org/actioncenter> and click on "My Action Center Profile". To help HRC fund the Action Center and support gay, lesbian, bisexual and transgender equality, please join HRC or renew your membership today. Visit our membership page at <http://www.hrc.org/joinus>. Thank you for taking action and for supporting HRC. This e-mail communication is provided to users of HRC's Online Action Center to keep you informed of breaking news, legislative developments, and when you should take action. To comment on this service please e-mail us at [field@hrc.org](mailto:field@hrc.org).

