LAWRENCE & BUNDY

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August 31, 2023

<u>**VIA ELECTRONIC MAIL**</u>

The Honorable Jim Jordan
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515-6216

  Re: <u>As You Sow</u>

Dear Chairman Jordan:

  I have recently been retained by As You Sow to assist the organization in addressing your inquiry regarding its activities promoting environmental, social, and governance-related goals. Specifically, your correspondence alleges that "As You Sow is potentially violating U.S. antitrust law by entering into agreements to 'decarbonize' corporate assets and reduce emissions to zero" and "As You Sow facilitates collusion to promote ESG-related goals." As You Sow strongly disagrees with these, and similar, assertions in your correspondence.

  On August 1, 2023, you sent a letter to As You Sow which included requests for six categories of "documents and communications" relating to its work; the letter imposed a return date of August 15. On that day, my client responded to your letter, indicating that it was reviewing your requests but that responding to "six very broad categories" within such a short "timeline is not practicable and would result in undue burden and expense." The letter stated that As You Sow would provide a substantive response to the requests by September 11. On August 17, you responded in a letter which extended the initial August 15 deadline to August 31.

  In light of my recent retention as counsel in this matter and the continued burden and expense imposed on the organization by the extensive requests for material, As You Sow reiterates its intent to provide a substantive response by September 11. In agreeing to provide a response, however, As You Sow reserves all constitutional and other legal rights which may apply to the Committee's inquiry.

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Please contact me if you have any questions.

Very truly yours,

Andrew D. Herman

cc: The Honorable Jerrold L. Nadler, Ranking Member