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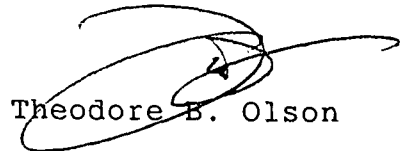
The Honorable C. Boyden Gray
Counsel to the President
The White House
Washington, D.C. 20501

Dear Boyden:

Bob McConnell tells me that you continue to be a skeptic about the legitimacy of "independent agencies." If you ever decide to use a litmus test for Supreme Court appointees, that might be a good one.

On the subject of the ubiquitous Fourth Branch, I thought you might agree with the remarks I made a few weeks ago at the CATO Institute.

Best personal regards,


Theodore B. Olson

TBO/hlv
Enclosure

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