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SENATE JUDICIARY COMMITTEE
U.S. SENATE
WASHINGTON, D.C

INTERVIEW: [REDACTED]

WEDNESDAY, SEPTEMBER 26, 2018

The interview convened at 8:07 p.m.

1 [REDACTED] [REDACTED]

2 [Telephone number dialed.]

3 [REDACTED] Are we ready?

4 [REDACTED] Mm-hmm.

5 [Telephone ringing.]

6 Kavanaugh Staff. Judge Kavanaugh's chambers.

7 [REDACTED] Hi, this is [REDACTED] from the Senate

8 Judiciary Committee. We are calling to speak with Judge

9 Kavanaugh.

10 Kavanaugh Staff. Okay. I'll transfer you. One

11 moment, please.

12 [REDACTED] Thank you.

13 [Brief pause.]

14 Judge Kavanaugh. Hello?

15 [REDACTED] Hi, Judge Kavanaugh. This is [REDACTED]

16 [REDACTED] calling from the Senate Judiciary Committee.

17 Apologies for the slight delay. I'm here with several

18 colleagues, so I will let them introduce themselves before

19 we get started.

20 [REDACTED] [REDACTED], [REDACTED] for

21 Chairman Grassley.

22 [REDACTED] Hello, Judge. [REDACTED], [REDACTED]

23 [REDACTED] for Chairman Grassley.

24 [REDACTED]. Hi, Judge. [REDACTED] again from Ranking

25 Member Feinstein.

1 ██████████ Hi, Judge. ██████████, also with Ranking
2 Member Feinstein. Before ██████████ right?

3 ██████████ Correct.

4 ██████████ Gets started with her questioning, I just
5 want to make a brief statement. As we mentioned yesterday,
6 we'd like to make clear that the Democratic members have
7 asked the FBI to investigate these allegations. They
8 believe an FBI investigation is necessary for fairness and
9 a fair process. The Democratic members do not believe it's
10 appropriate for staff to be discussing allegations with you
11 that have not yet been investigated by the FBI.

12 In addition to Ms. Swetnick's sworn statement, the
13 committee received today a letter from Roberta Kaplan. She
14 is representing Elizabeth Rasor and affirms that Ms.
15 Rasor's statements in The New Yorker article were truthful.
16 Ms. Rasor has also expressed her desire for an FBI
17 investigation, but is willing to testify. So, in addition
18 to Ms. Swetnick's claims, there are more witnesses. And to
19 be clear, these are not anonymous individuals, but women
20 who have come forward, identified themselves, and confirmed
21 their willingness to cooperate with an investigation of
22 these matters.

23 The Democratic members strongly object to moving
24 forward in this manner. At a minimum, we need to hear from
25 all parties and gather all additional evidence. And,

1 again, we want to reiterate that the Democratic members do
2 not believe that this is a fair or sufficient process, and
3 this is not how the committee usually handles these kinds
4 of allegations. Thank you.

5 [REDACTED] The chairman's position is is we can have
6 these political arguments between the offices and not waste
7 the witness' time with political arguments now. Our job
8 right now is to try to find the facts and so we can move
9 forward.

10 [REDACTED] All right. And just for a more full
11 introduction, I'm [REDACTED] and I am one of the
12 special counsel for the Senate Judiciary Committee.

13 Judge Kavanaugh, you've already done two of these --

14 Judge Kavanaugh. Can I just interrupt? I'm here with
15 [REDACTED], my counsel.

16 [REDACTED] Thank you, Judge.

17 [REDACTED] Thank you. Judge Kavanaugh, you've
18 already done two of these calls, so you're familiar with
19 the process, but I'd like to say a few words before we
20 begin. This call is part of the Senate Judiciary
21 Committee's investigation of new allegations raised against
22 you, the nominee for a vacancy on the Supreme Court. The
23 committee is gathering evidence in the form of your
24 testimony today. For your awareness, this conversation is
25 being transcribed.

1 In speaking to the committee, you are speaking under
2 penalty of felony. 18 U.S.C. 2001 applies.

3 [REDACTED] 1001.

4 [REDACTED] 1001, apologies. 1001 applies. We plan
5 to discuss two allegations today. The first allegation
6 comes from Ms. Julie Swetnick, a woman represented by
7 Michael Avenatti. The second is from someone who goes by
8 "Jane Doe." She submitted a letter to a senator's office
9 last week. Judge Kavanaugh, you previously answered a few
10 questions about Ms. Swetnick's allegations when her
11 attorney, Mr. Avenatti, made some general statements on
12 Twitter. Now that we have Ms. Swetnick's declaration, we
13 would like to follow up with a few additional questions.

14 Judge Kavanaugh, Michael Avenatti has publicly posted
15 allegations from Ms. Julie Swetnick. Do you know Ms.
16 Swetnick?

17 Judge Kavanaugh. No, don't know her.

18 [REDACTED] Okay. Ms. Swetnick raises several
19 specific allegations related to house parties that occurred
20 in the Washington, D.C. area from 1981 to 1983. I'm going
21 to ask you about some of her claims.

22 Ms. Swetnick claims that she observed you being overly
23 aggressive with girls during these house parties. Did you
24 ever become abusive or physically aggressive with women at
25 house parties between 1981 and 1983?

1 Judge Kavanaugh. No, and she's lying. She was
2 supposedly at Gaithersburg High School. I don't know. I
3 don't know her. I don't know anyone like her. This is
4 just total B.S.

5 ██████████ She also alleges that you fondled girls
6 without consent between 1981 and 1983. Did you fondle
7 girls without consent between 1981 and 1983?

8 Judge Kavanaugh. No, she's lying. I don't know her.
9 I didn't -- we didn't hang out. I didn't know people from
10 Gaithersburg High School, which is way out 270. This is a
11 joke. She supposedly -- how old is she? She's supposed --
12 like class of '80? Give me a break. This whole thing is a
13 farce.

14 ██████████ Okay. Moving on to some of her additional
15 allegations. Did you grab girls without consent at parties
16 between 1981 and 1983?

17 Judge Kavanaugh. No.

18 ██████████ Did you press girls against your body
19 without their consent between 1981 and 1983?

20 Judge Kavanaugh. No.

21 ██████████ Did you attempt to shift a woman's
22 clothing to expose her breasts or genitals without her
23 consent at a party between 1981 and 1983?

24 Judge Kavanaugh. No.

25 ██████████ Did you attempt to remove a woman's

1 clothing to expose her breasts or genitals without her
2 consent?

3 Judge Kavanaugh. No.

4 [REDACTED] Did you make statements designed to demean
5 female partygoers between 1981 and 1983?

6 Judge Kavanaugh. No.

7 [REDACTED] Did you make statements designed to
8 humiliate female partygoers between 1981 and 1983?

9 Judge Kavanaugh. No.

10 [REDACTED] Did you make statements designed to
11 embarrass female partygoers from 1981 to 1983?

12 Judge Kavanaugh. No.

13 [REDACTED] Ms. Swetnick makes reference to Beach Week
14 in her allegations. Did you engage in any abusive conduct
15 toward women at Beach Week?

16 Judge Kavanaugh. No, and obviously she -- you know,
17 it seems very likely that she saw my calendars, which I
18 submitted last night. I mean, give me a break. But "no"
19 is the answer to your question.

20 [REDACTED] Ms. Swetnick also makes allegations
21 related to drugging women at these parties, so I'm going to
22 ask you a few questions related to those allegations. At
23 any time, did you attempt to add grain alcohol to punch at
24 parties in an effort to take advantage of women?

25 Judge Kavanaugh. No.

1 ██████████ Did you attempt to add drugs, including
2 Quaaludes, to punch at house parties in an effort to take
3 advantage of women?

4 Judge Kavanaugh. No.

5 ██████████ Have you ever given Quaaludes to a woman?

6 Judge Kavanaugh. No.

7 ██████████ Did you ever take part in the gang rape of
8 an inebriated woman?

9 Judge Kavanaugh. No. By the way, can I just ask that
10 you make part of the record the letter that was sent today?
11 I think it was by about 60 people or so, men and women who
12 knew me in high school and said this is nonsense and this
13 needs to stop for the good of the country. I'm
14 paraphrasing that last part. But can you make sure that's
15 part of the record of this proceeding? They put that
16 together, like, an hour after seeing this nonsense today.

17 ██████████ Judge, have the Department of Justice
18 submit it to the committee, and we will ensure that it is
19 part of the record.

20 ██████████ We will make sure that happens.

21 [The information appears in the appendix.]

22 \ COMMITTEE INSERT

23 ██████████ All right, a few additional questions.

24 Going back to these allegations of gang rape, did you ever
25 line up outside a bedroom to await a turn raping an

1 inebriated woman?

2 Judge Kavanaugh. No.

3 [REDACTED] Did you observe men taking part in the
4 gang rape of an inebriated woman?

5 Judge Kavanaugh. No.

6 [REDACTED] Did you ever observe men at a party lining
7 up for the purpose of gang raping an inebriated woman?

8 Judge Kavanaugh. No.

9 [REDACTED] Did you ever know about gang rapes taking
10 place at a high school party?

11 Judge Kavanaugh. No. I mean, in the whole country,
12 that question is -- I've heard about allegations, you know,
13 around the country, but not anything -- so I just want to
14 be careful in her phrasing. Have I ever read about that
15 occurring somewhere else is -- so just be careful in the
16 question there. But "no" is the answer to anything I ever
17 observed, saw, knew about with me or my friends.

18 [REDACTED] So, did you ever attend a party and hear
19 about a gang rape taking place at that same party?

20 Judge Kavanaugh. No.

21 [REDACTED] All right, and those were the questions
22 that I had related to Ms. Swetnick's allegations. I'll
23 open it up to anyone else in the room if they had
24 questions.

25 [REDACTED] Does the minority have any questions of

1 Judge Kavanaugh?

2 [REDACTED] No.

3 [REDACTED] Judge, I just want to get your general
4 reaction to these allegations.

5 Judge Kavanaugh. I'm amazed in the United States that
6 you can get the amount of attention for a totally bogus,
7 B.S. charge that this received, just made up about me and
8 friends of mine, too. And, you know, this is just a --
9 it's a disgrace. It's a circus. I don't know where this
10 ends, but, you know, I always said I'm on the sunrise side
11 of the mountain, optimistic, see the day that's coming.
12 You know, this -- I fear for the future. That's it.

13 [REDACTED] Thank you, Judge. We're going to discuss
14 one more allegation, and [REDACTED] will go through that.

15 Judge Kavanaugh. Can you hold on one second?

16 [REDACTED] Yes.

17 [Brief pause.]

18 Judge Kavanaugh. Okay. Okay.

19 [REDACTED] All right, moving on to the next
20 allegation. Judge Kavanaugh, we received another anonymous
21 allegation against you that we would like to address.
22 These allegations regard behavior by you and an unnamed
23 friend when you offered to give a woman, who is going by
24 "Jane Doe," a ride home from a party. According to her
25 allegations, you were driving, the woman was in the

1 passenger seat, and your male friend sat behind her. Have
2 you ever given a woman a ride home from a party with a
3 friend and committed any form of sexual assault, attempted
4 rape, or rape against her?

5 Judge Kavanaugh. No.

6 [REDACTED] Have you ever kissed a woman against her
7 will when driving her home from a party?

8 Judge Kavanaugh. No.

9 [REDACTED] Have you ever put your hand on --

10 Judge Kavanaugh. Well, can I just ask a question? I
11 don't think I've even seen this letter.

12 [REDACTED] Yeah, this is [REDACTED] I don't believe
13 we have seen this allegation or know the form in which it
14 came.

15 [REDACTED] Do we have the letter?

16 Judge Kavanaugh. What is this thing?

17 [REDACTED] This -- Judge, this is an anonymous letter
18 that came -- that went to Senator Cory Gardner's office.

19 [REDACTED] This one was Kamala Harris.

20 Judge Kavanaugh. This is the Colorado thing?

21 [REDACTED] I apologize. I'm confused. There are so
22 many --

23 Judge Kavanaugh. Yeah.

24 [REDACTED] -- anonymous allegations flying around,
25 I'm getting them mixed up. I apologize. This is an

1 anonymous letter that we received from San Diego -- San
2 Diego, California. Senator Harris' office in San Diego,
3 California received a letter, and Senator Harris -- Senator
4 Harris received this letter and passed it along to the
5 chairman and ranking member to do our due diligence.

6 Judge Kavanaugh. Is there -- is there a date, a
7 place, anything?

8 [REDACTED] There is not, but we will -- we will read
9 the letter to you in its full -- in its entirety. It is --
10 it is a --

11 Judge Kavanaugh. How long is it?

12 [REDACTED] It is a handwritten two-and-a-half page
13 letter from an anonymous.

14 Judge Kavanaugh. I don't -- I don't need the whole
15 thing. You can just ask the questions.

16 [REDACTED] Could you please send a copy of it to me,
17 though?

18 [REDACTED] We will. I apologize. I thought that we
19 sent you a copy ahead of time, and so, I apologize.

20 Judge Kavanaugh. Okay.

21 [REDACTED] It was -- it was a little bit fast moving.

22 [REDACTED] All right.

23 [REDACTED] [REDACTED] why don't you -- why don't we do
24 this so we establish a record? Read the letter.

25 [REDACTED] Okay. "Dear, Senator Grassley, et al.

1 The current situation regarding the accusations made by Dr.
2 Ford against Brett Kavanaugh have prompted me to write you
3 today. I have moved on with my life since he forced
4 himself on me as well. The times were so different, and I
5 didn't expect to be taken seriously, embarrass my family,
6 be believed at all.

7 I was at a party with a friend. I had been drinking.
8 She left with another boy, leaving me to find my own way
9 home. Kavanaugh and a friend offered me a ride home. I
10 don't know the other boy's name. I was in his car to go
11 home. His friend was behind me in the backseat. Kavanaugh
12 kissed me forcefully. I told him I only wanted a ride
13 home. Kavanaugh continued to grope me over my clothes,
14 forcing his kisses on me and putting his hand under my
15 sweater. 'No,' I yelled at him.

16 The boy in the backseat reached around, putting his
17 hand over my mouth and holding my arm to keep me in the
18 car. I screamed into his hand. Kavanaugh continued his
19 forcing himself on me. He pulled up my sweater and bra
20 exposing my breasts, and reached into my panties, inserting
21 his fingers into my vagina. My screams were silenced by
22 the boy in the backseat covering my mouth and groping me as
23 well.

24 Kavanaugh slapped me and told me to be quiet and
25 forced me to perform oral sex on him. He climaxed in my

1 mouth. They forced me to go into the backseat and took
2 turns raping me several times each. They dropped me off
3 two blocks from my home. 'No one will believe if you tell.
4 Be a good girl,' he told me.

5 Watching what has happened to Anita Hill and Dr. Ford
6 has me petrified to come forward in person or even provide
7 my name. A group of white men, powerful senators who won't
8 believe me, will come after me. Like Dr. Ford, I'm a
9 teacher, I have an education, a family, a child, a home. I
10 have credibility. Just because something happens a long
11 time ago, because a rape victim doesn't want to personally
12 come forward, does not mean something can't be true.

13 Jane Doe, Oceanside, California."

14 [REDACTED] And read the envelope for him that was
15 sent to Senator Harris' office.

16 [REDACTED] The envelope has the word "urgent" across
17 the top. It is addressed to Kamala Harris, Senate
18 Judiciary Committee, 600 B Street, Suite 2240, San Diego,
19 California, 92101. And it is postmarked from San Diego,
20 California on September 19th, 2018.

21 [REDACTED] I just want to establish a couple things
22 because Judge Kavanaugh has not seen this letter because of
23 Chairman Grassley's staff mistakes, so I apologize again
24 about that. Just to be clear, there -- [REDACTED] there is
25 no date on this letter. Is that correct?

1 ██████████ That is correct.

2 ██████████ And there's no return address anywhere on
3 this letter. Is that correct?

4 ██████████ That is correct.

5 ██████████ And there's no contact information on this
6 letter anywhere. Is that correct?

7 ██████████ That is correct.

8 ██████████ And there's no date of the allegation. Is
9 that correct?

10 ██████████ There is no date of the allegation.

11 ██████████ Okay. So, now you can proceed with your
12 questions.

13 Judge Kavanaugh. Nothing -- the whole thing is
14 ridiculous. Nothing ever -- anything like that, nothing.
15 I mean, that's -- the whole thing is just a crock, farce,
16 wrong, didn't happen, not anything close.

17 ██████████ Okay. I'm going to go through a few of
18 the specific allegations just to have your responses. Have
19 you ever kissed a woman against her will while driving her
20 home from a party?

21 Judge Kavanaugh. No.

22 ██████████ Can you repeat that answer?

23 Judge Kavanaugh. No.

24 ██████████ Have you ever put a hand under a woman's
25 sweater while your -- while your friend put his hand over

1 her mouth or held her arm?

2 Judge Kavanaugh. No.

3 [REDACTED] Have you ever put your hand under a
4 woman's sweater after she told you she only wanted a ride
5 home?

6 Judge Kavanaugh. No.

7 [REDACTED] Have you ever put a hand under a woman's
8 sweater after she yelled "no?"

9 Judge Kavanaugh. No.

10 [REDACTED] Have you ever had a friend silence a woman
11 while you were engaged in a physical encounter with her?

12 Judge Kavanaugh. No.

13 [REDACTED] Have you ever used fingers to penetrate a
14 woman's vagina against her will?

15 Judge Kavanaugh. No.

16 [REDACTED] Have you ever slapped a woman and told her
17 to be quiet while forcing her to perform oral sex on you?

18 Judge Kavanaugh. No.

19 [REDACTED] Have you and a friend ever taken turns
20 raping a woman?

21 Judge Kavanaugh. No.

22 [REDACTED] Have you ever told a woman you assaulted
23 "no one will believe if you tell, be a good girl?"

24 Judge Kavanaugh. No.

25 [REDACTED] Those are the questions that I have

1 related to that allegation. I'll open it to anyone else in
2 the room.

3 [REDACTED] Does the minority have questions?

4 [REDACTED] We don't. We would just repeat the
5 statement that we made at the start of the call.

6 [REDACTED] And I would repeat my response. Judge, do
7 you have any further reaction to any of these allegations?

8 Judge Kavanaugh. I think I've covered it.

9 [REDACTED] And I just want to note for the record
10 that separate from Dr. Ford's allegations, we now have
11 these six allegations that have been made against Judge
12 Kavanaugh very late in the proceedings. And this is after
13 the FBI has conducted six full field background
14 investigations going back 25 years to 1993. We've had --
15 we've had 60 -- Judge Kavanaugh has had 65 meetings with
16 senators. He has had numerous staff investigator
17 interviews with the chairman and ranking member staff. He
18 has denied all of these allegations.

19 We have had 4 days of a public hearing with 32 hours
20 of testimony from Judge Kavanaugh. We had a closed session
21 where sensitive matters could've been raised. These issues
22 were not raised then. We've had 1,300 written questions
23 submitted to Judge Kavanaugh after his hearing. He has
24 responded to those questions. This is more questions and
25 answers than all prior Supreme Court nominees combined.

1 It is -- we have a hearing set up. Day 5 of this
2 hearing is set up for tomorrow where we are going to hear
3 from Dr. Ford and Judge Kavanaugh tomorrow at the hearing,
4 and I just wanted to note where we are in the process. Do
5 you have anything further to add, Judge?

6 Judge Kavanaugh. No, thank you.

7 ██████████ Thank you.

8 ██████████ Public release.

9 ██████████ One more question for you, Judge.

10 Judge Kavanaugh. Yes.

11 ██████████ This is -- this call is not part of the
12 FBI background investigation because we received these
13 allegations outside of the FBI background investigation.
14 But we want to just find out from you, do you object to the
15 public release of what you have said today on this phone
16 call, including the public release of the transcript?

17 Judge Kavanaugh. I do not object.

18 ██████████ Thank you, Judge.

19 ██████████ Thank you so much for taking part in this
20 call.

21 Judge Kavanaugh. Thank you.

22 [Judge Kavanaugh and ██████████ disconnected call.]

23 ██████████ All right, thank you, guys.

24 ██████████ I didn't say this on the call, but you can
25 say that this is a political discussion that has to happen.

1 What I didn't appreciate was when you wasted 20 minutes of
2 his time suggesting that my 2-minute statement was wasting
3 his time. I really -- that's just -- that's --

4 [Whereupon, at 8:28 p.m., the interview was
5 concluded.]

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