

September 14, 2023

Paul Anthony Novelly
Chairman
FutureFuel Corp.
8235 Forsyth Blvd., 4th Fl.
Clayton, MO 63105

Dear Mr. Novelly:

Recent investigative reporting identified instances in which you have provided Justice Clarence Thomas with various gifts of lodging and travel on your private jet and yacht. Justice Thomas did not report these gifts on his annual financial disclosure forms, in apparent contravention of the Supreme Court's April 25, 2023, "Statement on Ethics Principles and Practices," which asserts that Justices since 1991 "have followed" the financial disclosure requirements provided in relevant Judicial Conference regulations, and other applicable obligations.

The Judicial Conference is a body established by Congress, which maintains an ongoing interest in the Conference's proper functioning and execution of statutory requirements enacted by Congress. Moreover, the Senate continues to consider legislative options to strengthen the ethical rules and standards that apply to the Justices of the Supreme Court. The information we request below will help identify specific shortcomings in the "Statement on Ethics Principles and Practices," as well as current law, that legislation needs to address. For these reasons, please provide the following information as soon as possible, but no later than September 27, 2023:

1. An itemized list of all gifts, payments, and items of value exceeding \$415 given by you, or by entities you own or control or for which you have served as a partner, director, or officer, to any Justice of the Supreme Court or a member of the Justice's family, including the name of the Justice, the approximate dollar amount of each item, and the date it was extended.
2. An itemized list of all transportation or lodging provided by you, or any entity you own or control or for which you have served as a partner, director, or officer, to a Justice of the Supreme Court or a member of the Justice's family, including the name of the Justice, the date the transportation or lodging was provided, the mode of transportation provided, the itinerary traveled, any lodging provided, and the approximate dollar value of the transportation or lodging.
3. An itemized list of any instance in which you have lodged or traveled with any Justice of the Supreme Court or a member of the Justice's family, including the name of the Justice, the date of the lodging or transportation, the mode of transportation provided, the itinerary traveled, the approximate dollar value of the transportation or lodging, an account of how you came to accompany the Justice or the member of their family, any

role you played in inviting the Justice or other attendees, and the names of other attendees.

Sincerely,



Sheldon Whitehouse
United States Senator
Chairman, Subcommittee on
Federal Courts, Oversight,
Agency Action, and Federal
Rights



Richard J. Durbin
United States Senator

- cc: The Honorable Lindsey O. Graham
Ranking Member, Senate Committee on the Judiciary
- cc: The Honorable John N. Kennedy
Ranking Member, Subcommittee on Federal Courts, Oversight, Agency Action, and
Federal Rights