

EXHIBIT 5

From: Steven S. Biss <stevenbiss@earthlink.net>
Sent: Friday, December 10, 2021 11:32 AM
To: Gamse, Nicholas
Cc: Hentoff, Tom; Douglass, Sean
Subject: Re: Nunes Resignation

Nick,

Thank you for this email.

Congressman Nunes's announcement earlier this week that he will be leaving Congress and joining TMTG, reported on by Philip Bump, has no impact on his efforts to preserve relevant documents and information. Any and all relevant documents have been preserved.

Call or email me if you have any questions.

From: Gamse, Nicholas
Sent: Thursday, December 09, 2021 10:51 PM
To: Steven S. Biss
Cc: Hentoff, Tom ; Douglass, Sean
Subject: Nunes Resignation

Steve,

Congressman Nunes announced earlier this week that he intends to resign from Congress later this month. In light of this announcement, I am writing to confirm that Congressman Nunes is taking appropriate steps to ensure the preservation of and continued access to all documents that may be relevant to his ongoing litigation with the Washington Post after he leaves office, including those documents held by his current or former Campaign Staff, Congressional Office Staff, or Intelligence Committee Staff. Please inform us immediately—and no later than Tuesday, December 14—if that is not the case.

Regards,

Nick Gamse

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