

United States Senate
WASHINGTON, DC 20510

May 12, 2025

The Honorable Chuck Grassley
Chairman
Senate Judiciary Committee
135 Hart Senate Office Building
Washington, D.C. 20510

Dear Chairman Grassley:

The Constitution prohibits the deprivation of life, liberty, or property without due process of law. As the Supreme Court recently reaffirmed, this constitutional right affords all those present in the United States the opportunity to contest any allegations the government levies against them in a court of law.¹

For over two centuries, our commitment to due process has defined us as a free nation. In recent months, however, President Trump has repeatedly departed from that obligation. The case of Kilmar Armando Abrego Garcia underscores the profound consequences of the administration's disregard for due process. In March, the government mistakenly deported Mr. Abrego Garcia to a Salvadoran prison—an error it has admitted—in direct contravention of a 2019 court order and without even the semblance of due process.² The administration has failed to demonstrate its compliance with repeated federal court orders to facilitate Mr. Garcia's return, and Mr. Garcia remains imprisoned.³ Courts around the country have been forced to stop additional deportations that took place without due process.⁴ Now, Trump Administration officials are discussing unilaterally suspending habeas corpus, depending “on whether the courts do the right thing or not.”⁵

To date, no congressional committee has held a hearing on the administration's violations of the right to due process. The Senate Judiciary Committee has a special responsibility to examine whether the Executive Branch has circumvented the Constitution in carrying out its policy agenda. We urge you to schedule an immediate hearing on the administration's infringement of this critical constitutional right.

¹ *Trump v. J. G. G.*, 145 S. Ct. 1003 (2025).

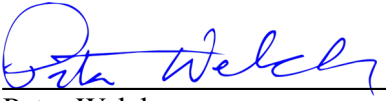
² *‘Nothing Has been Done’: Jude Rebukes U.S. Effort to Return Wrongly Deported Man*, New York Times (Apr. 15, 2025) (online at <https://www.nytimes.com/2025/04/15/us/trump-abrego-garcia-deported-hearing.html>).

³ *Noem v. Garcia*, 145 S. Ct. 1017 (2025); *Abrego Garcia v. Noem*, No. 25-1404, 2025 WL 1135112 (4th Cir. 2025).

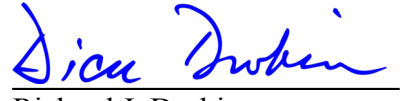
⁴ *A.A.R.P v. Trump*, 145 S. Ct. 1034 (2025).

⁵ *‘Trump officials suggest suspending habeas corpus. Here’s what it means.’* Washington Post (May 10, 2025) (online at <https://www.washingtonpost.com/politics/2025/05/10/what-is-habeas-corpus-suspension/>).

Sincerely,



Peter Welch
United States Senator



Richard J. Durbin
United States Senator
Ranking Member, Senate
Committee on the Judiciary



Alex Padilla
United States Senator



Mazie K. Hirono
United States Senator



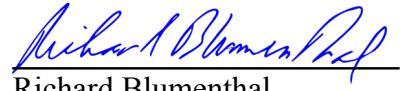
Christopher A. Coons
United States Senator




Sheldon Whitehouse
United States Senator




Adam B. Schiff
United States Senator



Richard Blumenthal
United States Senator



Amy Klobuchar
United States Senator



Cory A. Booker
United States Senator