

## United States Senate

WASHINGTON, DC 20510-4305

May 21, 2025

The Honorable Pamela Jo Bondi  
Attorney General  
United States Department of Justice  
950 Pennsylvania Avenue  
Washington, DC 20530

Dear Attorney General Bondi,

I write to encourage the Department of Justice to open an investigation into any potential violations of federal law surrounding the representations made to the American people about the health and wellbeing of then-President Biden.

On May 18, 2025, former President Biden's personal office announced that he had been diagnosed with a "more aggressive form" of prostate cancer.<sup>1</sup> The statement additionally noted that the cancer has metastasized to the bone, but provided few other details. This announcement follows the publication of news reports calling into question the former president's capacity and awareness during his time in office.<sup>2</sup>

I am concerned that during his time in office, President Biden's associates, including his doctor, made misrepresentations or material omissions about the status of his health and the existence of any medical conditions, mental and physical. In fact, I fear the American people were deliberately misled about President Biden's health. Instead of providing full transparency,<sup>3</sup> which is the obligation of the Commander in Chief, important information was kept secret.

I do not have confidence in the former president's aides and staff, including medical staff, or their ability to be honest and straightforward about President Biden's cancer diagnosis. For example, we have learned through news reports that while President Biden's doctor was reporting him "fit for duty"<sup>4</sup>, he was actually only capable of "four to six good hours a day."<sup>5</sup>

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<sup>1</sup> Betsy Klein et al., *Biden Diagnosed with 'Aggressive Form' of Prostate Cancer*, CNN (May 19, 2025), <https://www.cnn.com/2025/05/18/politics/joe-biden-prostate-cancer>.

<sup>2</sup> Fresh Air, *Inside the "Cover-Up" of President Biden's Decline*, NPR (May 20, 2025), <https://www.npr.org/2025/05/20/1252435981/jake-tapper-original-sin>.

<sup>3</sup> Peter Baker & Maggie Haberman, *Trump Tests Positive for the Coronavirus*, N.Y. TIMES (Oct. 2, 2020), <https://www.nytimes.com/2020/10/02/us/politics/trump-covid.html>.

<sup>4</sup> Ingrid Jacques, Opinion, *I'm Sorry Biden has Cancer. But Lies About His Health Make the Timing Suspicious*, USA TODAY (May 19, 2025), <https://www.usatoday.com/story/opinion/columnist/2025/05/19/biden-prostate-cancer-diagnosis-original-sin-release/83721421007/>.

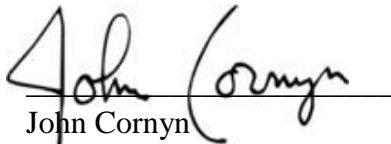
<sup>5</sup> Jeremy Herb, *New Book Reveals How Biden's Inner Circle Kept Cabinet from Him in Final Two Years of Presidency*, CNN (May 14, 2025), <https://www.cnn.com/2025/05/14/politics/biden-book-cabinet-emergency>.

These positions are in direct conflict. Similarly, Biden's staff refused to let him take a cognitive test, despite repeated public instances where the former President demonstrated his memory and capacity were in question.<sup>6</sup>

As President, Biden had access to the most sophisticated and robust health care available in the world. Despite this, the American people have been asked to accept coincidence after coincidence.<sup>7</sup> This manipulation and dishonesty was unfair to the public and put the safety of the country in jeopardy. The continuity of government is essential to the core functioning of our republic. Those protocols must be effective and clear, and the executive's leadership cannot be in doubt. The 25<sup>th</sup> Amendment of the U.S. Constitution provides the basis for any presidential disability, and any effort by the previous administration to circumvent that would have been troubling and inappropriate.<sup>8</sup>

These actions potentially impacted the trust the American people have in their government and weakened us on the world stage. While the former President's staff have stated publicly that his cancer was only recently diagnosed, that same staff publicly declared him fully capable while privately discussing putting him in a wheelchair.<sup>9</sup> I encourage the Department to conduct a full investigation and ensure that no federal laws were violated during the previous administration.

Sincerely,



John Cornyn  
United States Senator

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<sup>6</sup> E.g., Houston Keene, *Biden's Bizarre 'Where's Jackie?' Episode Cause for Alarm*, FOX NEWS (Sept. 30, 2022), <https://www.foxnews.com/politics/bidens-bizarre-where-s-jackie-episode-cause-alarm-republicans-say-diminished-capacity>.

<sup>7</sup> Jacques, *supra* note 4.

<sup>8</sup> U.S. CONST. amend. XXV

<sup>9</sup> Alex Thompson, *Biden Aides Discussed Wheelchair Use if He Were Re-elected, New Book Says*, AXIOS (May 13, 2025), <https://www.axios.com/2025/05/13/biden-book-wheelchair-2024-campaign-original-sin>.