

"DC Circuit Undercuts Congress's Subpoena Power: Important New Authority for Targets of Congressional Investigations," *National Law Journal*

Publications

July 30, 2026

By: Emily M. Loeb, David Manners-Weber, Kate Mather

In the *National Law Journal*, Congressional Investigations Co-Chair Emily Loeb, Special Counsel David Manners-Weber, and Associate Kate Mather examine a recent DC Circuit decision that gives fresh weight to 2020 Supreme Court dicta on common-law privileges in congressional investigations.

[Read More](#)

The piece explores how the DC Circuit's decision in *United States v. Navarro* builds on *Trump v. Mazars* to reinforce that recipients of congressional subpoenas retain common-law privileges, including attorney-client privilege and work-product protections.

Emily, David, and Kate note that the decision arrives at a moment when Congress has shown increasing willingness to wield its investigative powers against companies and private individuals—a trend likely to continue regardless of who controls the House and Senate next year

Related Attorneys



Emily M. Loeb

Partner
eloeb@jenner.com
+1 202 639 6000

**David Manners-Weber**

Special Counsel
dmannersweber@jenner.com
+1 202 639 3877

**Kate Mather**

Associate
kmather@jenner.com
+1 415 293 5902

Related Capabilities

Congressional Investigations

Government Controversies and Public Policy Litigation

Related Locations

Washington, DC

before taking any action with respect to matters mentioned in this publication or at this event. The attorney responsible for this communication is Brent E. Kidwell, Jenner & Block LLP, 353 N. Clark Street, Chicago, IL 60654-3456. Prior results do not guarantee a similar outcome. Jenner & Block London LLP, an affiliate of Jenner & Block LLP, is a limited liability partnership established under the laws of the State of Delaware, USA and is authorised and regulated by the Solicitors Regulation Authority with SRA number 615729. Information regarding the data we collect and the rights you have over your data can be found in our Privacy Notice. For further inquiries, please contact dataprotection@jenner.com.

Stay Informed

