

Congress of the United States

House of Representatives

COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM

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September 24, 2025

Mr. Perry Sook
Chairman and Chief Executive Officer
Nexstar
545 East John Carpenter Freeway, Suite 700
Irving, Texas 75062

Dear Mr. Sook:

We write to express grave concerns regarding reports of pressure and threats of retaliation by the Trump Administration against Nexstar-owned ABC affiliate stations due to recent speech expressed on ABC programming, and your apparent support of censorship actions. The Federal Communication Commission's (FCC) apparent weaponization of its federal regulatory authority and your company's preemption of programming that may be critical of President Trump represents a dangerous escalation in attacks on press freedom and protected speech. This action should serve as a warning to all Americans—the Constitution's right to free speech is under attack by the Trump Administration, with your participation. This corrupt political intimidation is unacceptable. We condemn these tactics, stand firmly with the principles of a free press and artistic expression.

As we defend free speech in the strongest possible terms, we state unequivocally that the escalation of political violence in America in recent years is extremely worrying. The murder of Charlie Kirk was a horrific act. We condemn political violence in all forms, as Jimmy Kimmel did in the immediate aftermath of the shooting when he sent "love to the Kirks" and stated, "Instead of the angry finger-pointing, can we just for one day agree that it is horrible and monstrous to shoot another human."¹

On the evening of September 15, Kimmel criticized President Trump for choosing to blame Democrats for Kirk's death instead of bringing the country together and made the following non-threatening statement to his audience in *Jimmy Kimmel Live!*:

We hit some new lows over the weekend with the MAGA Gang desperately trying to characterize this kid who murdered Charlie Kirk as anything other than one of them and doing everything they can to score political points from it.²

¹ Jimmy Kimmel (@jimmykimmel), Instagram (Sept. 11, 2025) (online at www.instagram.com/p/DOb8B9xjgZJ/).

² *ABC Pulls Jimmy Kimmel off Air After Comments Made about the Charlie Kirk Killing*, National Public Radio (Sept. 18, 2025) (online at www.npr.org/2025/09/18/nx-s1-5544559/abc-jimmy-kimmel-comments-charlie-kirk).

In a podcast interview on the afternoon of September 17, 2025, FCC Chairman Brendan Carr appeared to threaten FCC action against ABC-affiliated stations should these stations fail to remove Jimmy Kimmel from the air, saying: “These companies can find ways to change conduct and take action, frankly, on Kimmel, or there’s going to be additional work for the FCC ahead.”³ Later in the day on September 17th, Nexstar announced that it would “preempt *Jimmy Kimmel Live!* for the foreseeable future beginning with [that evening’s] show.”⁴ On the evening of September 17th, Sinclair Broadcasting Group followed suit, announcing that it would “indefinitely preempt” *Jimmy Kimmel Live!* and suspend production of the show.⁵

While Kimmel and Disney came to an agreement to bring *Jimmy Kimmel Live!* back on air as of Tuesday, September 23, Sinclair and Nexstar Media Group announced that they would continue to preempt the show.⁶ The Trump Administration’s actions and the subsequent response by Nexstar and Sinclair raise a concern that the Administration is using the FCC as a tool to silence media and commentators who criticize the President or conservative viewpoints.

We are specifically concerned that Sinclair and Nexstar’s actions show a disturbing willingness to silence its creative outlets to appease the President. Nexstar’s claim that Mr. Kimmel’s statement was “ill-timed and insensitive,” and thus worthy of the show’s pause altogether, is a mischaracterization of Kimmel’s remarks and a disturbing effort to embrace the Administration’s censorship of dissenting viewpoints.⁷

In addition, we are aware that Nexstar is taking steps to purchase broadcast rival Tegna in a deal worth \$6.2 billion. Such a merger would come before FCC Chairman Carr for approval—the individual responsible for making threats to broadcasters including yourself.⁸ As one of the largest media organizations and television broadcasters in the United States, your priority must be to uphold free speech and the free press, not to bow to the whims of the current Administration in exchange for a favorable acquisition deal.

³ *ABC Pulls Jimmy Kimmel Off Air for Charlie Kirk Comments After F.C.C. Pressure*, New York Times (Sept. 18, 2025) (online at www.nytimes.com/2025/09/17/business/media/abc-jimmy-kimmel.html).

⁴ Nexstar Media Group, *Press Release: Nexstar ABC Affiliates to Preempt “Jimmy Kimmel Live!” Indefinitely Beginning Tonight* (Sept. 17, 2025) (online at www.nexstar.tv/nexstar-abc-affiliates-to-preempt-jimmy-kimmel-live-indefinitely-beginning-tonight/).

⁵ Sinclair, *Sinclair Says Kimmel Suspension Is Not Enough, Calls on FCC and ABC to Take Additional Action* (Sept. 17, 2025) (online at <https://sbgi.net/sinclair-says-kimmel-suspension-is-not-enough-calls-on-fcc-and-abc-to-take-additional-action/>). See also *ABC Pulls Jimmy Kimmel Off Air for Charlie Kirk Comments After F.C.C. Pressure*, New York Times (Sept. 17, 2025) (online at www.nytimes.com/2025/09/17/business/media/abc-jimmy-kimmel.html).

⁶ @WeAreSinclair (Sinclair, Inc.), Twitter (Sept. 22, 2025) (online at <https://x.com/WeAreSinclair/status/1970266039532306593>); Nexstar Media Group, *Nexstar ABC Affiliates to Continue Preempting “Jimmy Kimmel Live!”* (Sept. 23, 2025) (online at www.nexstar.tv/nexstar-abc-affiliates-to-continue-preempting-jimmy-kimmel-live/).

⁷ *Id.*

⁸ *What A Local TV Merger Has to Do with Jimmy Kimmel’s Suspension*, New York Times (Sept. 19, 2025) (online at www.nytimes.com/interactive/2025/09/19/business/media/abc-nexstar-kimmel.html).

It appears that the Trump Administration, with the help of Chairman Carr, in the words of Democratic Commissioner Anna Gomez, “is increasingly using the weight of government power to suppress lawful expression.”⁹ Although genuine “threats” are not protected speech under the First Amendment to the U.S. Constitution, Kimmel’s words were clearly lawful and qualify as speech protected by the First Amendment.¹⁰ The government’s distaste for the sentiment expressed in his statement does not mean that such speech is inherently threatening.

The U.S. Supreme Court has repeatedly affirmed the fundamental principle that, although the government can prosecute unlawful threats, “[w]hat [it] cannot do ... is use the power of the State to punish or suppress disfavored expression.”¹¹ Moreover, the Administration’s abuse of power in singling out speakers with specific viewpoints raises the threat of unconstitutional viewpoint discrimination.¹²

The Trump Administration’s current pressure against newspapers, publishers, and networks stands in stark contrast to Trump officials’ previous comments about speech. On May 2, 2022, Carr stated on X that “Political satire is one of the oldest and most important forms of free speech. [...] That’s why people in influential positions have always targeted it for free speech.”¹³ On November 17, 2024, Carr stated, “We must dismantle the censorship cartel and restore free speech rights for everyday Americans.”¹⁴ On the first day of his second term, President Trump issued an executive order claiming to promote the right to “engage in constitutionally protected speech.”¹⁵

Despite these proclamations, it appears that the Administration’s efforts to defend free speech apply only when the speech is aligned with the President’s self-image and agenda. Instead of defending legitimate political expression, President Trump has demanded the suppression of speech he opposes and has wielded the government to silence dissent.

Our concerns about bad faith and hypocrisy are deepened since President Trump’s actions and Chairman Carr’s statements are part of a broader systematic assault on media freedom and protected speech. In July 2025, President Trump filed a lawsuit against the *Wall Street Journal* and Rupert Murdoch for reporting that President Trump submitted a lewd drawing

⁹ @AGomezFCC (Anna M. Gomez), Twitter (Sept. 17, 2025) (online at <https://x.com/AGomezFCC/status/1968406707484144057>).

¹⁰ *FCC Chairman Praises Jimmy Kimmel’s Suspension, Criticizes Late Night Hosts for “Enforcing a Narrow Political Ideology,”* Variety (Sept. 17, 2025) (online at <https://variety.com/2025/tv/news/fcc-chairman-jimmy-kimmel-suspension-1236522728/>).

¹¹ See *Nat’l Rifle Ass’n of Am. v. Vullo*, 602 U.S. 175, 188 (2024).

¹² See *Iancu v. Brunelli*, 588 U.S. 388, 393 (2019) (“A core postulate of free speech law” is that “[t]he government may not discriminate against speech based on the ideas or opinions it conveys.”)

¹³ @BrendanCarrFCC (Brendan Carr), X (May 2, 2022) (online at <https://x.com/BrendanCarrFCC/status/1521117482303602689>).

¹⁴ @BrendanCarrFCC (Brendan Carr), X (Nov. 17, 2024) (online at <https://x.com/BrendanCarrFCC/status/1858327922810970327?lang=en>).

¹⁵ The White House, *Restoring Freedom of Speech and Ending Federal Censorship* (Jan. 20, 2025) (online at www.whitehouse.gov/presidential-actions/2025/01/restoring-freedom-of-speech-and-ending-federal-censorship/).

and note for Jeffrey Epstein's "birthday book," despite the fact that the submission clearly bears the President's signature.¹⁶ In September 2025, President Trump launched another lawsuit against the *New York Times* and Penguin Random House, claiming that they led a campaign to damage his reputation before the 2024 presidential election.¹⁷

President Trump clearly wishes to silence outlets and networks that he believes have portrayed him unfavorably. Then-candidate Donald Trump criticized ABC's moderation of the 2024 presidential debate.¹⁸ On October 31, 2024, then-candidate Trump filed a lawsuit against CBS regarding its 60 Minutes Interview with then-candidate Kamala Harris, calling the interview "mislead[ing]."¹⁹ Although former FCC Chair Jessica Rosenworcel led the FCC in protecting free speech and rejecting Trump's complaints against NBC, ABC, and CBS, newly appointed Chairman Carr restored these complaints for alleged bias and appears to be abusing the FCC's authority.²⁰ In July 2025, just one week after CBS canceled *The Late Show with Stephen Colbert*—a move celebrated by President Trump—the FCC approved a lucrative merger between CBS's parent company, Paramount, and Skydance.²¹ In late August 2025, Trump called ABC and NBC "FAKE NEWS" and "AN ARM OF THE DEMOCRAT PARTY," urging FCC Commissioner Carr to revoke their licenses.²² On September 17, 2025, when cancellation of Kimmel's show was announced, Trump took direct aim at NBC to remove Jimmy Fallon and Seth Meyers' late-night shows, stating "Do it NBC!!!"²³

The Administration's assault on free speech has also been taken up by the Trump Justice Department. Attorney General Pam Bondi recently made the incorrect statement that hate speech

¹⁶ *Jeffrey Epstein's Friends Sent Him Bawdy Letters for a 50th Birthday Album. One Was from Donald Trump*, Wall Street Journal (July 17, 2025) (online at www.wsj.com/politics/trump-jeffrey-epstein-birthday-letter-we-have-certain-things-in-common-f918d796); *Trump Files \$15 Billion Defamation Suit against New York Times, Penguin Random House*, ABC News (Sept. 16, 2025) (online at <https://abcnews.go.com/US/trump-files-15-billion-defamation-suit-new-york/story?id=125619941>).

¹⁷ *Id.*

¹⁸ *FCC Chair Rebuffs Trump's Post-Debate Call To Strip ABC's License*, Washington Post (Sept. 12, 2024) (online at www.washingtonpost.com/politics/2024/09/12/fcc-chair-rebuffs-trumps-post-debate-call-strip-abcs-license/).

¹⁹ *Trump Sues CBS over "60 Minutes" Interview with Harris. Legal Experts Call It "Frivolous and Dangerous"*, CNN (Nov. 1, 2024) (online at www.cnn.com/2024/11/01/media/trump-cbs-lawsuit-harris-60-minutes-interview). Note that Paramount settled the "60 Minutes" Lawsuit and agreed to pay President Trump \$16 million and did not include an apology. *Paramount to Pay Trump \$16 Million to Settle "60 Minutes" Lawsuit*, New York Times (July 2, 2025) (online at [http://nytimes.com/2025/07/02/business/media/paramount-trump-60-minutes-lawsuit.html](https://nytimes.com/2025/07/02/business/media/paramount-trump-60-minutes-lawsuit.html)).

²⁰ *FCC Reinstates Complaints Against ABC, CBS, and NBC for 2024 Election Coverage*, The Guardian (Jan. 22, 2025) (online at www.theguardian.com/us-news/2025/jan/22/fcc-reinstates-complaints-abc-cbs-nbc).

²¹ *Kimmel's Suspension Confirms What Many Suspected After Colbert's Cancellation*, Washington Post (Sept. 18, 2025) (online at www.washingtonpost.com/entertainment/tv/2025/09/18/jimmy-kimmel-charlie-kirk-abc-off-the-air/).

²² *Trump Threatens ABC and NBC over "Bad Stories"*, Axios (Aug. 25, 2025) (online at www.axios.com/2025/08/25/trump-abc-nbc-threats-christie).

²³ @realDonaldTrump (Donald J. Trump), Truth Social (Sept. 17, 2025) (online at <https://truthsocial.com/@realDonaldTrump/posts/115222372625104790>).

is not protected speech and threatened to “target you, go after you” if someone expresses protected speech with which the Trump Administration disagrees. We stand with the voices across the political spectrum that condemn the Attorney General’s distortion of the founding principles designed to protect our freedoms into subjective rules designed to limit them.²⁴

The initial suspension and continued preemption of *Jimmy Kimmel Live!* allows Commissioner Carr to carry out Trump’s demands for retribution against companies that do not align with his agenda by sheer intimidation. It is critical that the public understand the Trump Administration and Nexstar’s efforts to censor opposition to the President of the United States and his affiliates. As such, we request that you provide the following documents and information no later than October 8, 2025:

1. All documents and communications relating to federal regulatory concerns, pressure, or actions against Nexstar Media Group and its affiliates from any representative of the executive branch from January 20, 2025, to the present;
2. All communications with the FCC, including any related documents, relating to any reporting or coverage on Nexstar’s owned and partner television stations from January 20, 2025, to the present;
3. All documents and communications between Nexstar and Sinclair, Walt Disney Company, or ABC relating to any broadcast licensing or content matters from January 20, 2025, to the present; and
4. All communications with FCC and Department of Justice relating to broadcast licensing or content matters from January 20, 2025, to the present; and
5. All documents and communications with the FCC and Department of Justice relating to Nexstar’s proposed purchase of Tegna from January 20, 2025, to the present.

We stand ready to work with any media organization willing to resist any attempts of unlawful coercion of editorial decisions and expose any abuse of federal authority to suppress constitutionally protected speech.

The Committee on Oversight and Government Reform is the principal oversight committee of the House of Representatives and has broad authority to investigate “any matter” at “any time” under House Rule X. If you have any questions regarding this request, please contact Committee Democratic staff at (202) 225-5051.


Thank you for your attention to this matter.

²⁴ *Pam Bondi Needs a Free Speech Tutorial*, Wall Street Journal (Sept. 16, 2025) (online at www.wsj.com/opinion/pam-bondi-free-speech-hate-speech-charlie-kirk-first-amendment-a4f09203?gaa_at=eafs&gaa_n=ASWzDAhQPn2huYrq220LN4w6S41LsMWXG_2iGy2e2JgOHpVpm8_IKKH4zAKatfzdhBU%3D&gaa_ts=68cc2658&gaa_sig=ii91brjwjGnIVl37t8sIFENYBeLzpauO_qKjyJKhsLQZuA_8gh0mim8rmEI4pBrxZm9qNwrQT_5wAKvt0j2yng%3D%3D).

Sincerely,



Robert Garcia
Ranking Member



Maxwell Alejandro Frost
Ranking Member
Subcommittee on Economic Growth,
Energy Policy, and Regulatory
Affairs

cc: The Honorable James Comer, Chairman

The Honorable Eric Burlison, Chairman
Subcommittee on Economic Growth, Energy Policy, and Regulatory Affairs