

Chat with +1 202 324 3000

7/8/2020 9:59:17 AM - 7/8/2020 9:59:17 AM

Export Details:

Device Name Barr OAG 2/10/21

Device ID c13861b9217257dd6c0d8d854215c16d70dda641

Backup Date Wednesday, February 10, 2021 10:25 AM

Backup Directory C:\Users\pmdavis\AppData\Roaming\Apple Computer\MobileSync\Backup\c13861b9217257dd6c0d8d854215c16d

iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+1 202-324-3000

Wednesday, July 08, 2020

Me

9:59 AM

Can I call you later?

+1 (b)(6) Seth DuCharme Phone

(b) (6)

Saturday, September 28, 2019

+1 (b)(6) Seth DuCharme Phone

I went to dinner tonight with a navy seal, an army officer and a DSS agent. They were all so hugely supportive of the work we're doing for the country. Heartwarming. Stay strong my friend and know you're appreciated.

10:08 PM

Sunday, September 29, 2019

Me

Deeply grateful.

6:04 AM

Saturday, October 12, 2019

+1 (b)(6) Seth DuCharme Phone

Brian suggested to me that you might want an update this weekend from my meeting on Thursday with the IG. Happy to provide if you want. (b) (6)

3:58 PM

Otherwise free anytime to talk. Hope all's well down where you are.

Me

Great. I will ping you tomorrow.

3:59 PM

Thursday, October 17, 2019

+1 (b)(6) Seth DuCharme Phone

Please call if you have a minute I just want to let you know what I told FBI about our position

7:15 PM

Friday, October 18, 2019

+1 (b)(6) Seth DuCharme Phone

Rich Cell Phone: (b) (6), (b) (7)(C)

3:53 PM

Sunday, October 20, 2019

+1 (b)(6) Seth DuCharme Phone

Planning to call you at 10:30 with an update. If that's not a good time I'll be ready at your convenience.

10:12 AM

Thursday, November 7, 2019

Me

Can I call you later?

4:50 PM

+1 (b)(6) Seth DuCharme Phone

Yes sorry I missed your call. I'm out of scifs and available whenever you need me.

4:50 PM

Saturday, November 9, 2019

+1 (b)(6) Seth DuCharme Phone

I just spoke (b)(6), (b)(3) -50 USC § 3507 they are working to declass their content today.

1:39 PM

Thursday, March 5, 2020

+ (b)(6) Seth DuCharme Phone

Sherwin has been asking my advice let me know if you have a preference. It's good either way. Long overdue to catch up with you.

9:19 PM

Me

Ok. Talk tomorrow.

9:20 PM

Tuesday, March 17, 2020

+1 (b)(6) Seth DuCharme Phone

Your message to the department was very well received from some of my friends in law enforcement who are true warriors. You were built for emergencies, I appreciate being part of your team. Call me if you need me, I've been pretty effective so far working by phone and email I think. We're all doing our best.

9:33 AM

Wednesday, April 22, 2020

+1 (b)(6) Seth DuCharme Phone

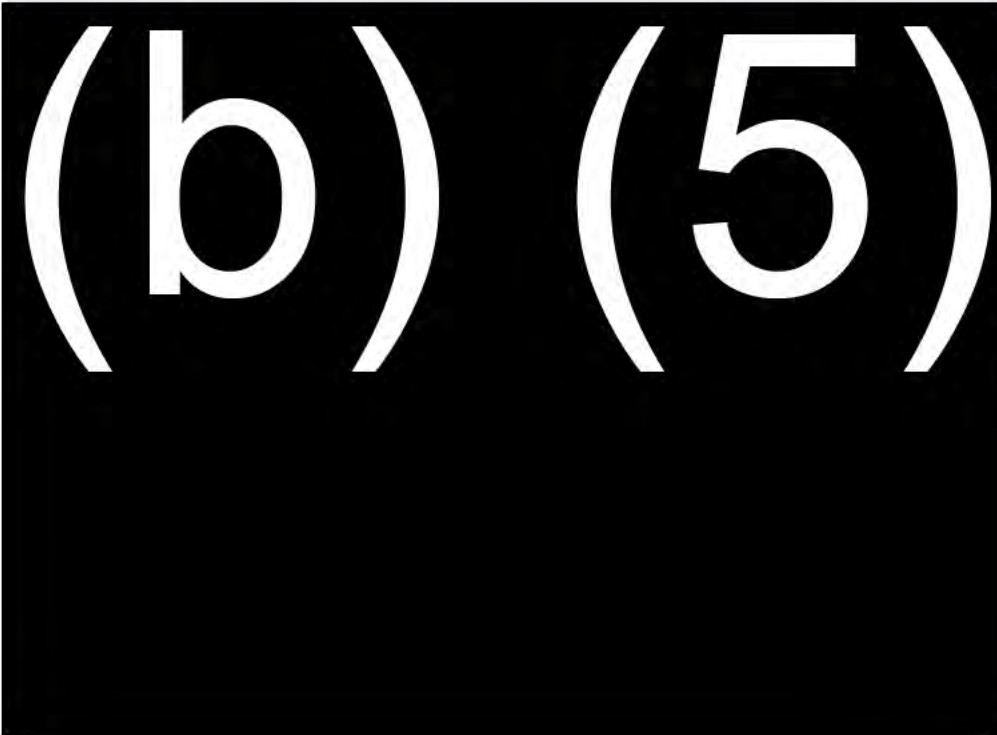
In my office

10:29 AM

Saturday, May 30, 2020

+1 (b)(6) Seth DuCharme Phone

You're right - quick look:



8:50 AM

Me

Citation

9:10 AM

+1 (b)(6) Seth DuCharme Phone

(b) (5)

9:12 AM

+1 (b)(6) Seth DuCharme Phone

Also Bowdich is having a 10am national internal call for FBI to get a situation report - he's going to keep me apprised

9:23 AM

+1 (b)(6) Seth DuCharme Phone

(b) (5)

9:55 AM

+1 (b)(6) Seth DuCharme Phone

(b) (5)

9:55 AM

Sunday, May 31, 2020

+1 (b)(6) Seth DuCharme Phone

DC Fire Department on scene at St John's Church and suppressing fire

11:16 PM

Chat with + (b) (6)

7/19/2019 3:10:49 PM - 7/19/2019 3:10:49 PM

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Participants:

+ (b) (6)

Friday, July 19, 2019

+1 (b) (6)

John Durham can be reached a (b) (6), (b) (7)(C)1 (cell). I sent this to your email & iPhone.

3:10 PM

+1 (b)(6) Will Levi Phone
Perfect. I'll implement. 4:06 PM
+1 (b)(6) Will Levi Phone
I may come too if that would be at all helpful. 4:09 PM
+1 (b)(6) AG Barr personal phone
Sure. 4:09 PM
+1 (b)(6) Will Levi Phone
I've now confirmed with all and will work w (b)(6), (b)(7)(C) per F on details. 4:11 PM

Wednesday, August 28, 2019

+1 (b)(6) Will Levi Phone
Hi Boss. (b) (5), (b) (6)
[Redacted]
Let me know if there is anything else I can do. 5:16 PM

Me
How about I try tomorrow at 9 (b) (5) . Or 10EsT if that is better. 7:13 PM

Saturday, September 21, 2019

+1 (b)(6) Will Levi Phone
I hope this morning went well. Let me know if I can help with any follow-up this weekend. Also, you and Mrs. Barr had a very snazzy picture in Politico from the state dinner. 12:08 PM
+1 (b)(6) Will Levi Phone
<https://www.politico.com/gallery/2019/09/20/australian-state-dinner-trump-gallery-003235?slide=7> 12:12 PM

Chat with + (b)(6) Will Levi Phone

5/15/2019 8:12:02 PM - 11/27/2020 11:41:48 AM

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Participants:

+ (b)(6) Will Levi Phone

Wednesday, May 15, 2019

(b)(6) Will Levi Phone

Boss, this is Will L if you need anything

8:12 PM

Saturday, May 18, 2019

Me

Please call me

7:13 PM

(b)(6) Will Levi Phone

Sunday, June 02, 2019

Sir — If you haven't yet connected with Ambassador Darroch today, and still wish to do so, just let me know. His team reached out. Thanks, Will

1:28 PM

Me

I have a call in via 10 Downing

1:39 PM

(b)(6) Will Levi Phone

Perfect. Let me know if you need anything.

1:39 PM

(b)(6) Will Levi Phone

Tuesday, June 18, 2019

Talking points for next meeting on way to you now.

8:49 AM

Friday, September 20, 2019

+1 (b)(6) Will Levi Phone

(b) (7)(A)

5:14 PM

Will

Tuesday, September 24, 2019

Me

Please call ASAP

7:10 PM

Thursday, September 26, 2019

+1 (b)(6) Will Levi Phone

A drink? I'm in the lobby with Seth and (b) (6), (b) (7)(C)

4:18 PM

+1 (b)(6) Will Levi Phone

And now John.

4:30 PM

Me

Coming down.

4:37 PM

+1 (b)(6) Will Levi Phone

Great. Walking back there in 2.

4:40 PM

Friday, September 27, 2019

+1 (b)(6) Will Levi Phone

No word back from search yet. Might have to wait until Monday.
Let me know if you need anything.

4:05 PM

Me

Thanks.

4:06 PM

Monday, October 7, 2019

+1 (b)(6) Will Levi Phone

Let me know if I can get you anything.

3:35 PM

Wednesday, October 30, 2019

Me

"Well, some of the countries that John Durham thought might have some information that would be helpful to the investigation wanted preliminarily to talk to me about the scope of the investigation, the nature of the investigation, and how I intended to handle confidential information, and so forth. So I initially discussed these matters with those countries and introduced them to John Durham and established a channel by which Mr. Durham can obtain assistance from those countries."

2:05 PM

Saturday, November 23, 2019

+1 (b)(6) Will Levi Phone

On its way to you. Let me know if there's anything else you need.

12:24 PM

Me

Thanks

12:24 PM

Saturday, December 7, 2019

+1 (b)(6) Will Levi Phone

Confirmed for 1:30 w Aussies.

1:10 PM

Saturday, December 14, 2019

+1 (b)(6) Will Levi Phone

Laptop on way to you.

12:47 PM

Me

Super

12:47 PM

Tuesday, January 7, 2020

+1 (b)(6) Will Levi Phone

DAG wants to talk to you at 6:45. That work? I can brief you before.

12:03 PM

Me

Yup

12:04 PM

+1 (b)(6) Will Levi Phone

Great. I'll pop in at 6:30. This is (b) (5) stuff.

12:05 PM

+1 (b)(6) Will Levi Phone

Are you still up?

6:17 PM

Me

Yup

6:18 PM

+1 (b)(6) Will Levi Phone

I'm going to drop by real quick.

6:18 PM

Wednesday, February 5, 2020

Me

Will. Could you speech location and time at CSIS to my friend Shaygan at (b) (6)

12:35 PM

+1 (b)(6) Will Levi Phone

Will do.

12:46 PM

Thursday, February 13, 2020

+1 (b)(6) Will Levi Phone

<https://www.nytimes.com/2020/02/13/us/politics/barr-trump.html>

4:19 PM

+1 (b)(6) Will Levi Phone

<https://abcnews.go.com/Politics/barr-blasts-trumps-tweets-stone-case-impossible-job/story?id=68963276>

4:19 PM

+1 (b)(6) Will Levi Phone

Lee dropped by right after you left to say he was proud of you and proud to work for you.

6:06 PM

+1 (b)(6) Will Levi Phone

Also McConnell came out super strong for you

6:11 PM

Thursday, February 27, 2020

+1 (b)(6) Will Levi Phone

Reminder: attire is business casual tomorrow.

9:11 PM

Me

Got it

9:12 PM

Friday, February 28, 2020

+1 (b)(6) Will Levi Phone

We won in McGahn.

"GRIFFITH, Circuit Judge: The Committee on the Judiciary of the House of Representatives ordered the former White House Counsel, Donald F. McGahn, II, to testify before the Committee. President Donald Trump instructed McGahn to refuse, asserting that certain presidential advisers possess "absolute testimonial immunity" from compelled congressional process. The Committee now seeks to invoke this court's jurisdiction to enforce its subpoena. The Department of Justice (DOJ), on behalf of McGahn, responds that Article III of the Constitution forbids federal courts from resolving this kind of interbranch information dispute. We agree and dismiss this case."

5:17 PM

Saturday, February 29, 2020

+1 (b)(6) Will Levi Phone

Everyone happy with whatever you want to do tomorrow night. Just note that you won't want to eat in the hotel.

9:18 AM

Sunday, March 1, 2020

Me

Ping me when you get the chance

9:10 AM

Monday, March 2, 2020

+1 (b)(6) Will Levi Phone

Good morning. You have a call with Mike Lee this morning at 10:00 on his IG bill. You will call him at (b) (6).

9:11 AM

Me

Ok. When do you guys plan to come over.

9:12 AM

+1 (b)(6) Will Levi Phone

Whenever you want us. 11?

9:13 AM

Me

Ok

9:13 AM

+1 (b)(6) Will Levi Phone

(b) (6). Would noon work? I can always come earlier, too.

9:40 AM

Me

Noon fine

9:41 AM

+1 (b)(6) Will Levi Phone

(b) (5)

9:18 AM

Me

Will. Have someone send me the proposal we made.

9:20 AM

+1 (b)(6) Will Levi Phone

Will do.

9:21 AM

+1 (b)(6) Will Levi Phone

Just sent to your email.

9:22 AM

+1 (b)(6) Will Levi Phone

I'll do new talking points reflecting our discussion and send to you, along with BOP talking points.

12:34 PM

+1 (b)(6) Will Levi Phone

2 more confirmed cases BOP. In Oakland. One critical condition.

12:39 PM

Me

Ok

12:39 PM

+1 (b)(6) Will Levi Phone

I haven't received anything yet. If you can, please check and make sure it sent.

4:29 PM

Saturday, March 28, 2020

Me

Will. Please call.

9:51 AM

Sunday, March 29, 2020

+1 (b)(6) Will Levi Phone

For your call at 3:30, this is what BOP says they need:

As of 3/29/2020, there are current needs for:

- ✓ Surgical Masks - 12.5 Million
- ✓ Gloves - 36.2 Million
- ✓ Gowns - 8.8 Million
- ✓ Eye Protection - 350,000

3:22 PM

Ventilators:

Based on an estimated number of individuals who will experience a level of COVID infection requiring a ventilator, 140 ventilators are needed across the 122 institutions.

+1 (b)(6) Will Levi Phone

(b) (5)

3:24 PM

+1 (b)(6) Will Levi Phone

Dial information: 1 (b) (6) ; PIN: (b) (6)

3:26 PM

Tuesday, March 31, 2020

+1 (b)(6) Will Levi Phone

(b) (5)

5:27 PM

Me

(b) (5)

5:28 PM

Wednesday, April 1, 2020

+1 (b)(6) Will Levi Phone

Carvajal: (b) (6)

7:35 PM

Thursday, April 2, 2020

Me

Call me

8:44 AM

+1 (b)(6) Will Levi Phone

Carpenito: (b) (6), (b) (7)(C)

6:27 PM

Friday, April 3, 2020

+1 (b)(6) Will Levi Phone

PC has the draft response.

2:04 PM

Me

Good

2:05 PM

+1 (b)(6) Will Levi Phone

Let me know on the BOP memo when you can — in your inbox — so I can get that out there.

2:42 PM

+1 (b)(6) Will Levi Phone

Betsy Shapiro — (b) (6)

3:13 PM

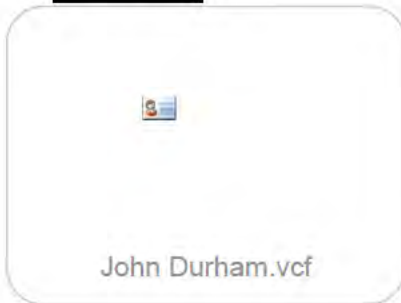
+1 (b)(6) Will Levi Phone

At her desk waiting for your call.

3:13 PM

Friday, April 10, 2020

+1 (b)(6) Will Levi Phone



3:11 PM

Saturday, April 11, 2020

+1 (b)(6) Will Levi Phone

Erin cell: (b) (6), (b) (7)(C)

1:38 PM

+1 (b)(6) Will Levi Phone

I talked to (b) (6). He seemed interested. Wanted to think about it.

1:38 PM

+1 (b)(6) Will Levi Phone

Appreciated you thinking of him.

1:39 PM

Me

I want him to know I also want him to stay

1:40 PM

+1 (b)(6) Will Levi Phone

Told him that. He asked if you would extend his detail if he wanted to stay and I said for sure.

1:40 PM

Me
Ol 11:11 AM
Me
Ok 11:11 AM

+1 (b)(6) Will Levi Phone
I sent you a 1 page overview of some examples. Let me know what more you need. Folks can jump on a call at 3:00 if that would be helpful. 12:35 PM

Me
Ok 12:35 PM

+1 (b)(6) Will Levi Phone
Do you want to talk at 3:00 to Moran, Claire, others, or are you good? 2:55 PM

Me
Maybe just you. 2:56 PM

+1 (b)(6) Will Levi Phone
Sounds good 2:56 PM


Friday, April 24, 2020

+1 (b)(6) Will Levi Phone
I still can't get either of them. When I can, we will call you. 8:44 AM

Wednesday, April 29, 2020

Me
Can I call you later? 10:35 AM

+1 (b)(6) Will Levi Phone
Anytime. Just a few things to run by you at some point. 10:36 AM

+1 (b)(6) Will Levi Phone
 8:19 PM

Friday, May 8, 2020

+1 (b)(6) Will Levi Phone

(b) (6), (b) (7)(C)

9:40 AM

Monday, May 11, 2020

+1 (b)(6) Will Levi Phone



9:28 AM

Thursday, May 14, 2020

+1 (b)(6) Will Levi Phone

Call Number: 1 (b) (6) ; Participant Code: (b) (6)

9:44 AM

+1 (b)(6) Will Levi Phone

(b) (6) — Bill Otis number.

2:13 PM

Saturday, May 16, 2020

+1 (b)(6) Will Levi Phone



2:14 PM

Friday, May 22, 2020

+1 (b)(6) Will Levi Phone

FISA call pushed to Tuesday so no call now.

10:46 AM

Me

Good

10:46 AM

+1 (b)(6) Will Levi Phone

You free? I have director on line

4:37 PM

Wednesday, May 27, 2020

+1 (b)(6) Will Levi Phone

Will call in a few w Bowdich and SAC

9:56 PM

+1 (b)(6) Will Levi Phone

Can't raise (b) (6)

9:56 PM

Friday, May 29, 2020

+1 (b)(6) Will Levi Phone

(b) (6) is not picking up. I have everyone trying to reach her.

9:30 AM

Me

Send me her cell number. Also have command center try home.

9:31 AM

+1 (b)(6) Will Levi Phone

1 (b) (6)

9:32 AM

+1 (b)(6) Will Levi Phone

And this is the other (work) cell: (b) (6)

9:34 AM

+1 (b)(6) Will Levi Phone

SAC is sending agents to her home for a health and wellness check.

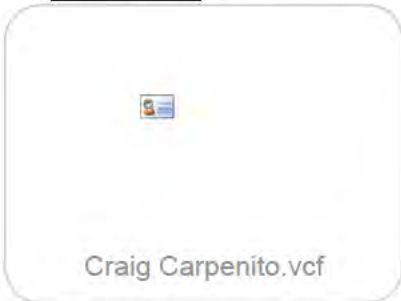
9:42 AM

+1 (b)(6) Will Levi Phone

Eric Dreiband drafting a statement for you to review and issue.

10:40 AM

+1 (b)(6) Will Levi Phone



10:49 AM

+1 (b)(6) Will Levi Phone

(b)(7)(E) per USMS Marshals tonight. And (b)(7)(E) per USMS coming in tomorrow.

9:17 PM

Me

Good.

9:18 PM

+1 (b)(6) Will Levi Phone

BOP is sending 50 to us tomorrow so we are well fortified.

9:32 PM

Me

Good.

9:33 PM

+1 (b)(6) Will Levi Phone

And 25 ATF.

9:39 PM

Me
Caracas or bust 9:39 PM

(b)(6) Will Levi Phone
Vandals have attacked Senator Klobuchar's home and busted out several windows. FBI sending agents over to get her and her husband out and take them to safe place. 10:26 PM

Me
Good. 10:27 PM

Me
In Minn? Or DC? 10:29 PM

+1 (b)(6) Will Levi Phone
Minn 10:32 PM

+1 (b)(6) Will Levi Phone
She couldn't reach local police apparently and called FBI. 10:33 PM

Me
(b)(6), (b)(7)(C) per FBI 10:37 PM

+1 (b)(6) Will Levi Phone
Ah 10:48 PM

Saturday, May 30, 2020

+1 (b)(6) Will Levi Phone
(b) (6) (Attendee code: (b) (6)) 9:42 AM

+1 (b)(6) Will Levi Phone
Call at 10 9:42 AM

+1 (b)(6) Will Levi Phone
(Bowdich will be joining late, he has his own coordination call with the SACs at 10) 9:49 AM

+1 (b)(6) Will Levi Phone
Talked to Huber. (b) (5) 10:22 PM

Me
Strange. (b) (5) 10:26 PM
Oh well.

+1 (b)(6) Will Levi Phone

Bizarre. (b) (5)

10:27 PM

+1 (b)(6) Will Levi Phone

Nope. (b) (5)
We will know more soon.

10:32 PM

Sunday, May 31, 2020

+1 (b)(6) Will Levi Phone

I've set up a few calls for you this morning, if that works. The first at 9:00 with our internal group for them to brief you; then the Director and DD joining at 9:30; and all other LE heads joining at 10:00. Let me know if that doesn't work.

8:07 AM

Me

Ok

8:13 AM

+1 (b)(6) Will Levi Phone

This is the dial in: Participant Call Number: (b) (6);
Participant Code: (b) (6)

8:18 AM

Wednesday, June 3, 2020

Me

Can I call you later?

8:53 AM

Friday, June 12, 2020

+1 (b)(6) Will Levi Phone

Do you want a quick read out of the Flynn argument from Wall?

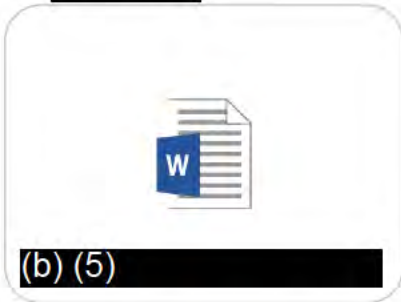
11:29 AM

Me

Sure

11:29 AM

+1 (b)(6) Will Levi Phone



3:35 PM

From Molly. Says P is available to discuss at your convenience.

3:35 PM

Me
Good. 6:34 PM

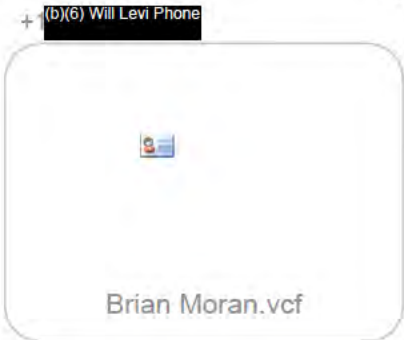


6:55 PM

More detail.

6:55 PM

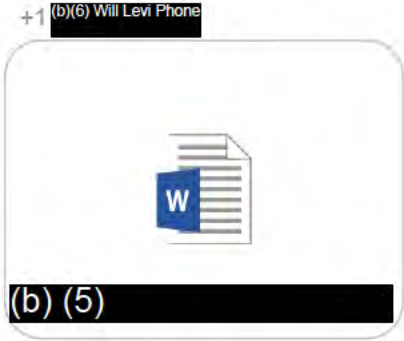
Tuesday, June 30, 2020



10:55 AM

+1 (b)(6) Will Levi Phone
Re DACA, Hash and Engle think we should (b) (5)
[Redacted]

11:03 AM



11:03 AM

+1 (b)(6) Will Levi Phone
If you are ok with that I'll let the team move ahead.

11:24 AM

Me
Good 11:43 AM

Wednesday, July 1, 2020

+1 (b)(6) Will Levi Phone

The CHOP is retaken and the Chief and staff have the precinct again. Police presence and vigilance around the city will remain high to keep the folks dispersed.

9:59 AM

+1 (b)(6) Will Levi Phone

From Brian Moran:

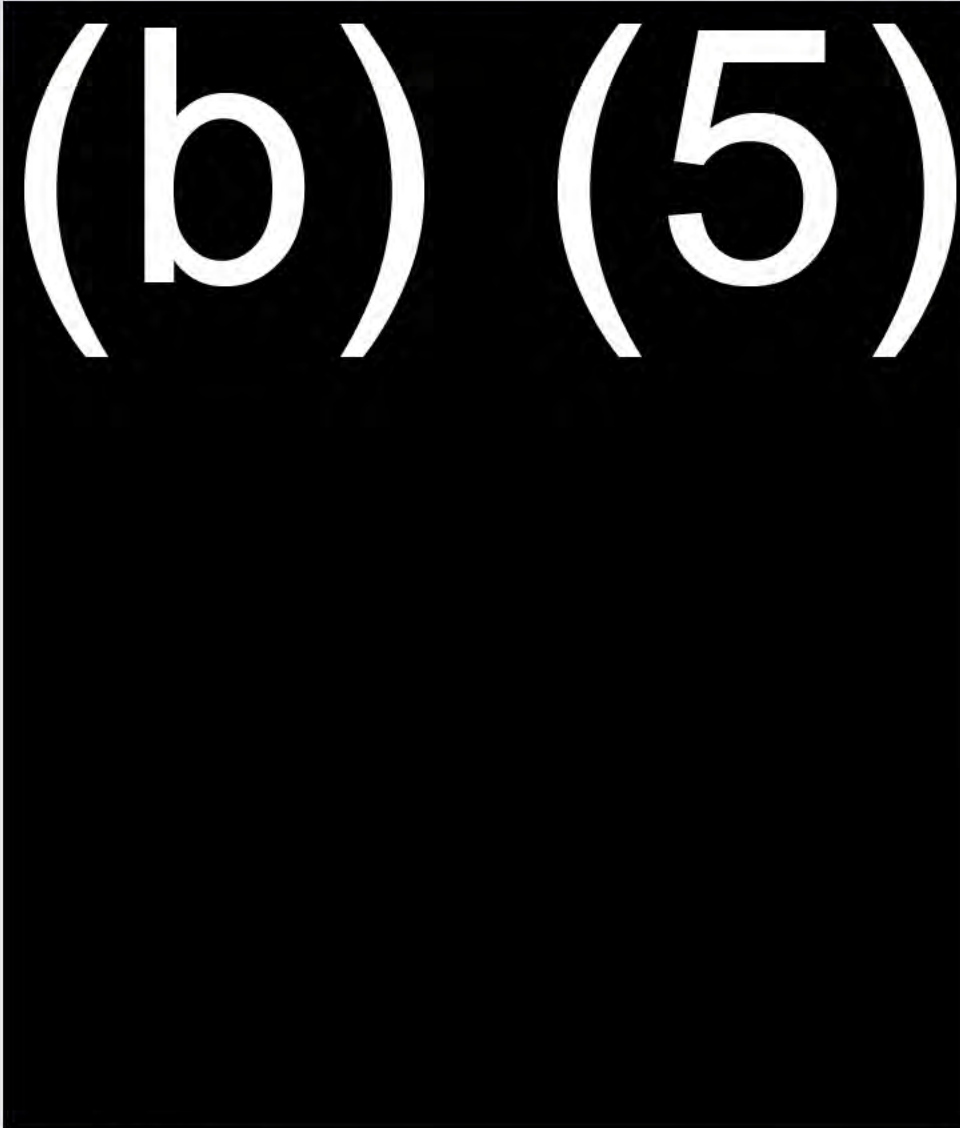
"I'll have one favor when this is over. The AG tried to call Chief Best. (b) (6)

10:01 AM

!"

+1 (b)(6) Will Levi Phone

Statement by Attorney General Barr on the Restoration of Law in Seattle



12:37 PM

+1 (b)(6) Will Levi Phone

If that's good I'll get it out. Brian Moran has read and approves.

12:38 PM

Thursday, July 2, 2020

+1 (b)(6) Will Levi Phone

I haven't had service for an hour or two if either of you is looking for me. Nothing on my end just letting you know.

3:30 PM

+1 (b)(6) Will Levi Phone

Jared at noon.

7:22 PM

+1 (b)(6) Will Levi Phone



8:04 PM

Tuesday, August 11, 2020

+1 (b)(6) Will Levi Phone

The letter did not go yet because (b) (5)

7:15 PM

I think it will go out soon.

Wednesday, August 12, 2020

+1 (b)(6) Will Levi Phone



7:54 PM

Friday, August 14, 2020

+1 (b)(6) Will Levi Phone

Kerri and Rachel aren't back from the boat tour yet

5:29 PM

Me

ok. (b) (6)

5:30 PM

+1 (b)(6) Will Levi Phone

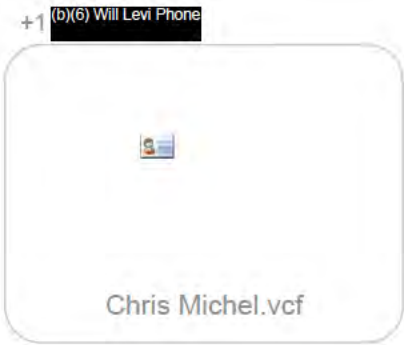
(b) (6)

5:31 PM

Me

(b) (6)

5:31 PM



11:29 AM

+1 (b)(6) Will Levi Phone
Dreiband will have nursing homes out by 3pm today. All 3 states.

12:50 PM

+1 (b)(6) Will Levi Phone
Did you get Bowdich? They are impossible to reach.

1:07 PM

Me
Yes

1:08 PM

+1 (b)(6) Will Levi Phone
Great. Don Washington knows the pla (b)(6), (b)(7)(C), (b)(7)(F) per USMS executing.

1:08 PM

+1 (b)(6) Will Levi Phone
(b)(6), (b)(7)(C), (b)(7)(F) per USMS is squared away and knows everything will run through him. (b) (5)

2:42 PM

Me
No docs necessary.

2:43 PM

+1 (b)(6) Will Levi Phone
All on track re execution. Absent something unexpected will be done at 6:00.

4:00 PM

Thursday, August 27, 2020

+1 (b)(6) Will Levi Phone
Kenosha quiet. Unrest elsewhere, including Portland and Oakland.

9:19 AM



11:35 AM

+1 (b)(6) Will Levi Phone

Administrative stay granted in Portland! (b) (5)

8:08 PM

+1 (b)(6) Will Levi Phone

Filed order (M. MARGARET MCKEOWN, ERIC D. MILLER and DANIEL A. BRESS) Order by Judges MILLER and BRESS, Dissent by Judge McKEOWN. We have received appellants' emergency motion at Docket Entry No. [7] seeking to stay the district court's August 20, 2020 order pending resolution of this appeal. Appellants' request for an immediate administrative stay of the district court's August 20, 2020 order pending resolution of the emergency motion is granted. See Nken v. Holder, 556 U.S. 418, 426 (2009). Based on our preliminary review, appellants have made a strong showing of likely success on the merits that the district court's injunction exempting "Journalists" and "Legal Observers" from generally applicable dispersal orders is without adequate legal basis. Given the order's breadth and lack of clarity, particularly in its non-exclusive indicia of who qualifies as "Journalists" and "Legal Observers," appellants have also demonstrated that, in the absence of a stay, the order will cause irreparable harm to law enforcement efforts and personnel. The August 20, 2020 order is stayed, temporarily, pending resolution of the emergency motion. This administrative stay preserves the status quo as it existed before the district court's preliminary injunction and temporary restraining order.

8:09 PM

Me

Totally cool.

8:13 PM

Friday, August 28, 2020

+1 (b)(6) Will Levi Phone

Kenosha was quiet. Tonight is Friday night so we will see but it is supposed to rain so that is good. (b)(6), (b)(7)(C), (b)(7)(F) per USMS says they have more support than they need and are r anything.

9:23 AM

+1 (b)(6) Will Levi Phone

500 national guard in DC with more available in reserve.

12:32 PM

Me

Good

12:33 PM

Me

Answer the phone.

5:15 PM

Sunday, September 6, 2020

+1 (b)(6) Will Levi Phone

In case you are asked: In Portland, OR, federal facilities remained secure. A crowd of 250-300 gathered at Ventura Park, but a team of OSP/PPB would not let them proceed to the East Precinct. VOs immediately threw three Molotov cocktails at the police line, precipitating a riot declaration. The crowd was dispersed and split up into smaller groups. OSP/PPB made 50 arrests. Two protesters were injured by the first Molotov cocktail and OSP/PPB helped to put out the flames on both individuals.

Nationally, there were no significant actions involving federal facilities or federal LEOs across the country overnight.

11:39 AM

Rochester, NY: This was the most significant night of unrest yet, with police dispersing the crowd with tear gas multiple times. Notably, the crowd lit fires, used commercial grade fireworks and stormed at least one restaurant.

Los Angeles, CA: A large demonstration closed I-110 and then proceeded to the South Central Sheriff station, where they were dispersed with tear gas and pepper balls.

Tallahassee, FL: A small demonstration resulted in numerous secondary arrests of people attempting to interfere with a single arrest.

Me

Thanks. Make sure we review the arrestees for federal charges.

11:43 AM

+1 (b)(6) Will Levi Phone

Will do.

11:43 AM

+1 (b)(6) Will Levi Phone

Funeral of the detective will be Friday at 11 am at the Cathedral of St. John the Evangelist in downtown Cleveland. I'm figuring out whether it's just family or whether you might attend. If they welcome it do you want to go? We are currently scheduled to come back from Phoenix Thursday night late; we could stay another night in Phoenix and come through Cleveland on way home on Friday instead.

3:48 PM

JMD Daily Report on Confirmed COVID-19 Cases

March 24, 2020

Total: 36 Staff, Task Force Officers, & DOJ Contractor cases

Total Count	Component Counts	Location	Employment Type	Tested & Confirmed Case
1	DEA-1	Chicago, IL	Fed Employee	Yes
2	DEA-2	Washington, DC	Fed Employee	Yes
3	US Attorneys -1	New York City, NY	Contractor	Yes
4	OCDETF-1	Merrifield, VA	Contractor	Yes
5	BOP-1	Grand Prairie, TX	Fed Employee	Yes
6	BOP-2	In-transit between assignments	Fed Employee	Yes
7	BOP-3	Atlanta, GA	Fed Employee	Yes
8	BOP-4	Yazoo City, MS	Fed Employee	Yes
9	FBI-1	San Francisco, CA	Fed Employee	Yes
10	FBI-2	Pocatello, ID	Contractor	Yes
11	FBI-3	Washington, DC	Contractor	Yes
12	FBI-4	New York City, NY	Task Force Officer (TFO)	Yes
13	FBI-5	Philadelphia, PA	Fed Employee	Yes
14	FBI-6	New York City, NY	TFO	Yes
15	FBI-7	New York City, NY	TFO	Yes
16	FBI-8	New York City, NY	TFO	Yes
17	FBI-9	New York City, NY	Fed Employee	Yes
18	FBI-10	New York City, NY	Fed Employee	Yes
19	FBI-11	Huntsville, AL	Contractor	Yes
20	FBI-12	New Haven, CT	Fed Employee	Yes
21	FBI-13	New York City, NY	TFO	Yes
22	FBI-14	New York City, NY	TFO	Yes
23	FBI-15	New York City, NY	Fed Employee	Yes
24	FBI-16	New York City, NY	Fed Employee	Yes
25	FBI-17	Washington, DC	Contractor	Yes
26	FBI-18	Washington, DC	Contractor	Yes
27	FBI-19	New York City, NY	Fed Employee	Yes
28	USMS-1	Washington, DC	Fed Employee	Yes
29	USMS -2	(b) (6), (b) (7)(C)	Contractor	Yes
30	USMS-3	EDNY	Fed Employee	Yes
31	USMS-4	(b) (6), (b) (7)(C)	Contractor	Yes
32	USMS-5	EDNY	Fed Employee	Yes
33	USMS-6	(b) (6), (b) (7)(C)	Contractor	Yes

34	USMS-7	EDNY	Fed Employee	Yes
35	USMS-8	EDNY	Fed Employee	Yes
36	EOIR-1	New York City, NY	Contractor	Yes

BOP and USMS Inmates

Total: 3 confirmed Inmates

1	BOP-1	MDC Brooklyn	Inmate (USMS)	Yes
2	BOP-2	Oakdale, LA	Inmate	Yes
3	BOP-3	Oakdale, LA	Inmate	Yes

Chat with + (b) (6), (b) (7)(C)

8/10/2020 9:23:27 PM - 8/12/2020 10:31:07 PM

Export Details:

Device Name Barr OAG 2/10/21
Device ID c13861b9217257dd6c0d8d854215c16d70dda641
Backup Date Wednesday, February 10, 2021 10:25 AM
Backup Directory C:\Users\pmdavis\AppData\Roaming\Apple Computer\MobileSync\Backup\c13861b9217257dd6c0d8d854215c16d
iOS 14.1
Current Time Zone (UTC-05:00) Eastern Time (US & Canada)
Created with iExplorer v4.4.2.0

Participants:

(b) (6), (b) (7)(C)

Monday, August 10, 2020

(b) (6), (b) (7)(C)

AG Barr—City Council's vote on amending the prior resolution prohibiting communication with federal law enforcement is scheduled for this Wednesday, 8/12 (b) (5). I will let you know as soon as reported. Per the original agreement, the OSP troopers cycle out protecting the Hatfield Courthouse as of 6 am 8/13. I'll let you know, and let me know if you have other questions.

9:23 PM

Billy Williams
US Attorney/Oregon

Wednesday, August 12, 2020

(b) (6), (b) (7)(C)

AG Barr- Update on Vote of City Council—Resolution to allow for communications and cooperation between Portland Police Bureau (PPB) and "members of US Marshal Service for District of Oregon or locally assigned agents of FPS who are not in Portland as part of a deployment under executive order by the president."

3:39 PM

Oregon State Police will discontinue their deployment at the Hatfield Courthouse and

Chat with + (b) (6), (b) (7)(C)

8/6/2019 2:45:09 PM - 8/6/2019 2:45:09 PM

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

Tuesday, August 06, 2019

FBI wants to make a very brief public statement at 3:30. I asked FBI leadership to ensure you are in the loop.

2:45 PM

Chat with + (b) (6), (b) (7)(C)

5/5/2020 3:01:34 PM - 5/5/2020 3:01:34 PM

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iOS 14.1
Current Time Zone (UTC-05:00) Eastern Time (US & Canada)
Created with iExplorer v4.4.2.0

Participants:

(b) (6), (b) (7)(C)

Tuesday, May 05, 2020

+ (b) (6), (b) (7)(C)

General, this is Geoff Berman. I tried your cell but there was no answer or vm (b) (5)

3:01 PM

. Please call me if you would like to discuss further.

Chat with (b) (6)

8/12/2020 7:57:54 PM - 12/19/2020 3:30:38 PM

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

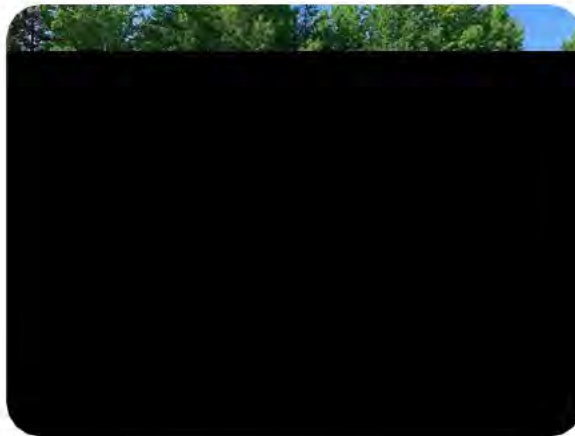
Created with iExplorer v4.4.2.0

Participants:

+ (b) (6)

Wednesday, August 12, 2020

Me



7:57 PM

Postdates Search Cutoff

Chat with Craig Carpenito

4/2/2020 6:38:41 PM - 12/25/2020 11:38:11 AM

Export Details:

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6), (b) (7)(C), Craig Carpenito

Thursday, April 02, 2020

Me 6:38 PM
Craig. It is Bill Barr. Call me when you get the chance.

Thursday, November 26, 2020

Postdates Search Cutoff

Chat with Jeff Jensen

7/3/2020 12:32:35 PM - 7/3/2020 12:32:35 PM

Export Details:

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

(b) (6), (b) (7)(C) Jeff Jensen

Friday, July 03, 2020

Me

Jeff. Please
Call me. Bill

12:32 PM

Chat with John Durham

8/31/2019 10:54:57 AM - 6/29/2020 8:47:29 AM

Export Details:

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6), (b) (7)(C) John Durham

Saturday, August 31, 2019

Me
John. Strong suggest yo (b) (6), (b) (7)(C) (b) (5), (b) (7)(A) [redacted]
[redacted] A lot of interesting things. 10:54 AM

John Durham

(b) (5), (b) (7)(A)
[redacted]
[redacted]
[redacted]
[redacted] 10:58 AM

Me
Having fun. 10:59 AM

Tuesday, September 24, 2019

Me
Call me ASAP 9:48 AM

John Durham

Do you have a minute for quick call. Durham 9:13 PM

Thursday, February 6, 2020

[Unknown Contact]

Sir- Just emergina from a SCIF. (b) (7)(A) [redacted]
[redacted]. Are you open for a call earlier
in the morning? Durham

7:53 PM

Me

Yup

7:53 PM

[Unknown Contact]

7:00? 7:30?

7:54 PM

Me

730?

7:55 PM

[Unknown Contact]

I'll call at 7:30. Have a nice evening.

8:04 PM

Me



8:05 PM

Friday, February 14, 2020

Me

Call me when you get a chance. (b) (6) [redacted]

5:10 PM

Monday, March 9, 2020

John Durham

I'm still in New England due to plane delays, but will make it to DC
sometime tonight. (b) (5) [redacted]

10:08 PM

Thursday, March 19, 2020

Me

Can I call you later?

3:21 PM

[Unknown Contact]

Most certainly JHD

3:21 PM

Friday, March 27, 2020

John Durham

Sir: Best no. for reaching me is (b) (6), (b) (7)(C). Stay safe and healthy! JHD

5:28 PM

Wednesday, May 13, 2020

John Durham

Sorry, I can't talk right now.

10:19 AM

Me

(b) (7)(A)

10:19 AM

John Durham

On phone with (b) (7)(A). Can I call in next 15 - 20 minutes.

1:10 PM

Me

Yup

1:11 PM

Friday, June 26, 2020

Me

Can I call you later?

2:15 PM

John (b) (7)(A)

You're the Attorney General of the United States, of course you can!

2:16 PM

Monday, June 29, 2020

John Durham

Driving on NJ Turnpike. Tried your phone, bit couldn't get through.

8:47 AM

Chat with Jonathan Bronitsky

8/23/2019 7:03:13 PM - 3/15/2020 3:16:28 PM

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iOS 14.1

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Created with iExplorer v4.4.2.0

Participants:

+ (b) (6) Jonathan Bronitsky

Friday, August 23, 2019

Jonathan Bronitsky

Sir, it's Jonathan in OPA.

Have you had a chance to thin (b) (5) ? If so, feel free to share them here, or let me know if you'd prefer to discuss in person.

7:03 PM

Thank you.

Me

Hey Jonathan. Would like to talk about it. When best.

7:05 PM

Jonathan Bronitsky

I'm available for the next hour or so until I catch a flight. Otherwise, I'm free the whole weekend. Whatever best suits your schedule.

7:19 PM

Me

I'll ping you tomorrow. Thanks

7:20 PM

Jonathan Bronitsky

You've got it. Have a great evening.

7:24 PM

Monday, August 26, 2019

Jonathan Bronitsky

Did the .doc draft eventually come through?

5:45 PM

Me

Will do.

8:41 AM

Jonathan Bronitsky

Remarks went well this morning?

2:00 PM

Me

Yes. Gave them very relaxed sitting at table. Really used as outline and talked expremptorily.

5:55 PM

Jonathan Bronitsky

That's great. Well done. I look forward to touching base in person.

5:57 PM

Friday, October 4, 2019

Jonathan Bronitsky

Sir, excellent work today. (And you delivered the section about EFF perfectly.)

4:22 PM

Me

Thanks Jonathan. Let's get together Monday for a solid chunk of time thanks to go over ND speech. Sorry I have not been available.

4:24 PM

Jonathan Bronitsky

No apologies necessary — please, save the republic!

I noticed an ND prep meeting on Monday morning was just added to the calendar. I'm looking forward to it.

4:29 PM

Have a relaxing weekend.

Friday, October 11, 2019

Jonathan Bronitsky

Sir, safe travels and good luck.

I'm of course standing by if you need anything. And I'm not sure where you are in the editing process, but a suggestion: (b) (5)

8:06 AM

Friday, October 25, 2019

Jonathan Bronitsky

Sir, by Arkes, in case you haven't seen it yet:

9:31 PM

Jonathan Bronitsky

<https://americanmind.org/essays/bill-barr-gives-a-speech/>

9:31 PM

Me

Thanks. Heard he was found something.

9:32 PM

Jonathan Bronitsky

Of course, and I'm sorry to have missed CIC; I heard from Mary Eberstadt and others that it was, per usual, a wonderful affair.

9:35 PM

Monday, October 28, 2019

Jonathan Bronitsky

Penned by a good buddy. He's editor-at-large of Ben Shapiro's website:

7:09 PM

Jonathan Bronitsky

<https://www.dailywire.com/news/hammer-america-is-better-off-for-having-bill-barr>

7:09 PM

Me

Nice.

7:31 PM

Friday, November 8, 2019

Jonathan Bronitsky

From Magnet:

"... surely few government officials since Lincoln have given speeches of such profundity as Barr's Notre Dame Law School address on religious liberty earlier last month."

8:49 AM

Jonathan Bronitsky

<https://www.city-journal.org/william-barr-mike-pompeo>

8:49 AM

Thursday, November 14, 2019

Jonathan Bronitsky

Sir, I hope all is well. I'd be more than happy to take a look at a FedSoc draft and offer feedback.

5:45 PM

Me



Thanks. Still working on it

5:48 PM

Wednesday, November 20, 2019

Jonathan Bronitsky

Thanks so much for the call and kind thoughts!

1:36 PM

Saturday, December 14, 2019

Jonathan Bronitsky

Your op-ed has been officially accepted by the NY Post! We'll return with any edits and a final proof.

3:06 PM

Tuesday, December 17, 2019

Jonathan Bronitsky

Confirmed: Operation Relentless Pursuit op-ed is running in the Detroit News tomorrow.

8:38 PM

Tuesday, December 31, 2019

Jonathan Bronitsky

Sir, I'm in today. If you brought Talmon's book, I'd pick it up.

10:18 AM

Monday, January 13, 2020

Jonathan Bronitsky

<https://www.google.com/amp/s/nypost.com/2020/01/13/the-silly-smear-of-bill-barr-as-an-agent-of-a-catholic-cult/amp/>

9:00 PM

Saturday, January 25, 2020

Jonathan Bronitsky

Sir, I'm sorry to bother you on the weekend, but do you have a few minutes to chat today?

10:00 AM

Me

Sure. I will call later this morning.

10:40 AM

Jonathan Bronitsky

Great, thank you. I'm looking forward.

10:42 AM

Jonathan Bronitsky

Sir, thanks again for sharing your time and thoughts this morning. Over the past two weeks, I expressed to Kerri it would mean a lot to go to NYC given my passion for the issues and role in helping plan the trip.

11:50 AM

Have a great weekend, and I look forward to getting your feedback on the tolerance remarks and chatting on Monday.

Friday, January 31, 2020

Jonathan Bronitsky

From Eli, who attended the Boro Park meeting:

Barr's point, which was well taken, was that "militant progressivism" embodies a drive to reorganize society based on rationalism and animated with a passion you usually expect among religious people, casting those who oppose them as not just wrong but evil. That, Barr said, is part of the cause of the "hatreds and the antipathy" toward traditional communities such as the Orthodox. It has seeped into our politics, and is a cause of toxic tribalism — as well as the anti-Semitism some communities are now struggling with.

12:44 PM

<https://forward.com/opinion/439217/how-can-we-trust-the-media-when-they-lie-about-our-community/>

It was an intelligent reading of a situation we are struggling desperately to understand and contain. How ironic that it was mutated by the words of the liberal media.

Saturday, February 1, 2020

Jonathan Bronitsky



9:15 AM

Eli on the cover ^^^

9:15 AM

Monday, February 10, 2020

Jonathan Bronitsky

Very well done. That was great!

6:15 PM

Me
Thanks. 7:48 PM

Friday, February 14, 2020

Jonathan Bronitsky
(b) (6) 11:04 AM

Wednesday, February 26, 2020

Jonathan Bronitsky
Sir, I wanted to tag along to Nashville, but (b) (6)
The speech is excellent — you're going to rock the house! 8:31 AM

Jonathan Bronitsky
Sir, I'm so sorry I missed your call. Standing by, if I'm still able to help. 12:21 PM

Me
Butt call 12:22 PM

Jonathan Bronitsky
Incredible! Bravo! 🇺🇸🇺🇸🇺🇸 5:54 PM

Monday, March 9, 2020

Jonathan Bronitsky
Sir, another by my friend, Josh: 8:24 PM

Jonathan Bronitsky
<https://www.google.com/amp/s/nypost.com/2020/03/09/judges-slap-at-ag-william-barr-was-shameful-politicking/amp/> 8:24 PM

Me
That is great 9:05 PM

Sunday, March 15, 2020

Jonathan Bronitsky
Sir, I just received a call. Misdial? 3:15 PM

Me
Yup 3:15 PM

Jonathan Bronitsky
Okay, I hope all is well. 3:16 PM

Chat with Katie Sullivan

9/4/2020 10:20:38 AM - 12/11/2020 2:16:59 PM

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6) Katie Sullivan

Friday, September 04, 2020

Katie Sullivan

Hi Sir - It's Katie. Have a plan for Minneapolis (super excited) . Will get you something in writing later today. Happy to brief you on it anytime this weekend or next week

10:20 AM

Me

Great. Thank you. Loop in Drieband.

10:21 AM

Katie Sullivan

Done. We just had a call - we're all on board

10:22 AM

Me

You are the best.

10:23 AM

Katie Sullivan

Proposal is done and sent to you via pdf!

4:00 PM

Me

Gracias

5:04 PM

Wednesday, September 09, 2020

Katie Sullivan

Minneapolis Police Chief Rondo is SO EXCITED and loves the proposal!!! MOU being drafted and edited!!! Yahoo!

7:09 PM

Katie Sullivan

This is Katie BTW

7:09 PM

Me

Super

9:12 PM

Postdates Search Cutoff

Monday, April 6, 2020

Kerri Kupec

Sadie says that bc she recently wrote a piece entirely focused on AG's efforts, she did not have the space to re-outline but will link to her prior story.

<https://www.wsj.com/articles/barr-tells-federal-prisons-to-increase-use-of-home-confinement-fearing-spread-of-coronavirus-11585258295>

2:04 PM

As I mentioned, she reiterated that this piece was only on Oakdale.

Wyn, Chris, and Gary worked with BOP on this story. BOP provided 4 pages of info to Sadie.

KK

Friday, April 17, 2020

Kerri Kupec

12:52 PM

KK

(b) (6)

Me

Super

1:00 PM

+1 (b)(6) Will Levi Phone

Just sent you both the memo. (b) (5)

1:41 PM

+1 (b)(6) Will Levi Phone

Christina Nolan is thrilled to do this, by the way.

1:41 PM

Kerri Kupec

<https://www.cbsnews.com/video/declassified-footnotes-shed-new-light-on-fbis-surveillance-of-trump-campaign/>

5:36 PM

KK

+1 (b)(6) Will Levi Phone

<https://nypost.com/2020/04/17/uk-moves-to-drop-huawei-as-5g-vendor-citing-china-coronavirus-transparency/>

5:39 PM

KK

Saturday, April 18, 2020

+1 (b)(6) Will Levi Phone

<https://www.usatoday.com/story/entertainment/celebrities/2020/04/17/college-admissions-scandal-judge-calls-alleged-investigator-misconduct-loughlin-case-serious-and-dis/5156710002/>

11:47 AM

Kerri Kupec

Oh wow.

12:19 PM

+1 (b)(6) Will Levi Phone

How is this to (b) (5)

5:23 PM

+1 (b)(6) Will Levi Phone

(b) (5)

5:24 PM

+1 (b)(6) Will Levi Phone

(b) (5)

7:06 PM

Saturday, May 9, 2020

+1 (b)(6) Will Levi Phone



7:08 PM

Judge-Emmet-Sullivan-Letter...

+1 (b)(6) Will Levi Phone

Sullivan praised Holder before for taking the unusual step of dismissing the charges against Stevens. So there's some good material to work with here.

7:08 PM

Kerri Kupec

Turley has been making that point on Twitter today too

7:08 PM

+1 (b)(6) Will Levi Phone

Good

7:09 PM

Me

Super dooper.

7:10 PM

+1 (b)(6) Will Levi Phone

(b) (5)

7:10 PM

+1 (b)(6) Will Levi Phone

(b) (5)

7:10 PM

+1 (b)(6) Will Levi Phone

Also, just FYI, the FBI, the U.S. Attorney's Office in the Southern District of Georgia, and the Civil Rights Division Criminal Section are working with the Georgia Bureau of Investigation on the Brunswick shooting, and the federal team is (b) (5).

7:32 PM

Kerri Kupec

That's helpful thanks

7:40 PM

Sunday, May 10, 2020

+1 (b)(6) Will Levi Phone

<https://www.washingtonexaminer.com/news/very-disappointed-doj-spokeswoman-slams-chuck-todds-deceptive-editing-of-barr-remarks-on-flynn-case>

4:20 PM

+1 (b)(6) Will Levi Phone

Nice nice nice

4:20 PM

Me

Cool

4:21 PM

Kerri Kupec

Everyone is jumping in now

4:21 PM

Kerri Kupec

https://twitter.com/greg_price11/status/1259549689239818240?s=20

4:22 PM

Kerri Kupec

Kayleigh is retweeting

4:23 PM

Kerri Kupec

This is how I spend Mother's Day. 😊

4:28 PM

Me



4:28 PM

Kerri Kupec

FYI (b) (5)

7:28 PM

Me

Ok

7:29 PM

Monday, May 18, 2020

Kerri Kupec

Excellent piece from Andy

7:16 PM

Kerri Kupec

<https://www.nationalreview.com/2020/05/attorney-general-barr-remarks-on-obama-and-biden-make-an-important-point/>

7:16 PM

+1 (b)(6) Will Levi Phone
Very good 7:43 PM

Thursday, May 21, 2020

Kerri Kupec

https://www.wsj.com/articles/biden-will-answer-for-fbi-abuse-11590077408?emailToken=003088ee48b35a39d804c244d5ea92bep2KE39g76QkJo0Q9JhjMnl/AfALPpU7rBF1p/SU8b4Jc+/a+jlBUceUU1tOaRI/VCaaOEw3Gb8aiZe6pcDezTQ%3D%3D&reflink=article_imessage_share

3:29 PM

Kerri Kupec

"Barr is right to rule out a criminal probe. Voters will have their say in November."

3:29 PM

Friday, May 22, 2020

+1 (b)(6) Will Levi Phone

<https://www.foxnews.com/politics/doj-intervenes-in-case-challenging-illinois-coronavirus-restrictions>

5:31 PM

Kerri Kupec

Yep

5:32 PM

Kerri Kupec

We've been getting good press on this stuff

5:54 PM

Kerri Kupec

<https://time.com/5839009/virginia-church-justice-department-coronavirus/>

5:54 PM

Kerri Kupec

https://www.washingtonexaminer.com/news/massachusetts-governor-says-justice-department-statements-prompted-him-to-open-churches?_amp=true&_twitter_impression=true

5:55 PM

Wednesday, May 27, 2020

+1 (b)(6) Will Levi Phone

<https://twitter.com/realDonaldTrump/status/1265774767493148672>

8:12 PM

Me

Good

8:12 PM

Kerri Kupec

One more update: (b) (5)

5:12 PM

KK

Me

That is great.

9:38 PM

Tuesday, June 2, 2020

+1 (b)(6) Will Levi Phone



Memo 6.2.20 v3.docx

8:04 AM

+1 (b)(6) Will Levi Phone

More updates.

8:04 AM

Kerri Kupec

Very helpful

8:11 AM

Wednesday, June 3, 2020

+1 (b)(6) Will Levi Phone



ODAG Update-20200603_08...

8:04 AM

+1 (b)(6) Will Levi Phone

Skim if you can.

8:04 AM

Thursday, June 4, 2020

+1 (b)(6) Will Levi Phone



7:10 PM

blm_v._trump_complaint.pdf

Kerri Kupec

FYI Martha said she would open with some of your answer on Lafayette and Hannity will use too.

7:24 PM

Kerri Kupec

Bret also used some as well

7:24 PM

Kerri Kupec

Laura will too

7:42 PM

Me

Thanks.

7:42 PM

Friday, June 5, 2020

+1 (b)(6) Will Levi Phone

Kerri thinks (b) (5)

8:32 AM

Kerri Kupec

(b) (5)

8:33 AM

Kerri Kupec
KK You were excellent. 6:21 PM

Me
Thanks! 6:22 PM

Kerri Kupec
KK Video 1: 7:13 PM

Kerri Kupec
KK <https://twitter.com/bennyjohnson/status/1270439089217642498?s=20> 7:13 PM

Kerri Kupec
KK Video 2: 7:14 PM

Kerri Kupec
KK <https://twitter.com/bennyjohnson/status/1270439089217642498?s=20> 7:14 PM

Kerri Kupec
KK Sorry, this: 7:14 PM

Kerri Kupec
KK <https://twitter.com/bennyjohnson/status/1270436533921857536?s=20> 7:15 PM

Kerri Kupec
KK Powerful stuff. 7:15 PM

Kerri Kupec
KK Martha is interviewing him 7:21 PM

Me
I see. 7:21 PM

+1 (b)(6) Will Levi Phone
CRT has actually been pretty busy. Tomorrow they are filing an amicus brief in the Ninth Circuit on behalf of individuals who want to protest Governor Newsom's pandemic restrictions at the state capitol. 7:39 PM

+1 (b)(6) Will Levi Phone

(b) (5)

7:40 PM

+1 (b)(6) Will Levi Phone

(b) (5)

7:41 PM

Me

Squeeze in briefing tomorrow. Also meeting with BJS and Katie and OLP together

7:41 PM

+1 (b)(6) Will Levi Phone

On it.

7:42 PM

Me



7:42 PM

Kerri Kupec

Btw I'm going to (b) (5)

7:50 PM

KK

Me

Good

7:51 PM

Wednesday, June 10, 2020

+1 (b)(6) Will Levi Phone

<https://www.cnn.com/2020/06/10/politics/noel-francisco-solicitor-general/index.html>

10:08 PM

+1 (b)(6) Will Levi Phone

Leaked.

10:09 PM

Friday, June 12, 2020

+1 (b)(6) Will Levi Phone

[https://www.cadc.uscourts.gov/internet/sixtyday.nsf/mastercalendar?SearchView&query=\(%5BEntryDate%5D%3E=06/12/2020%20AND%20%5BEntryDate%5D%3C=06/12/2020\)&judge=Master&SearchMax=1000](https://www.cadc.uscourts.gov/internet/sixtyday.nsf/mastercalendar?SearchView&query=(%5BEntryDate%5D%3E=06/12/2020%20AND%20%5BEntryDate%5D%3C=06/12/2020)&judge=Master&SearchMax=1000)

9:09 AM

+1 (b)(6) Will Levi Phone
You can listen live at 9:30 I believe. 9:10 AM

Kerri Kupec
Thank you! 9:13 AM

Saturday, June 13, 2020

+1 (b)(6) Will Levi Phone
From Paul Murphy: (b) (5) 5:59 PM

Kerri Kupec
Correct 6:02 PM

Kerri Kupec
From FBI's press shop: 6:18 PM

Kerri Kupec
"Talked to Devlin on the record as an FBI official. Confirmed that the DD recalls the discussion about the perimeter at the 2pm meeting." 6:18 PM

+1 (b)(6) Will Levi Phone
God bless Bowdich. 6:22 PM

Kerri Kupec
What's disheartening is despite me + FBI + Army saying it was discussed at 2 pm, WaPo is still going to report what their anonymous National Guard people told them. 6:23 PM

+1 (b)(6) Will Levi Phone
Eh, whatever. 6:24 PM

Kerri Kupec
(b) (6) 6:24 PM

Sunday, June 14, 2020

Kerri Kupec
The WaPo story is out. Emailed to both of you. They did not include the FBI confirmed the discussion of the 2 pm meeting. 9:01 PM

Me
Maybe it was too soft. 9:04 PM

Me
Ok 9:09 PM

Friday, June 19, 2020

Kerri Kupec



9:50 AM

KK

Kerri Kupec

KK

FYI

9:50 AM

Kerri Kupec

**STATEMENT OF U.S. ATTORNEY
GEOFFREY S. BERMAN ON
ANNOUNCEMENT BY ATTORNEY
GENERAL BARR**

"I learned in a press release from the Attorney General tonight that I was 'stepping down' as United States Attorney. I have not resigned, and have no intention of resigning, my position, to which I was appointed by the Judges of the United States District Court for the Southern District of New York. I will step down when a presidentially appointed nominee is confirmed by the Senate. Until then, our investigations will move forward without delay or interruption. I cherish every day that I work with the men and women of this Office to pursue justice without fear or favor – and intend to ensure that this Office's important cases continue unimpeded."

11:20 PM

KK

Kerri Kupec

KK

Reporters are going crazy

11:24 PM

Saturday, June 20, 2020

Kerri Kupec

(b) (5)

2:31 PM



Wednesday, June 24, 2020

+1 (b)(6) Will Levi Phone

<https://www.seattletimes.com/seattle-news/politics/the-irony-of-the-no-cop-chop-it-showed-how-much-we-still-need-the-police-after-all/>

7:21 PM



Me

Yup

7:21 PM

Kerri Kupec

The Director did a great job in his Bret Baier interview.

8:20 PM



Kerri Kupec

He nailed it.

8:21 PM



Me



I agree. Tell his person I liked it.

8:21 PM

Saturday, June 27, 2020

+1 (b)(6) Will Levi Phone



12:17 PM



+1 (b)(6) Will Levi Phone

General update. Mostly quiet.

12:17 PM



Kerri Kupec

FOX has been playing FBI segment that aired on special report last night. It's good.

12:35 PM



Me

Good.

12:35 PM

Kerri Kupec

WSJ Editorial Board show on Fox right now singing your praises.

3:43 PM

+1 (b)(6) Will Levi Phone

Just an FYI: New Orleans is expecting activity at their Jackson statue tonight, but they feel they are adequately resourced with USMS, FBI, and local PD resources.

5:19 PM

Me

Good.

5:23 PM

+1 (b)(6) Will Levi Phone

Also, Bowdich feels like it's well in hand at the moment. Very few federal statutes out west, too.

5:27 PM

Me

Good. Tell him thanks.

5:28 PM

+1 (b)(6) Will Levi Phone

Will do.

5:28 PM

+1 (b)(6) Will Levi Phone



9:38 PM

27 June DOJ exec summ.pdf

+1 (b)(6) Will Levi Phone

Helpful overview.

9:38 PM

Kerri Kupec

<https://twitter.com/KerriKupecDOJ/status/1278762057601597443?s=20>

4:08 PM

KK

+1 (b)(6) Will Levi Phone



2 July DOJ exec summ.pdf

7:07 PM

+1 (b)(6) Will Levi Phone

Good summary of the day's events.

7:07 PM

Friday, July 3, 2020

+1 (b)(6) Will Levi Phone



Civil Disturbances 3 July 202...

10:07 AM

+1 (b)(6) Will Levi Phone

(b) (5) . And the individual arrested in DC self-identifies as Antifa. Sorry they woke you up in the middle of the night!

10:07 AM

Saturday, July 4, 2020

+1 (b)(6) Will Levi Phone



Civil Disturbances 4 July 202...

9:39 AM

+1 (b)(6) Will Levi Phone

Overall a quieter night last night. Nothing much to report.



9:39 AM

+1 (b)(6) Will Levi Phone

Unfortunately more details are coming in re Portland. More violence observed by demonstrators at the Hatfield Courthouse in Portland, OR. Additional damage sustained to the courthouse front doors. USBP RDT employed less-than-lethal munitions to protect the facility and law enforcement personnel. Violence was directed at law enforcement personnel but there are no known injuries to any demonstrators or law enforcement personnel.

10:52 AM

+1 (b)(6) Will Levi Phone

I will (b) (5)



10:53 AM

Me

(b) (5)

10:54 AM

+1 (b)(6) Will Levi Phone

(b) (5)

10:55 AM

+1 (b)(6) Will Levi Phone

(b) (5)



11:17 AM

Sunday, July 5, 2020

+1 (b)(6) Will Levi Phone

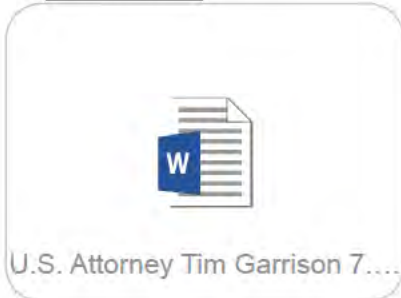
Good night last night. 6 federal arrests in Portland, with 5 more local arrests that we will federalize. Only negative incident of note was removal of Columbus statue in Baltimore which was pulled down and dumped into harbor. Not a federal statue. I will report more as I get it, but it was a good day and good night.



8:53 AM

Tuesday, July 7, 2020

+1 (b)(6) Will Levi Phone



5:16 PM


+1 (b)(6) Will Levi Phone
Kansas City invitation 5:16 PM

Me
Super. Let's get (b) (5) 5:18 PM

Kerri Kupec
Sounds good (b) (5) 5:24 PM

Me
Also we are going with Springfield tomorrow. 5:26 PM

Kerri Kupec
Got it. (b) (5) 5:30 PM

+1 (b)(6) Will Levi Phone
 9:35 PM
Crime Assistance Letter - US...

+1 (b)(6) Will Levi Phone
And from the Governor. 9:35 PM

Wednesday, July 8, 2020

+1 (b)(6) Will Levi Phone
 6:24 PM
Jordan Response - 0709202...

+1 (b)(6) Will Levi Phone
(b) (5) 6:24 PM

+1 (b)(6) Will Levi Phone
Do you just want to have dinner with Meg alone? We won't be offended if you do. 7:04 PM

Me
No. 7:05 PM

Me
I can head down shortly. Come by 7:05 PM

+1 (b)(6) Will Levi Phone
Ok 7:06 PM

Kerri Kupec
Or we can wait for her and the Senator 7:06 PM

Kerri Kupec
We could tentatively plan for dinner at 7:30 7:07 PM

Friday, July 10, 2020

+1 (b)(6) Will Levi Phone
We are set to discuss (b) (5) at 2:00 today. I'll send a conference line closer to. Kerri will (b) (5). You and I can discuss the other matter after. 11:40 AM

Me
Great 11:48 AM

+1 (b)(6) Will Levi Phone
*Call Number: (b) (6); Participant Code: (b) (6) 1:59 PM

+1 (b)(6) Will Levi Phone
For our call now, at 2:00. 1:59 PM

Sunday, July 12, 2020

+1 (b)(6) Will Levi Phone

CA7 vacates injunction. (b) (5)

5:48 PM

Me

Good.

5:48 PM

Saturday, July 18, 2020

+1 (b)(6) Will Levi Phone

<https://apple.news/Au3xdkoNATGu7qVcWTOIJwA>

12:23 PM

+1 (b)(6) Will Levi Phone

Both Kerri and I talked to Billy. (b) (5)

4:59 PM

Monday, July 20, 2020

+1 (b)(6) Will Levi Phone

FYI: (b)(7)(E) per FBI

6:27 PM

Me

Goddammit.

6:32 PM

Saturday, July 25, 2020

Kerri Kupec

(b) (5)

2:18 PM

Kerri Kupec

(b) (5)

2:19 PM

+1 (b)(6) Will Levi Phone

(b) (5)

2:49 PM

Sunday, July 26, 2020

+1 (b)(6) Will Levi Phone



26 July DOJ exec summ.pdf

8:10 PM

+1 (b)(6) Will Levi Phone

See attached which is worth a spin through. Also, just talked to Dave Bowdich and he is going out to Portland tomorrow and going to report back in the evening, so we will know more then.

8:10 PM

Wednesday, July 29, 2020

+1 (b)(6) Will Levi Phone

Just so you are tracking: there has been a major commercial train derailment out in Tempe, Arizona, that is making national news. The train is on fire and the bridge is collapsing. FBI is on the scene and has significant concerns that there was some act of intentional derailment. FBI is opening a case. As a side note, late Monday evening, there was a large protest on or near this bridge that resulted in multiple people getting arrested for unlawful assembly and a couple of people getting arrested for aqg assaults on officers. (b)(7)(E) per FBI

3:11 PM

Friday, July 31, 2020

+1 (b)(6) Will Levi Phone

https://twitter.com/USAO_OR/status/1289327782309384193

7:52 PM

Me

Good. Ask him about (b) (5)

7:53 PM

+1 (b)(6) Will Levi Phone

They are on it.

7:53 PM

+1 (b)(6) Will Levi Phone

The defendant was charged with assault in second degree in state court.

8:17 PM

+1 (b)(6) Will Levi Phone
(b) (5) 8:17 PM

Me
(b) (5) 8:19 PM

+1 (b)(6) Will Levi Phone
Good thought. I'll ask. 8:20 PM

Sunday, August 9, 2020

Kerri Kupec
Great job on Levin! 9:02 PM


+1 (b)(6) Will Levi Phone
Very strong. 9:02 PM

Me
Thanks 9:02 PM

Monday, August 10, 2020

+1 (b)(6) Will Levi Phone
(b) (5) 2:09 PM

+1 (b)(6) Will Levi Phone
(b) (5) 2:09 PM

+1 (b)(6) Will Levi Phone
 4:24 PM

20200810 2 AG Talking Point...

+1 (b)(6) Will Levi Phone
EO talking points. 4:24 PM

+1 (b)(6) Will Levi Phone
From Lee Holmes: The Chairman will issue subpoenas for (b)(6), (b)(7)(C) per FBI unless we have a date for their interviews set by Wednesday. He is insisting that their interview be completed by (b)(6), (b)(7)(C) per FBI 4:26 PM

+1 (b)(6) Will Levi Phone



7:46 PM

+1 (b)(6) Will Levi Phone



7:47 PM

+1 (b)(6) Will Levi Phone



7:49 PM

Thursday, August 20, 2020

+1 (b)(6) Will Levi Phone



9:32 AM

Civil Disturbances - Portland...

+1 (b)(6) Will Levi Phone



3:10 PM

Portland-081820-8.5X11-web...

+1 (b)(6) Will Levi Phone

<https://www.fbi.gov/wanted/seeking-info/arson-and-destruction-at-justice-center>

3:12 PM

Tuesday, September 1, 2020

Kerri Kupec

(b) (5)

8:22 AM

Thursday, September 3, 2020

Kerri Kupec

Helpful WaPo article on

1:47 PM

Kerri Kupec

Today's Sherwin letter to Newsham

1:48 PM

U.S. attorney walks back suggestion D.C. police arrested protesters without sufficient evidence

By Matt Zapotosky

September 3, 2020 at 1:10 PM EDT

The top federal prosecutor in D.C. on Thursday sought to de-escalate a burgeoning feud with city officials over arrests of anti-racism demonstrators, walking back his suggestion from days earlier that local police had taken people into custody without sufficient evidence.

U.S. Attorney Michael R. Sherwin had told D.C. Mayor Muriel E. Bowser (D) in a letter on Tuesday that when local police arrested more than 40 alleged rioters in mid-August, they did so without presenting "any articulable facts linking criminal conduct to each individual arrested." He wrote that they took similar actions over the weekend, taking 19 people into custody while presenting sufficient evidence to substantiate only one case.

Prosecutor accuses D.C. police of making arrests with insufficient evidence

"As I am sure you are aware, without some evidence to establish probable cause of a particular arrestee's criminal conduct — e.g., a police officer's observation or video footage of the alleged crime — we cannot bring federal charges," Sherwin wrote. "Surely, by your comments, you are not suggesting that this Office skirt constitutional protections and due process."

The letter — which was responding to criticism from Bowser that federal prosecutors were not bringing charges — was surprising, as the Justice Department in the Trump administration has taken an aggressive posture toward those who cause violence at anti-police brutality demonstrations nationwide, and top officials have repeatedly stressed support of police.

A day after it was sent, President Trump approved a memo that the White House said is intended to begin restricting federal funding from going to cert

1:48 PM

KK

ain Democratic-led cities that the administration determines to be "anarchist jurisdictions." The memo specifically called for a review of money directed to D.C.

And after meeting with D.C. Police Chief Peter Newsham on Wednesday, Sherwin essentially backed down

"As we further discussed, you should not take my letter of September 1, 2020 as suggesting that there had been no probable cause for the arrests," Sherwin wrote. "That was not the [Justice] Department's position. Rather the concern was that we needed certain additional information to be reflected in the supporting affidavits to proceed with criminal charges."

White House orders review aimed at blocking federal funding from places administration labels 'anarchist jurisdictions'

Sherwin wrote that as prosecutors continued to review evidence with police officers, his office would "be charging a number of arrestees today." A Justice Department official said those charges will include some people in the group of more than 40 taken into custody in mid-August. Sherwin had previously written that the group had been taken into custody "as a collective," without evidence linking particular people to particular crimes.

"Simply put, we cannot charge crimes on the basis of mere presence or guilt by association," he wrote, adding that he had met with D.C. police officials on Aug. 15 to "request their assistance to further develop these cases to establish a bare minimum of probable cause."

"To date," he wrote, "no sufficient evidence has materialized."

A D.C. police spokesman did not immediately respond to a request for comment.

1:48 PM

KK

+1 (b)(6) Will Levi Phone
Wonderful. 2:00 PM

Kerri Kupec
(b) (5) 2:01 PM

Saturday, September 5, 2020

+1 (b)(6) Will Levi Phone
(b) (5), (b) (6), (b) (7)(C) 1:10 PM

Friday, September 11, 2020

+1 (b)(6) Will Levi Phone
(b) (5), (b) (6), (b) (7)(C) 8:22 AM

Kerri Kupec
What Lindsay said last night 10:01 AM

Kerri Kupec
"You think you are mad about the phones being wiped? Stay tuned. We'll talk in about 10 or 12 days, and we'll see if there is something else you can get mad about. Just stay tuned," the South Carolina Republican said.

"My job as chairman of the Judiciary Committee is to find out how the Department of Justice and the FBI got Crossfire Hurricane so wrong, why they lied to the FISA court, to make sure it never happens again," he said. 10:01 AM

The senator said invitations have been sent to former FBI Director James Comey, former FBI Deputy Director Andrew McCabe, and former FBI agent Peter Strzok to testify about Justice Department Inspector General Michael Horowitz's scathing December assessment of Crossfire Hurricane. Graham said they will be "respectfully treated" and discussions are underway to make their appearances before his committee possible.

Kerri Kupec
<https://video.foxnews.com/v/6189687342001#sp=show-clips> 10:01 AM

Sunday, September 13, 2020

Kerri Kupec

For the press gaggle/Sinclair interview tomorrow, you should probably be prepared to answer the following questions:

(b) (5), (b) (6), (b) (7)(C)

3:35 PM

KK

Kerri Kupec

<https://mobile.twitter.com/atrupar/status/1304953304619810816?s=20>

3:36 PM

KK

+1 (b)(6) Will Levi Phone

FBI is assisting in LA and looks like the locals have identified the assailant and a warrant will issue tonight. So they may have him arrested by the morning.

7:59 PM

Saturday, October 3, 2020

Postdates Search Cutoff

United States District Court
for the District of Columbia
Washington, D.C. 20001



Chambers of
Emmet G. Sullivan
United States District Judge

(202) 354-3260

April 28, 2009

VIA FACSIMILE AND FEDEX

The Honorable Richard C. Tallman, Chair
Judicial Conference Advisory Committee
on the Rules of Criminal Procedure
Attn: Rules Committee Support Office
Administrative Office of the U.S. Courts
One Columbus Circle, NE
Washington, DC 20054

Dear Judge Tallman:

I write to urge the Advisory Committee on the Rules of Criminal Procedure (the "Rules Committee") to once again propose an amendment to Federal Rule of Criminal Procedure 16 requiring the disclosure of all exculpatory information to the defense. My understanding is that on September 5, 2006, the Rules Committee voted eight to four to forward such an amendment to the Standing Committee on Rules of Practice and Procedure (the "Standing Committee").¹ However, the Department of Justice ("DOJ") strongly opposed the amendment and argued that a modification to the United States Attorneys' Manual – which added, for the first time, a section addressing federal prosecutors' disclosure obligations – would obviate the need for an amendment to the federal rule.

There were compelling reasons for eight of the twelve members of the Rules Committee to support the proposed amendment in September 2006. Those reasons are no less compelling today. Moreover, it has now been nearly three years since the United States Attorneys' Manual was modified to "establish[] guidelines for the exercise of judgment and discretion by attorneys for the government in determining what information to disclose to a criminal defendant pursuant to the government's disclosure obligations as set out in *Brady v. Maryland* and *Giglio v. United States* and its obligation to seek justice in every case."² While I recognize and respect the commitment and hard work demonstrated by federal prosecutors every day in courtrooms throughout the country, it is

¹ See Minutes of September 5, 2006 Special Session at 7, available at <http://www.uscourts.gov/rules/Minutes/CR09-2006-min.pdf>.

² See United States Attorneys' Manual § 9-5.000, Comment, available at http://www.usdoj.gov/usao/eousa/foia_reading_room/usam/title9/5mcrm.htm.

The Honorable Richard C. Tallman, Chair
April 28, 2009
Page 2

uncontroverted that *Brady* violations nevertheless occur.

Earlier this month, Attorney General Eric H. Holder, Jr., for whom I have the highest regard, took the highly unusual, if not unprecedented, step of moving to set aside the verdict and dismiss the indictment with prejudice in the case of *United States v. Theodore F. Stevens*, Criminal Action No. 08-231 (EGS) (D.D.C.). At a hearing on that motion, the government informed me that during the course of investigating allegations of misconduct, which included several discovery breaches, and preparing to respond to the defendant's post-trial motions, a new team of prosecutors had discovered what the government readily acknowledged were two serious *Brady* violations:

THE COURT: All right. Let me ask you this, Counsel, and I need a very precise answer to this question. The Government counsel will concede, will it not, that the failure to produce the notes or information from the April 15, 2008 interview with Bill Allen in which he did not recall having a conversation with Bob Persons about sending a bill to the Senator was a *Brady* violation.

MR. O'BRIEN: It was a *Brady* violation. It was impeaching material, and the Court knows that *Giglio* is a subset of *Brady*.

THE COURT: Right.

MR. O'BRIEN: Also, there was – I failed to mention this and I should have. The Court did mention it, but there was also information about the value of the work that was performed.

THE COURT: And that was going to be the second question. Indeed, was that a *Brady* violation as well?

MR. O'BRIEN: I believe that it was. At a minimum, it was favorable evidence to the Defense that should have been turned over pursuant to the instructions that Your Honor previously mentioned.

Motion Hrg. Tr. 13-14 (Apr. 7, 2009). These *Brady* violations – revealed for the first time five months after the verdict was returned – came to light only after an FBI agent filed a complaint alleging prosecutorial and other law enforcement misconduct, a new Attorney General took office, and a new prosecutorial team was appointed to respond to the defendant's post-trial motions. Attorney General Holder's response to these issues has been commendable, and I understand that he has since discussed instituting training for prosecutors regarding their discovery obligations and has publicly reminded prosecutors that their obligations to fairness and justice are paramount to all other concerns.³ These developments provide further support for such an amendment.

³ See Nedra Pickler, *U.S. Attorneys Told to Expect Scrutiny; Senator's Case Leaves Taint, Holder Says*, *The Boston Globe*, Apr. 9, 2009, at 8 (“Your job as assistant U.S. attorneys is not to convict people,” said Holder. “Your job is not to win cases. Your job is to do justice. Your job is in every case, every decision that you make, to do the right thing. Anybody who asks you to do

The Honorable Richard C. Tallman, Chair
April 28, 2009
Page 3

An amendment to Rule 16 that requires the government to produce all exculpatory information to the defense serves the best interests of the court, the prosecution, the defense, and, ultimately, the public. Such a rule would eliminate the need for the court to enter discovery orders that simply restate the law in this area, reduce discovery disputes, and help ensure the integrity and fairness of criminal proceedings. Moreover, such a rule would also provide clear guidance to the prosecutor and indeed protect prosecutors from inadvertent failures to disclose exculpatory information. Finally, a federal rule of criminal procedure mandating disclosure of such information – whether or not the information is requested by the defense – would ensure that the defense receives in a timely manner all exculpatory information in the government’s possession.

The importance of the government’s disclosure obligations cannot be overstated. Indeed, as articulated by the U.S. Supreme Court in *Strickler v. Greene*, 527 U.S. 263, 280-81 (1999):

In *Brady*, this Court held “that the suppression by the prosecution of evidence favorable to an accused upon request violates due process where the evidence is material either to guilt or to punishment, irrespective of the good faith or bad faith of the prosecution.” 373 U.S. [83, 87 (1963)]. We have since held that the duty to disclose such evidence is applicable even though there has been no request by the accused, *United States v. Agurs*, 427 U.S. 97 (1976), and that the duty encompasses impeachment evidence as well as exculpatory evidence, *United States v. Bagley*, 473 U.S. 667, 676 (1985). Such evidence is material “if there is a reasonable probability that, had the evidence been disclosed to the defense, the result of the proceeding would have been different.” *Id.* at 682; *see also Kyles v. Whitley*, 514 U.S. 419, 433-434 (1995). Moreover, the rule encompasses evidence “known only to police investigators and not to the prosecutor.” *Id.* at 438. In order to comply with *Brady*, therefore, “the individual prosecutor has a duty to learn of any favorable evidence known to the others acting on the government’s behalf in this case, including the police.” *Kyles*, 514 U.S. at 437.

These cases, together with earlier cases condemning the knowing use of perjured testimony, illustrate the special role played by the American prosecutor in the search for truth in criminal trials. Within the federal system, for example, we have said that the United States Attorney is “the representative not of an ordinary party to a controversy, but of a sovereignty whose obligation to govern impartially is as compelling as its obligation to govern at all; and whose interest, therefore, in a criminal prosecution is not that it shall win a case, but that justice shall be done.” *Berger v. United States*, 295 U.S. 78, 88 (1935).

something other than that is to be ignored. Any policy that is in tension with that is to be questioned and brought to my attention. And I mean that.” (quoting remarks by Attorney General Holder at a swearing-in ceremony)).

The Honorable Richard C. Tallman, Chair

April 28, 2009

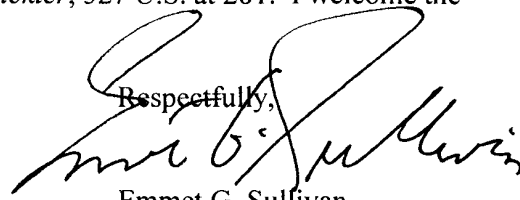
Page 4

In a decision issued today, the Supreme Court reiterated these principles in equally strong terms. Both the language used by the Supreme Court, and the fact that the Court was faced with yet another case raising important *Brady* issues, strongly countenance in favor of the Rule 16 amendment previously proposed by the Rules Committee:

Although the Due Process Clause of the Fourteenth Amendment, as interpreted by *Brady*, only mandates the disclosure of material evidence, the obligation to disclose evidence favorable to the defense may arise more broadly under a prosecutor's ethical or statutory obligations. See *Kyles*, 514 U.S. at 437 (“[T]he rule in *Bagley* (and, hence, in *Brady*) requires less of the prosecution than the ABA Standards for Criminal Justice Prosecution Function and Defense Function 3-3.11(a) (3d ed. 1993)”). See also ABA Model Rule of Professional Conduct 3.8(d) (2008) (“The prosecutor in a criminal case shall” “make timely disclosure to the defense of all evidence or information known to the prosecutor that tends to negate the guilt of the accused or mitigates the offense, and, in connection with sentencing, disclose to the defense and to the tribunal all unprivileged mitigating information known to the prosecutor, except when the prosecutor is relieved of this responsibility by a protective order of the tribunal”). As we have often observed, the prudent prosecutor will err on the side of transparency, resolving doubtful questions in favor of disclosure. See *Kyles*, 514 U.S., at 439; *U.S. v. Bagley*, 473 U.S. 667, 711, n. 4 (1985) (STEVENS, J., dissenting); *United States v. Agurs*, 427 U.S. 97, 108 (1976).

Cone v. Bell, No. 07-1114, slip. op. at 21 n.15 (U.S. Apr. 28, 2009).

A federal rule of criminal procedure requiring all exculpatory evidence to be produced to the defense would eliminate the need to rely on a “prudent prosecutor” deciding to “err on the side of transparency,” *id.*, and would go a long way towards furthering “the search for the truth in criminal trials” and ensuring that “justice shall be done.” *Strickler*, 527 U.S. at 281. I welcome the opportunity to discuss this issue further.

Respectfully,

Emmet G. Sullivan

cc: Members of the Advisory Committee on the Rules of Criminal Procedure (via facsimile)
The Honorable Eric H. Holder, Jr. (via facsimile)
Counsel of record in *United States v. Theodore F. Stevens*, Criminal Action No. 08-231
(EGS) (D.D.C.) (via ECF)

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

BLACK LIVES MATTER D.C.
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

TONI SANDERS
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

J.N.C., through his mother Demetria Bright,
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

KISHON MCDONALD
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

GARRETT BOND
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

and

KEARA SCALLAN
c/o Washington Lawyers' Committee for Civil
Rights & Urban Affairs
700 14th Street, NW, Suite 400
Washington, D.C. 20005,

Plaintiffs,

v.

Case No.

JURY TRIAL DEMANDED

DONALD J. TRUMP
President of the United States of America
1600 Pennsylvania Avenue, N.W.
Washington, D.C. 20500,

WILLIAM P/ BARR
Attorney General of the United States
950 Pennsylvania Avenue, N.W.
Washington, D.C. 20530,

MARK ESPER
Secretary of Defense of the United States
1000 Defense Pentagon
Washington, D.C. 20301-1000,

GREGORY T. MONAHAN
Acting Chief of the United States Park Police
1100 Ohio Drive, S.W.
Washington, D.C. 20242,

JAMES M. MURRAY
Director, U.S. Secret Service
950 H Street, NW, Suite 7800
Washington, D.C. 20223,

MAJOR GENERAL WILLIAM J. WALKE
Commanding General of the District of
Columbia National Guard
2001 E. Capitol Street, S.E.
Washington, D.C. 20003,

GENERAL JAMES C. MCCONVILLE
Chief of Staff of the United States Army
200 Army Pentagon
Washington, D.C. 20310-0200,

JOHN DOES 1 100,

and

JOHN POES 1-20,

Defendants.

COMPLAINT

(for injunctive relief and damages; violation of First Amendment rights, Fourth Amendment rights, and conspiracy to violate civil rights)

1. This case is about the President and Attorney General of the United States ordering the use of violence against peaceful demonstrators who were speaking out against discriminatory police brutality targeted at Black people.

2. Just after 8:00 pm on May 25, 2020, George Floyd, a forty-six-year-old father, son, brother, and African American man was accused of a non-violent offense and arrested by the Minneapolis police. In the process of his arrest, Mr. Floyd was handcuffed and fell to the pavement. Less than ten minutes after the police arrived, a police officer who participated in Mr. Floyd's arrest placed his knee and the weight of his body on Mr. Floyd's neck as Mr. Floyd lay on the ground. For eight minutes and forty-six seconds, the officer held his knee on Mr. Floyd's neck as Mr. Floyd pleaded for relief. Other officers held his legs or stood by and watched while he died. Among Mr. Floyd's final words were "please, please, please, I can't breathe." These words are reminiscent of the words spoken by Eric Garner before he was killed by a New York City police officer in 2014, which have since become a tragic rallying cry for people seeking to address racial inequities and reform the American criminal justice system. These are some of the words that a group of peaceful demonstrators chanted on June 1, 2020, in Lafayette Square, across the street from the White House in Washington, D.C.

3. On June 1, 2020, a group of demonstrators, including Plaintiffs, gathered peacefully in Lafayette Square to protest the gross, systemic injustices perpetrated by law enforcement against Black people in the United States, exemplified by the recent brutal murders of George Floyd and Breonna Taylor, a Black woman who was shot eight times and killed in March 2020 by three Louisville police officers who entered her home in the middle of the night

without knocking. This was a continuation of protests in Washington, D.C. and elsewhere since Mr. Floyd's killing. Without provocation, Defendants directed their agents in the U.S. Secret Service, U.S. Park Police, D.C. National Guard, and U.S. Military Police to fire tear gas, pepper spray capsules, rubber bullets and flash bombs into the crowd to shatter the peaceful gathering, forcing demonstrators to flee the area. Many peaceful demonstrators were injured, some severely, by this unprovoked attack.

4. Defendants had no legitimate basis to destroy the peaceable gathering. Defendants professed purpose to clear the area to permit the President to walk to a photo opportunity at a nearby church was a wholly illegal reason for abridging the constitutional rights of Plaintiffs and the others assembled in Lafayette Square. Indeed, the President has consistently demonstrated hostility towards viewpoints different than his own, and in the days and moments leading up to the attack, expressed his intent to violently attack protesters and "dominate" them.

5. The Department of Justice has officially acknowledged that Defendant Barr ordered Lafayette Square cleared minutes before the assault started. Defendant Barr issued this order following a series of statements from Defendant Trump in the days and hours leading up to this attack in which he clearly threatened to use and encouraged violence against protestors.

6. The police violence that Plaintiffs and other lawful, peaceful demonstrators were met with on June 1, 2020 is a continuation of an unlawful history of oppression of civil rights activists. The peaceful assembly of people seeking systemic change in the criminal justice system, like the assembly of Plaintiffs and others on June 1, 2020, in Lafayette Square, is based on a decades-old history of civil rights activism in this nation. Following the long tradition of those who marched for voting rights on Sunday, March 7, 1965, in Selma, Alabama,¹ Plaintiffs

¹ Ronald J. Krotoszynski, Jr., "Celebrating Selma: The Importance of Context in Public Forum Analysis," 104 Yale L.J. 1411 (1995).

seek to address racial inequities. But like that “Bloody Sunday” fifty-five years ago, Plaintiffs’ peaceful, lawful assembly was met by police violence.

7. For Defendants to describe their actions as “domination” is telling. To dominate is to establish supremacy by subjugation of others. It is precisely such domination in the form of centuries of white supremacy and subjugation of Black lives that was the core focus of the peaceful demonstration in Lafayette Square. Just as in Tulsa,² Scottsboro,³ Anniston,⁴ Birmingham,⁵ Selma,⁶ Philadelphia,⁷ Los Angeles,⁸ Ferguson,⁹ New York City,¹⁰ Baltimore,¹¹ Minneapolis,¹² and countless other times in our nation’s bloody history, the Lafayette Square assault was violence against Black people and their supporters committed by state actors. What

² Alicia Lee and Sara Sidner, *99 years ago today, America was shaken by one of its deadliest acts of racial violence*, CNN, June 1, 2020, <https://www.cnn.com/2020/06/01/us/tulsa-race-massacre-1921-99th-anniversary-trnd/index.html>.

³ N. Jeremi Duru, *The Central Park Five, the Scottsboro Boys, and the Myth of the Bestial Black Man*, 25 CARDOZO L. REV. 1315, 1334 (describing state violence against nine black boys accused of raping two white women in 1931; while the women eventually recanted and confessed to making up the story the “Scottsboro boys” spent years in prison).

⁴ Terri Gross, *Get On the Bus: The Freedom Riders of 1961*, NPR, Jan. 12, 2006, <https://www.npr.org/2006/01/12/5149667/get-on-the-bus-the-freedom-riders-of-1961> (describing a white mob’s attack a bus of freedom riders in 1961, while the city government remained unresponsive).

⁵ Steven H. Hobbs, *Alabama’s Mirror: The People’s Crusade for Civil Rights*, 6 Ala. C.R. & C.L. L. Rev. 1, 2 (describing the 1963 attack on African-American children who were marching peacefully for civil rights by Birmingham Commissioner of Public Safety Eugene “Bull” Connor).

⁶ J. Gerald Hebert & Renata E. B. Strause, *The Future of the Voting Rights Act*, 64 RUTGERS L. REV. 953, 953–54 (2012) (describing how police attacked civil rights activists calling for equal voting rights in Selma, Alabama in 1965).

⁷ Lindsey Norward, *The day Philadelphia bombed its own people*, Vox, Aug. 15, 2019, <https://www.vox.com/the-highlight/2019/8/8/20747198/philadelphia-bombing-1985-move>.

⁸ Cydney Adams, *March 3, 1991: Rodney King beating caught on video*, CBS NEWS, Mar. 3, 2016, <https://www.cbsnews.com/news/march-3rd-1991-rodney-king-lapd-beating-caught-on-video/>.

⁹ Dep’t of Justice, “*Department of Justice Report Regarding the Criminal Investigation Into the Shooting Death of Michael Brown by Ferguson, Missouri Police Officer Darren Wilson*,” Mar. 4, 2015, https://www.justice.gov/sites/default/files/opa/press-releases/attachments/2015/03/04/doj_report_on_shooting_of_michael_brown_1.pdf.

¹⁰ Joseph Goldstein & Marc Santora, *Staten Island Man Dies From Chokehold During Arrest, Autopsy Finds*, N.Y. TIMES, Aug. 1, 2014, <https://www.nytimes.com/2014/08/02/nyregion/staten-island-man-died-from-officers-chokehold-autopsy-finds.html>.

¹¹ Leah Donnell, *Reflecting On The Death Of Freddie Gray, One Year Later*, NPR, Apr. 20, 2016, <https://www.npr.org/sections/codeswitch/2016/04/20/474668796/reflecting-on-the-death-of-freddie-gray-one-year-later>.

¹² Chris McGreal, *Dispatch from Minneapolis: the night the city cracked down on George Floyd Protests*, THE GUARDIAN (May 31, 2020), <https://www.theguardian.com/us-news/2020/may/31/minneapolis-george-floyd-protests-saturday-crackdown>

differentiates the actions here from the others is that the President and Attorney General of the United States ordered the violence.

8. Defendants' actions to shut down the Lafayette Square demonstration is the manifestation of the very despotism against which the First Amendment was intended to protect. This action seeks to uphold, against uncivil, unwarranted, unjust, and blatantly unlawful attack, cherished rights enshrined in the First and Fourth Amendment to the Constitution and foundational to our Democracy: the rights to peaceful assembly, petition for redress of grievances, freedom of speech, freedom of the press, and freedom from unwarranted seizures by the government.

PARTIES

9. Plaintiff Black Lives Matter DC ("BLMDC") is a District of Columbia limited liability corporation. As the local chapter of the nationwide "Black Lives Matter" movement, BLMDC organizes against systemic racism in particular the racially disproportionate use of state-sanctioned violence against the Black community through protests, public accountability campaigns, coalition-building, and other programming. Members of BLMDC were demonstrating in Lafayette Square on June 1, 2020. Other members of BLMDC were engaged in cop-watch activities and in providing aid to demonstrators.

10. Plaintiff Toni Sanders is a resident of Washington, D.C. who was demonstrating peaceably in Lafayette Square on June 1, 2020 with her 9-year-old stepson, Plaintiff J.N.C., who proceeds here through his mother and next friend Demetria Bright.

11. Plaintiff Kishon McDonald is a resident of Washington, D.C. who was demonstrating peaceably in Lafayette Square on June 1, 2020.

12. Plaintiff Garrett Bond is a resident of Maryland who was demonstrating peaceably in Lafayette Square on June 1, 2020.

13. Plaintiff Keara Scallan is a resident Washington, D.C., who was demonstrating peaceably in Lafayette Square on June 1, 2020.

14. Defendant Donald J. Trump is the President of the United States. He is sued in his official capacity. He was personally responsible for the actions complained of in this lawsuit.

15. Defendant William Barr is the Attorney General of the United States. He is sued in his individual and official capacity. He personally issued the order that resulted in the unlawful actions complained of in this lawsuit.

16. Defendant Mark Esper is the U.S. Secretary of Defense. He is sued in his official capacity. In that capacity, he is responsible for the actions of the U.S. armed forces, including U.S. Military Police officers.

17. Defendant Gregory T. Monahan is the Acting Chief of the United States Park Police. He is sued in his official capacity. In that capacity, he is responsible for the actions of the U.S. Park Police officers.

18. Defendant James M. Murray is the Director of the U.S. Secret Service. He is sued in his official capacity. In that capacity, he is responsible for the actions of Secret Service agents.

19. Defendants Major General William J. Walker, is the Commanding General of the District of Columbia National Guard. He is sued in his official capacity. In that capacity, he is responsible for the actions of the D.C. National Guard troops.

20. Defendant General James C. McConville is the Chief of Staff of the United States Army. He is sued in his official capacity. In that capacity, he is responsible for the actions of the U.S. Army troops, including U.S. Military Police officers.

21. Defendants John Does 1-100 are officers of the U.S. Park Police, agents of the U.S. Secret Service, members of the U.S. Armed Forces, officers of other federal law

enforcement agencies, and other federal government officials who authorized, planned, or participated in the attack on peaceful protesters in and near Lafayette Square on June 1, 2020. They are sued in their individual capacities.

22. Defendants John Poe 1 20 are officers of the Arlington County Police Department and other non-federal law enforcement officials who participated in the attack on peaceful protesters in and near Lafayette Square on June 1, 2020. They are sued in their individual capacities.

JURISDICTION AND VENUE

23. The Court has subject matter jurisdiction over this case under 28 U.S.C. §1331 because this action presents federal questions and seeks to redress the deprivation of rights under the First and Fourth Amendment to the U.S. Constitution, and under 28 U.S.C. §1343 because this action seeks to redress the deprivation of rights pursuant to 42 U.S.C. §§1985 - 1986.

24. Venue is proper in this District under 28 U.S.C. §1391(e)(1) because all of the events giving rise to the claims took place in this District of Columbia.

FACTUAL BACKGROUND

25. Beginning on May 29, 2020, demonstrators began to gather daily in Lafayette Square to protest police brutality against Black people in the United States of America, and specifically the recent murders of George Floyd, a Black man killed by police officers, and Breonna Taylor, a Black woman killed by police officers who broke inter her home and shot her without provocation or reason. Lafayette Square is located directly across Pennsylvania Avenue from the White House and is a public venue frequently and historically used by activists to protest and exercise First Amendment rights. As a public park, and as *the* public park closest to the White House, Lafayette Square is a traditional public forum where First Amendment rights are at their apex.

26. From May 29, 2020 through May 31, 2020, large crowds of thousands of people gathered in front of the White House in Lafayette Square. Multiple federal police forces gathered to respond to the protests including, at least, the Secret Service and D.C.'s Metropolitan Police Force. Over the course of these three days, law enforcement tactics escalated: they arrested protesters, used riot shields, and released tear gas, increased the presence of federal police presence, and used flash bombs, and rubber bullets.

President Trump Has Made Clear His Intent to Infringe on Demonstrators' Constitutional and Civil Rights.

27. In the days and hours leading up to the events of June 1, 2020, President Trump repeatedly advocated the use of force against Black demonstrators and civil rights activists who were protesting in D.C. and around the nation.

28. On May 29, President Trump posted on social media about the protests, stating that “when the looting starts, the shooting starts,” which is a racist slogan used by a former Miami police chief Walter Headley in 1967 to advocate for police brutality and discriminatory practices targeting African Americans. Barbara Sprunt, *The History Behind ‘When the Looting Starts, the Shooting Starts’*, NPR (May 29, 2020).¹³ On the same day, President Trump issued a tweet describing all protesters as “THUGS.”

29. On May 31, President Trump tweeted, “These people [civil rights protesters] are ANARCHISTS. Call in our National Guard NOW.”

30. On May 31, after a series of tweets about the protests, President Trump retweeted a tweet stating that “This isn’t going to stop until the good guys are willing to use overwhelming force against the bad guys.”

¹³Barbara Sprunt, *The History Behind ‘When the Looting Starts, The Shooting Starts’*, NPR, May 29, 2020, <https://www.npr.org/2020/05/29/864818368/the-history-behind-when-the-looting-starts-the-shooting-starts>.

31. On June 1, prior to the violent attack on the demonstrators, President Trump had a conference call with governors. On this call, he urged the governors to take much harsher action, “dominate your city and your state.” He then issued an ominous warning of what was to come in a few short hours: “In Washington we’re going to do something people haven’t seen before.”

32. During the call, in the context of a discussion about arrests, when South Carolina Governor Henry McMaster stated that “I think we have to be careful, but we’ve got to be tough,” President Trump corrected him, stating that “You don’t have to be too careful.”

33. On the call with governors, Secretary of Defense Esper said that governors needed to “dominate the battle space,” where the so-called “battle space” is the streets of the United States of America where people had gathered to peaceably protest.

34. On the same day, President Trump told senior advisors that they had to show that they could control the streets of Washington and the area around the White House. A Justice Department spokesperson said that President Trump directed Attorney General Barr to personally lead the response to the unrest.

35. At the same time law enforcement officers were violently attacking demonstrators in Lafayette Square, President Trump gave remarks in the White House Rose Garden. He painted all the demonstrators as violent and vowed to take immediate action against them, stating “I have strongly recommended to every governor to deploy the National Guard in sufficient numbers that we dominate the streets.” and “[if] a city or a state refuses to take the actions that are necessary to defend the life and property of their residents, then I will deploy the United States military and quickly solve the problem for them.” Statement by the President, Whitehouse.gov (June 1, 2020 6:43 PM).¹⁴

¹⁴ Statement by the President, Whitehouse.gov, June 1, 2020 6:43 PM, <https://www.whitehouse.gov/briefings-statements/statement-by-the-president-39/>

36. President Trump's statements about Black demonstrators and civil rights activists were markedly different from his comments about other demonstrators. President Trump has routinely been sympathetic to protesters whose views align with his own.

37. For example, just one month ago, President Trump expressed support when heavily armed and predominantly white demonstrators threatened lawmakers and stormed statehouses to object to coronavirus stay-at-home rules. In response to the 2017 white nationalist Unite the Right rally in Charlottesville, Virginia, President Trump said, "You had very fine people, on both sides."

38. President Trump is even happy to have demonstrators in Lafayette Square so long as their message aligns with his views. On May 30, while criticizing the protestors outside the White House, he specifically encouraged his supporters to engage in a counter-demonstration, tweeting: "The professionally managed so-called 'protesters' at the White House had little to do with the memory of George Floyd. The @SecretService handled them easily. Tonight, I understand, is MAGA NIGHT AT THE WHITE HOUSE???"

Violent Attacks on Demonstrators in Lafayette Square

39. On June 1, 2020, Plaintiffs and other civil rights activists assembled in Lafayette Square in Washington, D.C. to protest police brutality against Black people. Members and supporters of Plaintiff Black Lives Matter D.C. and Plaintiffs Sanders, J.N.C., McDonald, Bond, and Scallan assembled peacefully in Lafayette Square. People present in Lafayette Square, including Plaintiffs, chanted "I can't breathe" in remembrance of George Floyd's last words, knelt, raised their hands up, and engaged in other legal activities to protest police brutality against Black people.

40. Plaintiffs and other civil rights activists were exercising their First Amendment right to assemble, speak, and petition the government in Lafayette Square. Plaintiffs and other

civil rights activists were engaging in political speech to address, through the exercise of their constitutional rights, the infection of overt and systemic racism in the American criminal justice system. Black people are arrested at twice the rate of their population, detained pretrial at a rate three-and-a-half times higher than white people, and imprisoned at a rate of almost six times that of white people. Black people are three times more likely to be killed by the police than white people. This is part of the system that Plaintiffs seek to change.

41. Law enforcement officers from local and federal law enforcement agencies and the military surrounded Plaintiffs and other civil rights activists assembled in Lafayette Square. This included, at least, U.S. Park Police, Arlington County Police, U.S. Secret Service, D.C. National Guard, and military police from the 82nd Airborne Division of the U.S. Army.

42. At 6:03 pm, approximately 30 minutes before attacking the assembled demonstrators, law enforcement officers donned gas masks in preparation for their deployment of tear gas, smoke canisters, and/or pepper spray and pepper balls against Plaintiffs and other civil rights activists.

43. At approximately 6:08 pm, Defendant Barr entered Lafayette Square.

44. At 6:10 pm, Defendant Barr was behind the law enforcement officials in Lafayette Square pointing north towards St. John's Church. The Department of Justice subsequently acknowledged that Defendant Barr personally ordered that Lafayette Square be cleared.

45. At approximately the same time, White House Deputy Chief of Operations Tony Ornato contacted the Secret Service to notify them that President Trump planned to make an appearance outside St. John's Church. The Secret Service requested other law enforcement agencies to assist clearing the area.

46. Additional law enforcement officers appeared at the demonstration and began to stand in double lines, wearing shields and other riot gear.

47. At approximately 6:30 pm, law enforcement officers rushed and attacked the assembled protesters without warning or provocation, climbing and jumping over barriers behind which the demonstrators were standing.

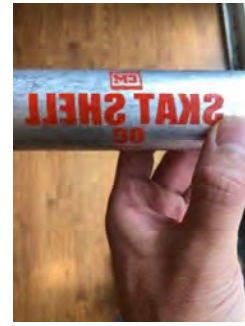
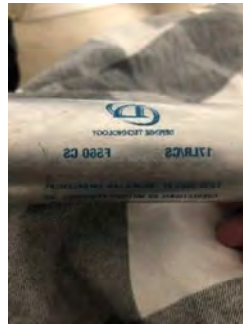
48. Plaintiffs did not hear law enforcement officers asking the demonstrators to disperse or leave the Lafayette Square.

49. Plaintiffs did not hear law enforcement officers issue any warnings before using force to remove demonstrators from Lafayette Square.

50. Law enforcement officers used force to disrupt the protest and drive Plaintiff and other activists out of Lafayette Square. Officers fired flash-bang shells, tear gas, smoke canisters, pepper balls, and/or rubber bullets into the crowd.¹⁵

51. Police canisters gathered after the demonstration confirm that officers used tear gas. Nathan Baca, a reporter with WUSA9, tweeted on June 4, 2020: “Breaking: police canisters gathered by @wusa9 crews Monday night show federal police DID use artificial CS tear gas in addition to natural OC gas on #BlackLivesMatter.” These photographs accompanied the tweet:

¹⁵See Ashley Parker, Josh Dawsey & Rebecca Tan, *Inside the Push to Teargas Protesters Ahead of a Trump Photo Op*, Wash. Post, June 1, 2020, https://www.washingtonpost.com/politics/inside-the-push-to-tear-gas-protesters-ahead-of-a-trump-photo-op/2020/06/01/4b0f7b50-a46c-11ea-bb20-ebf0921f3bbd_story.html; Reuters, *Graphic Warning: Peaceful Protesters Fired at with Tear Gas, Rubber Bullets by U.S. Military Police*, YouTube, June 1, 2020, <https://www.youtube.com/watch?v=UrMoqSPZym0>; Dan Zak et al., *'This Can't Be Happening': An Oral History of 48 Surreal, Violent, Biblical Minutes in Washington*, Wash. Post, June 2, 2020, https://www.washingtonpost.com/lifestyle/style/this-cant-be-happening-an-oral-history-of-48-surreal-violent-biblical-minutes-in-washington/2020/06/02/6683d36e-a4e3-11ea-b619-3f9133bbb482_story.html.



[Image description: three silver canisters with labels identifying them a “SPEDE-HEAR CS Long Range 150 YD”; serial numbers, and “SKAT SHELL.”]

52. The officers hit, punched, shoved, and otherwise assaulted the demonstrators with their fists, feet, batons, and shields. The police action “injected danger into what had been a calm protest as those in the street fled mounted police to avoid being trampled, struck by projectiles or gassed.”¹⁶

53. Law enforcement officers attacked the civil rights activists with no warning, forcefully ejecting them from Lafayette Square, and pursued them for several blocks thereafter.

54. Law enforcement officers also made unprovoked assaults on journalists in Lafayette Square who were reporting on the protests. The reporting of these journalists spread the voice of the demonstrators to the world.

55. Defendants began their attack well before the 7:00 pm curfew.

56. By the morning of June 3, 2020, federal law enforcement officers blocked access to Lafayette Square entirely, setting up a perimeter on I Street NW between 15th Street NW and 17th Street NW. Lafayette Square is situated just south of H Street NW between 15th Street NW and 17th Street NW and can be accessed from any of those streets. The perimeter prevents demonstrators from using any of the entrances and from demonstrating in Lafayette Square.

¹⁶ Jonathan Allen, Dartunorro Clark & Rebecca Shabad, *Police, National Guard Clash with Protesters to Clear Streets Before Trump Photo Op*, NBC News, June 1, 2020, <https://www.nbcnews.com/politics/politics-news/after-night-significant-damage-d-c-mayor-bowser-imposes-earlier-n1221126>.

Because of this perimeter, there is no place for demonstrators to gather within sight of the White House.

Defendants' Illegal Actions Caused and Are Causing Injuries to Plaintiffs

Plaintiff Black Lives Matter D.C.

57. Plaintiff Black Lives Matter D.C.'s mission is to end systemic racism, in particular the racially disproportionate use of state-sanctioned violence against the Black community. BLMDC achieves this mission, through protests, public accountability campaigns, coalition-building, and other programming.

58. BLMDC pursued its mission in the days since the death of George Floyd by directing members and individuals affiliated with the organization to attend protests throughout D.C. The organization sponsored an event on May 30, 2020 in which a caravan of cars drove through D.C. and protestors held signs and made statements raising awareness of police violence and racial justice issues. BLMDC has also provided first aid supplies, snacks, and water to demonstrations arranged by other organizations, while also assisting those organizations by coordinating with them to ensure that, at the events, there are legal observers and individuals prepared to record police officers who commit unlawful actions.

59. On June 1, 2020, BLMDC provided snacks, masks, waters, and fliers that were disseminated at the Lafayette Square demonstrations. BLMDC also dispatched members to record any officer misconduct and ensured that the demonstration had legal observers present.

60. Multiple members of BLMDC were standing in or near Lafayette Square at the time law enforcement used force to disrupt the protest on June 1, 2020 and experienced Defendants' use of force and chemical irritants.

61. Defendants' actions have frustrated the mission of BLMD C to fight racial injustice by chilling BLM members and supporters from exercising their rights to demonstrate and by creating fear when they do.

62. Members of BLMD C felt so traumatized by law enforcement's violence at Lafayette Square that they had to take time off from organizing work and skipped calls with coalition members as well as calls with people who participated in social actions.

63. BLMD C leaders and members fear that law enforcement will meet future protests with extreme violence.

64. Since the Lafayette Square attack, BLMD C has chosen to refrain from participating in multiple demonstrations organized by the Movement 4 Black Lives between June 2 and June 3, 2020. This was done to protect BLMD C members from feared harm at the hands of law enforcement.

65. April Goggans, a leader of BLMD C, has noticed a significant reduction in the number of people attending in-person protests since June 1, 2020. People who ordinarily attend in-person protests have informed Ms. Goggans that they are afraid to do so because of the violence that occurred at Lafayette Square.

66. In response to Defendants' actions, BLMD C has been forced to:
- a. divert resources to assessing and planning for potential violence by police, including increased needs for medical support and supplies to counteract the effects of chemical agents. For example, the organization has purchased goggles to protect demonstrators from chemical irritants and paid for mental health services for a member who was present when

Defendants forcibly expelled protestors from Lafayette Square, and suffered trauma as a result;

- b. enhance efforts to educate members and supporters regarding the potential dangers of police violence, how to protect themselves and what to do if there is another assault like the one in Lafayette Square;
- c. engage in a communications campaign about the events in Lafayette Square to reduce the deterrent effects of the Defendants' actions on the participation of their members or supporters;
- d. arrange for transportation from the demonstration for persons injured by the Defendants' conduct; and
- e. facilitate medical care for persons injured by the Defendants' actions.

67. The time and effort BLMDC has expended due to Defendants' conduct has reduced its capacity to plan events and programming consistent with its mission. For example, the time BLMDC has spent on assessing safety considerations has prevented it from organizing trainings, including a know-your-rights training. This is curtailing the organization's capacity to fulfill its mission by effecting community change through peaceful demonstrations.

Plaintiffs Toni Sanders and J.N.C.

68. Toni Sanders is a Black resident of Southeast Washington, D.C.

69. Ms. Sanders has joined demonstrations at the White House every night since Friday May 29, 2020. She intends to continue protesting at the White House every day that the demonstrations continue.

70. Ms. Sanders choose to demonstrate at the White House because she wants to stop the murder of Black people at the hands of law enforcement. She believes that the White House is the best place to demonstrate because it can help convince President Trump to take action to

combat racism in policing. She believes that protesting at the White House is a powerful symbol and is much more impactful than protesting in another part of the District.

71. On the afternoon of June 1, Ms. Sanders traveled to Lafayette Square to demonstrate with her wife, Demetria Bright, and Ms. Bright's nine-year-old son, J.N.C. Ms. Sanders had explained to her stepson about what had happened to George Floyd and wanted him to learn about peaceful protesting.

72. When Ms. Sanders and her family arrived at Lafayette Square they stood between St. John's Church and the fence that surrounded the park. They arrived around 4:30 that afternoon.

73. Ms. Sanders viewed the mood of the demonstrators as peaceful. People were passing out water and it made her hopeful that there was a diverse crowd nonviolently fighting for racial justice. The only aggressive behavior she witnessed from the demonstrators was an occasional obscenity directed towards the President.

74. After being at the protest for around two hours, a reporter from a local television affiliate approached Ms. Sanders for an on-camera interview. She was in the middle of giving that interview when she suddenly heard very loud pops and bangs.

75. Ms. Sanders looked toward the fence and saw smoke. Federal law enforcement had released irritants into the air that were causing her to tear up. There had been no warning or announcement from law enforcement before the chaos started.

76. Ms. Sanders and Ms. Bright grabbed J.N.C. and ran. Ms. Sanders was very concerned that J.N.C. would be injured by the police or in the crowd that was trying to get away. They ran until they reached their car, which was parked near Thomas Circle. They headed home from the protest.

77. Ms. Sanders continues to protest because she believes that change is necessary, but J.N.C. is traumatized by having to escape the tear gas from the federal law enforcement officers. J.N.C. speaks about the incident frequently and now worries when Ms. Sanders leaves to go protest.

Plaintiff Kishon McDonald

78. Kishon McDonald is a resident of Washington D.C. and former member of the U.S. Navy. As an African American man, he is keenly interested in issues of racial justice.

79. Mr. McDonald participated in peaceful demonstrations protesting the murder of George Floyd on two occasions in the District of Columbia. The first demonstration that he attended was on the night of May 30, 2020 outside of the United States Capitol. The second demonstration he attended was the June 1, 2020 demonstration outside the White House in Lafayette Square.

80. Mr. McDonald arrived at Lafayette Square at approximately 6:00 pm on Monday, June 1. There was a large gathering of other demonstrators, peacefully protesting near a security barricade lined with police officers on the opposite side. Mr. McDonald did not witness any acts that were aggressive or dangerous that could be perceived as a threat by law enforcement.

81. At approximately 6:25 pm, law enforcement officers, suddenly and without warning, began to charge the crowd of demonstrators. Mr. McDonald was repeatedly struck by the shields of multiple officers which left bruises on his body. Officers continued to physically strike Mr. McDonald even after he began to leave the site of the demonstration.

82. Simultaneously, at approximately 6:25 pm, tear gas canisters and concussion grenades were fired into the crowd. Tear gas obscured Mr. McDonald's vision, stung his eyes, and caused him to severely cough. Mr. McDonald witnessed the concussion grenades exploding with enough force to put holes into the ground.

83. The efforts of law enforcement forced Mr. McDonald to retreat to the intersection of 16th Street NW and I Street NW, one block away from Lafayette Square. As Mr. McDonald approached the intersection, he saw that police officers were arresting demonstrators. Soon after he left the scene of the protest, he was detained by a police officer, but the officer let him go.

84. The day after the attack in Lafayette Square, Mr. McDonald still suffered symptoms related to inhaling tear gas, which included thick discharge from his nose. He also had bruising in several locations on his body.

85. Mr. McDonald has protested against police violence towards African Americans in the past, and had planned to continue demonstrating in D.C. for George Floyd. However, the events of June 1, 2020 have discouraged him. He fears that he will suffer serious harm at the hands of law enforcement.

Plaintiff Garret Bond

86. Garrett Bond is a white man who lives in Mount Rainier, Maryland.

87. Mr. Bond participated in peaceful demonstrations protesting the murder of George Floyd on two occasions in Washington D.C. The first demonstration he attended was as part of the car caravan throughout the District on May 30, 2020. The second demonstration he attended was the June 1, 2020 demonstration outside the White House in Lafayette Square.

88. Mr. Bond is an Eagle Scout and trained in basic first aid methods. He brought a backpack containing first aid supplies with him to the June 1 demonstration. The supplies included gauze pads, band aids, water, sanitizer, and extra masks and gloves which he brought to protect himself and others from COVID-19 infection.

89. Mr. Bond arrived at Lafayette Square at approximately 6:20 pm on Monday, June 1, 2020. As he arrived, he positioned himself near the security barrier, which was lined with

demonstrators. He did not witness any acts that were aggressive or dangerous or that could be perceived as a threat by law enforcement.

90. Mr. Bond heard an announcement made through a megaphone by law enforcement, reminding the demonstrators that the curfew would go into effect at 7:00 pm. Almost simultaneously, Mr. Bond heard explosions from somewhere outside his field of vision. Demonstrators began to flee in all directions. He fled north towards St. John's Church.

91. As Mr. Bond approached the church, he noticed an obviously injured demonstrator leaning against the wall. The victim was dazed and bleeding profusely. As Mr. Bond neared him, he noticed that victim had an object lodged in his face. At first, Mr. Bond thought it was his tooth, but upon closer inspection Mr. Bond saw it was a rubber bullet that had pierced his lower lip. Mr. Bond asked him to sit down and used gauze from my first aid kit to stem his bleeding. Almost immediately after Mr. Bond applied the gauze someone yelled, "They're coming!" Mr. Bond then turned around to see several fully-armored police officers charging at him with batons and shields.

92. Several nearby demonstrators helped him lift the injured man and carry him a block away where they found another medic to give the victim medical assistance.

93. Mr. Bond left the demonstration area with his hands raised, avoiding further encounters with law enforcement.

94. The events of June 1, 2020, were intimidating, but Mr. Bond intends to continue participating in demonstrations in the future.

Plaintiff Keara Scallan

95. Keara Scallan is a white resident of Northwest Washington, D.C.

96. On June 2, 2020, Ms. Scallan decided to join the demonstrations near the White House with a friend. At approximately 6:20 pm, Ms. Scallan and her friend walked down 16th Street NW and arrived at fence surrounding Lafayette Square.

97. Ms. Scallan witnessed law enforcement in riot gear when she arrived, all of whom were behind the fence.

98. The crowd at Lafayette Square was non-violent and chanting. Ms. Scallan did not witness any demonstrators provoking law enforcement.

99. Suddenly and without warning, Ms. Scallan felt the crowd begin to rush towards 17th Street NW. She was pushed against the fence as other demonstrators were running away, and she was briefly separated from her friend.

100. Ms. Scallan was hit with rubber bullets and felt sudden pain in her face, arm, and leg.

101. Ms. Scallan saw and heard three flash bang grenades and then noticed two tear gas canisters thrown at her and at other demonstrators.

102. The irritants in the air made it very difficult to breathe. She had water and baking soda spray with her, but it did nothing to help her burning eyes. Ms. Scallan could hear other demonstrators retching.

103. After fleeing the irritants in the air, Ms. Scallan reunited with her friend and they aided demonstrators as they got away from the White House. More law enforcement, including U.S. Drug Enforcement Administration (“DEA”) vehicles, were blocking demonstrators from returning to Lafayette Square.

104. Ms. Scallan received bruises on her arm and cuts on her lips and face, making it painful to use her arm and open her jaw for days. She has had difficulty eating and brushing her teeth because of her swollen lips and jaw.

The White House and the Attorney General Ordered the Lafayette Square Attack.

105. President Trump, Attorney General Barr, and/or other senior White House officials ordered law enforcement to take the actions described above to drive demonstrators out of Lafayette Square.¹⁷

106. Immediately after Attorney General Barr ordered law enforcement officers to forcibly remove Plaintiffs and other civil rights activists, the President and his senior advisors, including Attorney General Barr, Secretary of Defense Esper, and White House Chief of Staff Mark Meadows, and Ivanka Trump, walked from the White House to St. John's Church, located across Lafayette Square from the White House. The President paused for a few minutes on the sidewalk outside the church for a photo opportunity, made brief remarks, and then walked back to the White House. The President did not enter St. John's Church.

107. The President and his entourage lingered at the church and encouraged photographs from the press until at least 7:09 pm, nine minutes after the District's curfew went into effect.

108. On Tuesday, June 2, President Trump praised the results of the prior evening's law enforcement attack, tweeting that "D.C. had no problems last night. Many arrests. Great job done by all. Overwhelming force. Domination."

¹⁷ Carol D. Leoning et al., *Barr Personally Ordered Removal of Protesters Near White House, Leading to Use of Force Against Largely Peaceful Crowd*, Wash. Post, June 2, 2020, https://www.washingtonpost.com/politics/barr-personally-ordered-removal-of-protesters-near-white-house-leading-to-use-of-force-against-largely-peaceful-crowd/2020/06/02/0ca2417c-a4d5-11ea-b473-04905b1af82b_story.html.

CLAIMS FOR RELIEF

CLAIM 1:

Violation of First Amendment Rights to Speech, Assembly, and Petition/*Bivens* (Plaintiffs Sanders, J.N.C., McDonald, Bond, and Scallan against Defendants Barr, John Does 1-100, and John Poes 1-20)

109. The actions of Defendants John Does 1-100 and John Poes 1-20 namely, the suppression of a peaceful demonstration and the viewpoint it represented and the actions of Defendants Barr in ordering such suppression, deprived Plaintiffs of their rights under the First Amendment to the United States Constitution to freedom of speech, freedom of assembly, and freedom to petition the government for a redress of grievances.

110. Defendants deliberately violated well-established limitations on the exercise of speech in and assembly in public places.

111. Defendants' actions were based on the viewpoint being expressed by the demonstrators.

112. Defendants' violent actions were not a reasonable regulation of the time, place, or manner of Plaintiff's First Amendment protected activity. These actions were not justified by a compelling or even substantial government interest justifying the infringement of Plaintiffs' First Amendment rights. Even assuming, arguendo, that there was a compelling government interest in clearing Lafayette Square of demonstrators, Defendants' actions were not narrowly tailored to serve that government interest in a lawful manner.

113. Defendants are jointly and severally liable to Plaintiffs pursuant to *Bivens v. Six Unknown Named Agents of the Federal Bureau of Narcotics*, 403 U.S. 388, (1971), for this violation of their rights.

114. Defendants acted with reckless or callous indifference to the federally protected rights of Plaintiffs and therefore are liable for punitive damages.

CLAIM 2:

**Violation of Fourth Amendment Right to Freedom from Unreasonable Seizure/*Bivens*
(Plaintiffs Sanders, J.N.C., McDonald, Bond, and Scallan against Defendants Barr, John
Does 1-100, and John Poes 1-20)**

115. The actions of Defendants John Does 1-100 and John Poes 1-20 namely the use of physical force, including but not limited to chemical agents, frightening loud munitions, batons and shields, and a physical charge at Plaintiffs themselves in order to forcibly remove or force them to move from the area in and around Lafayette Square, without a warrant or probable cause to arrest them and the actions of Defendant Barr, in ordering such uses of force, violated Plaintiffs' rights under the Fourth Amendment to the United States Constitution to be free from unreasonable seizures.

116. Defendants are jointly and severally liable to Plaintiffs pursuant to *Bivens v. Six Unknown Named Agents of the Federal Bureau of Narcotics*, 403 U.S. 388, (1971), for this violation of their rights.

117. Defendants acted with reckless or callous indifference to the federally protected rights of Plaintiffs and therefore are liable for punitive damages.

CLAIM 3:

**First Amendment/Threatened Violation of Freedoms of Speech, Assembly, and Petition
(Plaintiffs Black Lives Matter D.C., Sanders, and Bond, against Defendants Trump, Barr,
Esper, Monahan, Murray, Walker, and McConville)**

118. Defendants' practice of deploying physical force against demonstrators to remove them from places in which they have gathered with others to express their political opinions, as manifest by their actions against Plaintiffs in and around Lafayette Square on June 1, 2020, by their repeated threats to deploy violence against protestors demonstrating against racial injustice generally and in D.C. specifically; and by President Trump's statements at ¶¶ 27-38, threatens Plaintiffs with violations of their First Amendment rights of freedom of speech and assembly

when they carry out their stated intention to return to Lafayette Square when it is again open to the public to express their political views.

119. By depriving Plaintiffs of the opportunity to express their views on such future occasions, Defendants will impose irreparable harm upon those Plaintiffs.

120. Plaintiff Black Lives Matter D.C. also faces imminently the harm of diverting resources to protect its members' and supporters' ability to engage in free speech and assembly, in responses to Defendants' practices. Its effectiveness as a political entity will also be irreparably harmed by its inability to generate participation in protest events, because potential participants will have been deterred from participating by Defendants' threats of unjustified violence.

CLAIM 4:
Fourth Amendment/Threatened Unreasonable Seizure
(Plaintiffs Black Lives Matter D.C., Sanders, and Bond against Defendants Trump, Barr, Esper, Monahan, Murray, Walker, and McConville)

121. Defendants' practice of deploying physical force without provocation, warning, or legal grounds to do so, against demonstrators to force them to halt or to move, as manifest by their actions against Plaintiffs in and around Lafayette Square on June 1, 2020, by their repeated threats to deploy violence against protestors demonstrating against racial injustice generally and in D.C. specifically; and by President Trump's statements at ¶¶ 27-38, threatens Plaintiffs with unreasonable seizures in violation of their Fourth Amendment rights when they carry out their stated intent to return to Lafayette Square when it is again open to the public to express their political views.

122. By subjecting Plaintiffs to such unreasonable seizures, Defendants will impose irreparable harm upon Plaintiffs.

123. Plaintiff Black Lives Matter D.C. also faces imminently the harm of diverting resources to protect its members and supporters from unreasonable seizures in responses to Defendants' practices. Its effectiveness as a political entity will also be irreparably harmed by its inability to generate participation in protest events, because potential participants will have been deterred from participating by Defendants' threats of unjustified violence.

**CLAIM 5:
Violation of 42 U.S.C. § 1985(3) (Conspiracy to Deprive Rights)
(Plaintiffs Black Lives Matter DC, Sanders, J.N.C., McDonald, Bond, and Scallan against
Defendants Barr, John Does 1-100, and John Poes 1-20)**

124. Defendants conspired together to deprive Plaintiffs of their civil rights in violation of 42 U.S.C. § 1985(3).

125. The conspiracy included those involved with law enforcement actions in and around Lafayette Square on June 1, 2020 between 6:00 and 7:00 pm including President Trump, Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20.

126. The conspirators engaged in overt acts in furtherance of the conspiracy, including but not limited to using violent force against civil rights activists in Lafayette Square.

127. This conspiracy targeted Black people and their supporters. Both groups are protected classes under 42 U.S.C. §1985(3).

128. President Trump, Defendant Barr, and Defendant Esper directed the conspiracy to take these actions because of their adverse effects upon an identifiable group namely, civil rights activists.

129. The conspiracy targeted protected rights of Plaintiffs, who are civil rights activists.

130. The conspiracy targeted Plaintiffs' protected First Amendment activities. because Defendants held animus towards Plaintiffs' viewpoints. The violent actions of the conspirators directly and unlawfully interfered with these activities.

131. The conspiracy violently interfered with Plaintiffs' right to use public accommodations, and therefore their right to be free from the badges and incidents of slavery. Lafayette Square and its environs are a place of public accommodation.

132. The conspiracy targeted and violently interfered with Plaintiffs' right to be free from racial violence, as protected by the Thirteenth Amendment of the United States Constitution.

CLAIM 6:

**Violation of 42 U.S.C. § 1986 (Failure to Prevent a Conspiracy to Deprive Rights)
(Plaintiffs Black Lives Matter DC Sanders, J.N.C., McDonald, Bond, and Scallan against
Defendants Barr, John Does 1-100, and John Poes 1-20)**

133. Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20 violated 42 U.S.C. § 1986 by failing to meet their duty to prevent or aid in preventing conspiracies to deprive civil rights. Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20 knew that a Section 1985 violation was about to occur or was occurring, had the power to prevent or aid in preventing it, and neglected or refused to prevent or aid in preventing it.

134. Law enforcement's failure to stop unlawful violence by a Section 1985(3) conspiracy when they know it is about to occur is a quintessential Section 1986 violation.

135. As discussed above in ¶¶ 125-133, the Section 1985 conspiracy consisted of using violence against peaceful civil rights activists. Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20 knew that such violence was planned and could have taken actions to

stop or limit that violence. Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20 willfully or negligently took no such action.

136. Defendant Barr, Defendants John Does 1-100, and Defendants John Poes 1-20 could and should have refused to comply with unlawful orders, refused to use force when clearing Lafayette Square, or attempted to appeal to superiors to take a different course of action.

137. As a result of Defendants' failure to prevent or aid in preventing the Section 1985 conspiracy, Plaintiffs were injured and their rights were violated.

138. Defendants acted with reckless or callous indifference to the federally protected rights of Plaintiffs and therefore are liable for punitive damages.

RELIEF REQUESTED

WHEREFORE, Plaintiffs respectfully pray that the Court:

139. Issue a judgment declaring that the acts of Defendants described herein violate the First Amendment, the Fourth Amendment, 42 U.S.C. § 1985, and 42 U.S.C. §1986.

140. Issue an injunction ordering Defendants to cease engaging in the unlawful acts described herein.

141. Award compensatory and punitive damages to Plaintiffs according to proof at trial, including damages for pain and suffering.

142. Award costs of suit and attorney's fees; and

143. Provide such other and further relief as the Court may deem just, proper, and appropriate.

JURY DEMAND

144. Plaintiffs request a trial by jury on any and all issues raised by this Complaint which are triable by right of a jury.

Dated June 4, 2020

Respectfully submitted,

/s/ Kaitlin Banner

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**Application to this Court pending*

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GOVERNMENT OF THE DISTRICT OF COLUMBIA
Office of the Attorney General



ATTORNEY GENERAL
KARL A. RACINE

June 4, 2020

William P. Barr
Attorney General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530
via e-mail

Mark Esper
Secretary of Defense
1400 Defense Pentagon
Washington, DC 20301
via e-mail

Mark Meadows
Chief of Staff
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500
via e-mail

Dear Attorney General Barr, Secretary Esper, and Chief of Staff Meadows,

The Office of the Attorney General for the District of Columbia is reviewing the legality of aspects of the federal government's response to the George Floyd protests in the District. Specifically, the federal government has called in several out-of-state National Guards and federal law-enforcement entities (including, the Bureau of Prisons, according to public reports) to police District streets. The District government has received very little information about the legal basis for these entities' presence.

We are seeking information regarding the legal authority for these entities' presence in the District and their actions. Specifically, we request responses to the following questions by 5 p.m. on June 6, 2020:

- 1) Did any federal government official contact any state regarding deployment of its National Guard to the District of Columbia? If so, which states were contacted, by whom, and when?
- 2) What authority is the federal government relying on for deploying out-of-state National Guard units to the District of Columbia?

441 Fourth Street, NW, Suite 1100S, Washington, DC 20001, (202) 727-3400, Fax (202) 741-0580

Attorney General Barr
Secretary Esper
Chief of Staff Meadows
June 4, 2020
Page 2

- 3) What is the stated mission of any out-of-state National Guard personnel deployed to the District of Columbia and who determined that mission?
- 4) What is the scope of the law-enforcement authority of any out-of-state National Guard troops deployed to the District of Columbia? Specifically, do they have authority to make arrests and, if so, for what offenses and in what geographical boundaries? Please provide the legal basis for any asserted law-enforcement authority.
- 5) To whom do any out-of-state National Guard personnel deployed to the District of Columbia report?
- 6) Are any out-of-state National Guard personnel deployed to the District of Columbia armed? If so, what is the legal basis for this?
- 7) What federal law-enforcement personnel (such as, but not limited to Bureau of Prisons personnel) have been sent to the District from other locations or, if already in the District, reprogrammed to respond to protests and demonstrations in the District of Columbia since May 25, 2020? For each responsive entity, please provide the following information:
 - a. What is the legal authority for the entity's presence in the District?
 - b. What is the stated mission of the entity's presence in the District?
 - c. What is the scope of law-enforcement authority for the entity in the District? Specifically, do they have authority to make arrests and if so, for what offenses and in what geographical boundaries? Please provide the legal basis for any asserted law-enforcement authority.
 - d. To whom does the entity report concerning activities in the District?
 - e. Are officers from the entity armed? If so, what is the legal basis for this?
 - f. Do personnel from this entity acting in the District have law-enforcement training, including knowledge about the rights to protest and assemble?
 - g. How do personnel from each entity handle requests from District law-enforcement and District residents to identify themselves?

Please send your responses to Senior Counsel Vikram Swaruup at vikram.swaruup@dc.gov and contact him by email or phone at (202) 724-6533 if you have any questions. I would also welcome a meeting to discuss the need for accountability, transparency, and compliance with federal and District law in connection with the extraordinary actions taken regarding these protests.

Sincerely,



Karl A. Racine
Attorney General for the District of Columbia

CITY OF FOUNTAINS
HEART OF THE NATION



KANSAS CITY
MISSOURI

QUINTON D. LUCAS
Mayor

July 7, 2020

United States Attorney Tim Garrison
U.S. Attorney's Office
400 E. 9th St.
Kansas City, MO 64106

Dear U.S. Attorney Garrison:

Thank you for contacting my office today regarding a proposal by the Department of Justice to send a "surge" of agents into Kansas City to assist with violent crime investigations. We welcome and support such action and the additional resources provided to help reduce our high crime rate and improve the quality of life for Kansas Citians.

Our office has a good working relationship with the United States Attorney's Office for the Western District of Missouri and we have confidence in their ability to successfully prosecute violent crimes. We will also continue to find solutions at the local and state level to help curb the increase in violent crime alongside all agents sent to assist our cause.

Now more than ever we must rally together behind our common enemy, violent crime, as it continues to directly and indirectly affect our children, law enforcement community, and Kansas Citians at large. We look forward to working together and joining our efforts to reduce crime in our city.

I thank you for your consideration and assistance in this very important matter. If you have any further questions, please do not hesitate to contact me or my staff.

Sincerely,

Quinton D. Lucas

City Hall, 414 East 12th St., Kansas City, MO 64106
Office: (816) 513 3500
MayorQ@KCMO.org

STATE CAPITOL
201 W. CAPITOL AVENUE, ROOM 216
JEFFERSON CITY, MISSOURI 65101



(573) 751-3222
WWW.GOVERNOR.MO.GOV

Michael L. Parson
GOVERNOR
STATE OF MISSOURI

July 7, 2020

United States Attorney Tim Garrison
U.S. Attorney's Office
400 E. 9th St.
Kansas City, MO 64106

Dear Mr. Garrison:

Thank you for contacting my office with regard to providing federal assistance to help fight violent crime in the Kansas City area. It is my understanding that the Department of Justice is willing to commit additional federal agents in that area to team up with local law enforcement and target some of our state's most dangerous offenders.

Such assistance is greatly welcomed. Right now is an imperative time for us to work together and use all of our resources and ideas to combat violent actors who would seek to harm our communities and law enforcement officers. These violent actors must be caught and brought to justice immediately. Sending a swift and powerful message to this extent will let those would be offenders know that violence in Missouri will not be tolerated. It is further my understanding that Kansas City Mayor Quinton Lucas and Kansas City police Chief Rick Smith share my support for this type of collaboration.

My administration will look forward to working together with local leadership and the federal government to tackle this important issue. As such, the Department of Justice has my full support to vigorously engage in these endeavors.

Sincerely,

A handwritten signature in blue ink that reads "Michael L. Parson".

Michael L. Parson



SEEKING INFORMATION

ARSON AND DESTRUCTION AT JUSTICE CENTER PORTLAND, OREGON MAY 29, 2020



Individual #1



Individual #2



Individual #3



Individual #4



Individual #5



Individual #6



Individual #7



Individual #8



Individual #9



Individual #10

DETAILS

The FBI's Portland Field Office is assisting partner agencies by asking for the public's help in identifying the individuals who participated in criminal activity or may have been a witness to criminal activity inside the Multnomah County Justice Center on May 29, 2020. The Justice Center is located at 1120 SW 3rd Ave, Portland, Oregon 97204.

At approximately 11:00 p.m. on that evening, several people broke windows near the northwest corner of the Justice Center where the Corrections Records Office is located. It is then believed that approximately 30 people entered the secured office space through the broken windows. Three Multnomah County employees were in the office at the time and fled to safety as the windows were being broken.

Some of those who entered the space damaged computer equipment and office furniture, damaged interior windows, and started fires inside the office. The Justice Center building is shared by Multnomah County and the Portland Police Bureau. Multnomah County houses several hundred adults-in-custody in this facility. Portland Police Bureau's Central Precinct is also located in this building.

If you have any information concerning these individuals or this incident, please contact the FBI's Toll-Free Tipline at 1-800-CALL-FBI (1-800-225-5324), your local FBI office, the nearest American Embassy or Consulate, or you can submit a tip online at tips.fbi.gov.

Field Office: Portland

www.fbi.gov

Chat with Kerri **Brian Rabbitt**

2/20/2019 11:52:02 PM - 2/9/2020 3:05:02 PM

Export Details:

Device Name Barr OAG 2/10/21
Device ID c13861b9217257dd6c0d8d854215c16d70dda641
Backup Date Wednesday, February 10, 2021 10:25 AM
Backup Directory C:\Users\pmdavis\AppData\Roaming\Apple Computer\MobileSync\Backup\c13861b9217257dd6c0d8d854215c16d
iOS 14.1
Current Time Zone (UTC-05:00) Eastern Time (US & Canada)
Created with iExplorer v4.4.2.0

Participants:

(b) (6), Kerri Kupec

(b)(6) Brian Rabbitt Phone

Wednesday, February 20, 2019

Kerri Kupec

<https://www.vanityfair.com/news/2019/02/sarah-isgur-flores-former-trumper-talked-to-msnbc-before-signing-with-cnn>

11:52 PM

KK

Kerri Kupec

Ed said Sarah denies story premise of pitching inside Mueller knowledge. Just FYI.

11:52 PM

KK

Thursday, February 21, 2019

Kerri Kupec

Concerned that pushing the off-the-record meet and greet (b) (5) So I'd recommend either keeping it as scheduled for tomorrow or (b) (5)

11:12 AM

KK

Me

Ok. You are right.

11:15 AM

Kerri Kupec

Okay we will go ahead with tomorrow. (b) (5)

11:19 AM

KK

Brian Rabbit

Agree

11:21 AM

PE

Tuesday, February 26, 2019

Kerri Kupec

CNN just played clip of speech

12:46 PM

KK

Brian Rabbitt

Good?

12:53 PM

PE

Kerri Kupec

Yes

4:21 PM

KK

Wednesday, February 27, 2019

Kerri Kupec

You're probably aware but (b) (6)

1:34 PM

KK

Me

Yes

2:13 PM

Wednesday, March 13, 2019

Kerri Kupec

FYI - looks like teams of FBI agents - with guns drawn - did arrest everyone involved in the college scheme yesterday morning. Including one of the celebrities who had paid 15k to bribe a proctor. Just wanted you to be aware - (b) (5)

10:53 AM

KK

Kerri Kupec

Update from Paul M:

11:59 AM

KK

Kerri Kupec

<https://www.powerlineblog.com/archives/2019/03/jessie-liu-an-update.php>

11:59 AM

KK

Kerri Kupec

(b) (5)

7:29 AM

KK

Kerri Kupec

http://time.com/5560216/william-barr-trump-decision-next-steps/?utm_source=feedburner&utm_medium=feed&utm_campaign=Feed%3A+time%2Ftopstories+%28TIME%3A+Top+Stories%29

7:51 AM

KK

Kerri Kupec

This piece is actually very good.

7:57 AM

KK

Kerri Kupec

And the AG is not the cover image. :)

7:58 AM

KK

Kerri Kupec



7:58 AM

KK

Kerri Kupec

How fitting.

7:58 AM

KK

Sunday, April 7, 2019

Kerri Kupec

<https://www.nytimes.com/2019/04/07/us/politics/barr-redactions-mueller-report.html>

11:27 AM

KK

Kerri Kupec
11:27 AM

Kerri Kupec
Not bad
11:27 AM

Friday, April 12, 2019

Kerri Kupec
Tried to catch you both but Theresa said you're out to lunch. Have to leave soon to catch a flight for (b) (6).
Want to put a friendly reminder out there that AG is scheduled to be in Ohio to give brief remarks at press conference on Wednesday. (b) (5)

Kerri Kupec
DAG is also out Tues through following Monday. Benc will be there.

Kerri Kupec
Press on spying has died down a bit; feeding some of the spying language hypocrisy to FOX.

Kerri Kupec
We will see how the weekend goes. Bill, I know you had mentioned possibility (b) (5)

Kerri Kupec
Lastly, the DAG WSJ piece is playing well and all the networks have been covering it today. We

Brian Rabbitt
Thanks. (b) (5)

Brian Rabbitt
Did you put out one pager?

Kerri Kupec
One pager on what?

Brian Rabbitt
PE Usage of term "spy" 12:30 PM

Kerri Kupec
KK I've talked to the reporters and fed it to Fox to get on air. 12:31 PM

Kerri Kupec
KK It's not a formal one pager, just some examples. 12:31 PM

Kerri Kupec
KK Have a good weekend, I'll be available by phone and email. 12:33 PM

Brian Rabbitt
PE Have a great weekend 12:35 PM

Brian Rabbitt
PE Thanks for all your work 12:35 PM

Me
Have a good time. 12:36 PM

Kerri Kupec
KK Thank you 12:48 PM

Kerri Kupec
KK Also, Sadie appeared on MSNBC and then will go on FOX later to talk about her story. 1:27 PM

Kerri Kupec
KK Just FYI. 1:27 PM

Me
Great. 7:14 PM

Monday, April 15, 2019

Kerri Kupec



12:03 PM

KK

Kerri Kupec

KK

Done.

12:03 PM

Tuesday, May 7, 2019

Kerri Kupec

KK

Great speech by McConnell this morning

10:18 AM

Wednesday, May 29, 2019

Kerri Kupec

KK

Turley strongly defended you on cbs

2:01 PM

Thursday, May 30, 2019

Kerri Kupec

KK

<https://twitter.com/cbsthismorning/status/1134159718820339712?s=12>

3:36 PM

Kerri Kupec

KK

This is clip they are using to promote interview. I love how it turned out. All the cables are currently playing this clip (18 seconds)

3:36 PM

Friday, May 31, 2019

Kerri Kupec

KK

This is awesome.

10:39 AM

Kerri Kupec

KK

<https://www.cbsnews.com/video/attorney-general-william-barr-on-caring-about-his-reputation-everyone-dies/>

10:39 AM

Kerri Kupec

KK

What a fantastic segment.


10:39 AM

Kerri Kupec
KK This was the one they aired during the 8 am hour. 10:40 AM

Monday, June 3, 2019

Kerri Kupec
KK The segment on CBS This Morning was SO good! 8:33 AM

Brian Rabbitt

PE  8:34 AM

Me
Yes. Thanks 8:34 AM

Sunday, June 9, 2019

Kerri Kupec
KK <https://www.nytimes.com/2019/06/09/us/politics/who-is-william-barr.html> 3:04 PM

Tuesday, June 25, 2019

Kerri Kupec
KK Mueller testifying on July 17. 9:23 PM

Me
I heard. Too bad. 9:26 PM

Kerri Kupec
KK I think it's (b) (5) 10:26 PM

Me
Ok. 10:28 PM

Wednesday, June 26, 2019

Kerri Kupec
KK Apparently Jake Tapper did a segment on you and the bagpipes - will send clip 5:14 PM

Tuesday, July 9, 2019

Kerri Kupec

I will be unavailable (onstage) from 1:30-3 pm ET today. That being said, (b) (5) [redacted] news of the day is our loss in the Trump Twitter case, the threat of subpoenas for Rod, Sessions, etc one family separation policy, and the Dems threatening contempt again of AG. Also non recusal of Epstein statement getting some interest. So, in other words, better than yesterday. 🙄

11:29 AM

KK

Kerri Kupec

Oh, and the President criticizing Supreme Court on Twitter

11:32 AM

KK

Monday, July 29, 2019

Kerri Kupec

FYI - just out

3:28 PM

KK

Kerri Kupec

Statement from the Press Secretary

President Donald J. Trump spoke with Prime Minister Boris Johnson last Friday in their first official communication since the Prime Minister took office. They discussed the importance of continuing to strengthen the special relationship between the United States and United Kingdom. Specifically, they agreed to immediately deepen and expand the bilateral economic relationship upon the United Kingdom's departure from the European Union.

3:28 PM

KK

###

Saturday, August 3, 2019

Kerri Kupec

"The Justice Department joins in mourning with the people of El Paso, Texas. Those who commit such atrocities should be held accountable swiftly and to the fullest extent the law allows."

5:22 PM

KK

Monday, September 9, 2019

Kerri Kupec



11:37 AM

KK

Wednesday, September 11, 2019

Kerri Kupec

SCOTUS order - stay granted - - asylum rule in effect nationwide for now

6:17 PM

KK

Me

Super

6:19 PM

Tuesday, September 17, 2019

Kerri Kupec

Want to make sure you are aware (b) (5)

6:17 PM

KK

Kerri Kupec

(b) (5)

6:17 PM

KK

Brian Rabbit

(b) (5)

6:17 PM

PE

Kerri Kupec

(b) (5)

6:18 PM

KK

Thursday, September 19, 2019

Kerri Kupec

I'm outside

12:58 PM

KK

Friday, September 20, 2019

Kerri Kupec

FYI state dinner tonight is open press

3:19 PM

KK

Me
Thanks. 7:33 PM

Monday, September 23, 2019

Kerri Kupec
Of course you both are welcome to stop by the courtyard reception - everyone would be thrilled of course 5:43 PM

KK

Brian Rabbitt
We're going to come down 5:44 PM

PE

Brian Rabbitt
For 10 mins to say hi 5:44 PM

PE

Kerri Kupec
Excellent 5:44 PM

KK

Kerri Kupec
Can you let me know when? 5:44 PM

KK

Brian Rabbitt
Now 5:44 PM

PE

Brian Rabbitt
Actually hold - Ed's back 5:44 PM

PE

Kerri Kupec
Great - everyone will be thrilled 5:47 PM

KK

Brian Rabbitt
On our way 5:48 PM

PE

Kerri Kupec
Excellent 5:49 PM

KK

Monday, September 30, 2019

Kerri Kupec
In print today 8:21 AM

KK

Kerri Kupec
<https://www.wsj.com/articles/john-durhams-ukrainian-leads-11569786611> 8:21 AM

KK

Wednesday, November 27, 2019

Kerri Kupec

KK

WaPo: "'Social justice reform' is no justice at all," Jeffrey A. Rosen, November 27, 2019

9:49 AM

Kerri Kupec

KK

https://www.washingtonpost.com/opinions/social-justice-reform-is-no-justice-at-all/2019/11/27/139dff76-109b-11ea-b0fc-62cc38411ebb_story.html

9:49 AM

Kerri Kupec

KK

And this: Justice's Rear Antitrust Window
The competition cops catch up to the digital movie times.

9:51 AM

Kerri Kupec

KK

<https://www.wsj.com/articles/justices-rear-antitrust-window-11574814773>

9:51 AM

Friday, January 10, 2020

Brian Rabbitt

PE

1pm Sunday at the Buffalo's ranch?

8:21 PM

Kerri Kupec

KK

Yes

10:09 PM

Me

Yup

10:11 PM

Thursday, January 16, 2020

Kerri Kupec

Verizon LTE 8:58 AM 23% mobile.twitter.com

← Tweet



Victoria Toensing @VicToensing

Last night on @maddow show @LevParnas absolutely lied. Joe and I never ever discussed Ukraine corruption with AG Barr. Not ever. Any discussion with AG was about our own client. Never about anything @RudyGiuliani was doing.

8:58 AM

8:27 AM · Jan 16, 2020 · Twitter for iPhone

KK

777 Retweets 1.3K Likes

Monday, January 27, 2020

Brian Rabbitt

Draft: (b) (5)

9:49 PM

PE

Brian Rabbitt

Draft: (b) (5)

10:03 PM

PE

Brian Rabbitt

(b) (5)

10:05 PM

PE

Brian Rabbitt

(b) (5)

10:16 PM

PE

Brian Rabbitt

(b) (5)

10:17 PM

PE

Brian Rabbitt

(b) (5)

10:18 PM

PE

Brian Rabbitt

(b) (5)

10:19 PM

PE

Brian Rabbitt

(b) (5)

10:20 PM

PE

Brian Rabbitt

New Draft:

(b) (5)

10:22 PM

PE

Brian Rabbitt

New Draft:

(b) (5)

10:30 PM

PE

Brian Rabbitt

New Draft:

(b) (5)

10:31 PM

PE

Sunday, February 9, 2020

Kerri Kupec



3:04 PM



Kerri Kupec

(b) (5)

3:04 PM

Kerri Kupec

(b) (5)

3:05 PM

Chat with Kerri Kupec

2/20/2019 3:59:27 PM - 11/18/2020 11:37:34 AM

Export Details:

Device Name Barr OAG 2/10/21

Device ID c13861b9217257dd6c0d8d854215c16d70dda641

Backup Date Wednesday, February 10, 2021 10:25 AM

Backup Directory C:\Users\pmdavis\AppData\Roaming\Apple Computer\MobileSync\Backup\c13861b9217257dd6c0d8d854215c16d

iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

(b) (6) Kerri Kupec

Wednesday, February 20, 2019

Kerri Kupec

What email address should I send the info to?

3:59 PM

Me

My DOJ address.

3:59 PM

Kerri Kupec

Okay. I wasn't sure if that was real!

4:00 PM

Kerri Kupec

They usually change the AG address

4:00 PM

Kerri Kupec

(b) (5)

6:38 PM

Me

You (b) (5)

6:41 PM

Kerri Kupec

Okay. The statement is fine. Just wanted you to be aware.

6:45 PM

Wednesday, February 27, 2019

Kerri Kupec

Do you have any interest in receiving a daily news packet tailored to your DOJ interests? Would also include any significant articles about you. We'd limit articles to only ones of note. Digital or printed - whichever you prefer.

2:42 PM

If it's too much right now, no problem. Just wanted to put option out there.

Me

Yes. Printed.

4:29 PM

Kerri Kupec

Great will do

5:05 PM

Friday, March 1, 2019

Kerri Kupec

FYI, you have new WH Correspondents Dinner invitations - ABC and FOX (you know about CBS). If it's a yes to FOX, let me know. No rush. It's Saturday, April 27 at 6:30 pm at Washington Hilton. No comedian this year; presidential historian is speaker (finding out who). Chris is invited, too.

4:28 PM

Me

Yes to Fox

6:29 PM

Kerri Kupec

Wonderful!

7:28 PM

Monday, March 4, 2019

Kerri Kupec



7:31 PM

Kerri Kupec



7:32 PM

Kerri Kupec

Thought this was a touching display.

7:32 PM

Kerri Kupec

It's in the hallway by our Visitors Center entrance. Thought the choice of pictures was telling.

7:32 PM

Me

Hmm thanks

7:35 PM

Tuesday, March 5, 2019

Kerri Kupec

Pete is going to fix the camera situation

10:45 AM

Me

Thanks

4:48 PM

Kerri Kupec

WSJ story is eh; I'm having her fix some things

4:49 PM

Me

Ok

4:49 PM

Kerri Kupec

Camera crew is officially gone from your house for tomorrow

4:51 PM

Me

Thank Pete

4:51 PM

Wednesday, March 6, 2019

Kerri Kupec

Was the crew gone this morning?

8:57 AM

Me

Yes. Thanks

10:07 AM

Kerri Kupec

Kelly Laco is from OPA and managing the elder fraud event- she's with you - I'll be up shortly. Taking care (b) (5)

3:05 PM

Kerri Kupec

<https://wjla.com/features/7-on-your-side/7-on-your-side-shows-you-how-to-protect-yourself-from-friending-a-fraud>

3:49 PM

Kerri Kupec

Stafford found the story about the scam involving your face

3:50 PM

Thursday, March 7, 2019

Kerri Kupec

There are news articles about today's press conference in the binder you take home

6:01 PM

Kerri Kupec

(The binder Theresa gives you)

6:01 PM

Friday, March 8, 2019

Kerri Kupec

Hi - I met with Jessie and have a plan I'm executing.

5:20 PM

Kerri Kupec

Brian relayed to me the latest.

5:20 PM

Me

Thanks Kerri.

5:50 PM

Thursday, March 14, 2019

Kerri Kupec

Hi - how tall are you? (Logistics for a different podium)

6:15 PM

Me

6'0

6:45 PM

Kerri Kupec

Thank you!

7:00 PM

Sunday, March 24, 2019

Kerri Kupec



5:14 PM

Kerri Kupec

Pundits are starting to make the Comey comparison

9:29 PM

Kerri Kupec

(Mueller like Comey)

9:29 PM

Me

Great!

9:30 PM

Monday, March 25, 2019

Kerri Kupec

History:

2:26 PM

Kerri Kupec



2:26 PM

Me
Come up 2:27 PM

Kerri Kupec
Coming! 2:29 PM

Kerri Kupec
(b) (5) 7:15 PM

Kerri Kupec
That's another option 7:16 PM

Tuesday, March 26, 2019

Kerri Kupec
Getting Qs from reporters- (b) (5) ? 2:53 PM

Kerri Kupec
(b) (5) 2:53 PM

Me
Come up 2:54 PM

Kerri Kupec
Coming! 2:55 PM

Wednesday, March 27, 2019

Kerri Kupec

"In the aftermath of the mass murder in New Zealand earlier this month, we are reminded that a diverse and pluralistic community such as ours can have zero tolerance for violence on the basis of race, religion, or association with people of other races and religions," Attorney General William P. Barr said. "Prosecuting hate crimes is a priority for me as Attorney General. The defendant in this case has pled guilty to 29 hate crimes which he committed by driving his car into a crowd of protesters. These hate crimes are also acts of domestic terrorism. I want to thank the FBI for leading this investigation along with our partners with the Charlottesville Police Department and the Virginia State Police. I also want to thank Assistant Attorney General for Civil Rights Eric Dreiband and our Civil Rights Division and U.S. Attorney Cullen and his office for their hard work in reaching today's guilty plea, which brings us one step closer to bringing the defendant to justice. We will continue to vigorously prosecute violent crimes of hate and we will not allow violence to supplant our pluralism."

11:26 AM

Kerri Kupec

Are you okay with this? It's been cleared by every division and the FBI

11:26 AM

Kerri Kupec

This is the Charlottesville case happening today

11:26 AM

Me

Good.

11:27 AM

Kerri Kupec

Great thanks

11:27 AM

Kerri Kupec

By the way, CNN has that story the NYT was supposed to run. We will see if they run it.

11:28 AM

Friday, March 29, 2019

Kerri Kupec

It's all playing well thus far

4:43 PM

Me

Thanks. Great

4:43 PM

Wednesday, April 3, 2019

Kerri Kupec

NYT story publishing tonight

7:08 PM

Kerri Kupec

Soon. We will see.

7:09 PM

Saturday, April 6, 2019

Kerri Kupec

The only caveat I'd add is (b) (5)

5:31 PM

Me

Understand. I am happy you weigh in on things. It is one of the reasons I very much wanted you to stay.

5:36 PM

Kerri Kupec

Thank you for saying that (b) (5)

5:42 PM

Me

You are essentially correct in the merits.

5:43 PM

Kerri Kupec

(b) (5) And that's why they pay you the big bucks. :)

5:55 PM

Sunday, April 7, 2019

Kerri Kupec

Just finished reading transcripts of Sunday shows. Other than Nadler being Nadler on one show, all was fine. Mulvaney and Giuliani strongly supporting our current course of action. It was pretty reassuring.

4:47 PM

Face the Nation (CBS) – Rudy Giuliani (Mueller Report, Cohen)

<http://mms.tveyes.com/transcript.asp?PlayClip=FALSE&DTSearch=TRUE&DateTime=04%2F07%2F2019+10%3A40%3A15&market=m101&StationID=270>

MARGARET BRENNAN: we're going to turn now to president trump's personal attorney, rudy giuliani, who isñr hereñi with me. would you like to respond to the congressman who says he has the right and the committee has the right for all of this information? do you agree that the public has the right?

RUDY GIULIANI: i would like him to get all the information.

BRENNAN: including the things --

GIULIANI: everything.

BRENNAN: grand jury

GIULIANI: i can't control that. i can't change the law. and the attorney general has a difficult job . i didn't appreciate his suggestion that the attorney general would be biased. i know bill barr for many, many years. i think people in this town know him. he's man of the highest integrity. also, everything he's doing is also being run by rod rosenstein. that report was put out by barr and rosenstein. rosenstein started the investigation, supervised the investigation, allowed the special counsel to do things that i thought were off base. he certainly gave them full scope to do their entire investigation. there would beçó noçó reason why rod rosenstein would sign his name to something that says they found no evidence of collusion, no evidence of obstruction. they couldn't reach a conclusion on obstruction.

5:24 PM

BRENNAN: right.

GIULIANI: so rosenstein and barr did, no obstructi on. i guarantee you, except for l quibble, i'm not worried about the report at all. there is no way those two good lawyers would have written that kin d of let ferres there is any issue.

BRENNAN: is the president waiving all executive pr ivilige? he thinks this report should be made publ ic?

GIULIANI: the president's cooperation was unpreced ented. bill clinton fought every single subpoena. it was a knockdown, drag-out battle.

BRENNAN: but he ultimately sat down.

GIULIANI: that's why he had to.

BRENNAN: that's why the president didn't have to.

GIULIANI: they couldn't have won in court. they co uldn't suggest a question they didn't have the ans wer to, because we supplied them with the answers to everything, and the president did answer questi ons in writing.

BRENNAN: i want to ask you about, that but to be c lear here, is the president waiving all executive privilege...

GIULIANI: as far as i know. he can't waive all exe cutive privilege. other people have executive priv ilege.

BRENNAN: so there will be. withheld from this repo rt?

GIULIANI: i don't know, margaret. the attorney gen

5:24 PM

eral has said he's going to put out the maximum amount of information possible. the only thing that will stop him will be legal barriers. i hope there are few, because i don't like what jerry nadler just did, innuendo and there must be more. jerry nadler prejudged this case a year ago. he was talking about impeachment. he was overheard on amtrak talking about impeachment well before the report came out some when he talks about the attorney general being biased, my goodness, on this committee he's got some of the most rabid people that hate trump. we're not going before a court here, we're going before a political body.

BRENNAN: well do, you fear...

GIULIANI: that is highly partisan and has made up its mind.

BRENNAN: you and the president have welcomed the four-page summary. do you think the 400-page report is going to be more damaging?

5:24 PM

GIULIANI: no. i don't think so.

BRENNAN: so when you say --

GIULIANI: i'll give you another reason i don't think so.

BRENNAN: you support this coming out? well the president tell the attorney general to --

GIULIANI: the president has left it to the attorney general. the president can't make the decision.

BRENNAN: you butt you said he's not decided on executive privilege yet.

GIULIANI: the president has told the world, i am c

omfortable with everything being released. now, th
e president can't change the law. now the attorney
general has to apply that. he wants to do maximum
transparency. i'm sure we'll get just about al it
. i hop we get all of it.

BRENNAN: do you think the interview the president
didn't sit for but provided written answers to, wi
ll you make those answers public?

GIULIANI: i'm not going to make anything public. t
he attorney general will make it public if he beli
eves it should be made public.

BRENNAN: can't the president decide to make his ow
n answers public?

GIULIANI: once it's all over, maybe. let's see wha
t the attorney general does first. why not wait un
til the attorney general files the report, and the
n if we want to complain about it, we can complain
about it.

5:24 PM

BRENNAN: are you confident there will be no eviden
ce of obstruction of justice?

GIULIANI: i'm going to tell you why i'm confident
there will be no evidence of anything really bad.
because the leakers and nadler was wrong about tha
t, too, the mueller group has been leaking all alo
ng. how does cnn end up at roger stone's raid.

BRENNAN: well, they have their own explanation for
good report, but for 22 months, you have to ackno
wledge, the special counsel's office did not leak.

GIULIANI: hell no. hell. no i got plenty of, they'
re saying this, they're saying, that they knew all
about our battle over questions. they knew about
the positions we took.

BRENNAN: but you're impugning their credibility and their conduct, but you are actually accepting and supporting their --

GIULIANI: yes.

BRENNAN: that's a bit contradictory.

GIULIANI: no, it's not, margaret.

BRENNAN: you're accusing them of bias, but you agree with their conclusion.

GIULIANI: that's because there is no if they could have found evidence. anything, if andrew weissman , who was crying at hillary clinton's losing party , couldn't find anything, if ms. reid, who was counsel to the clinton foundation, couldn't find anything, believe me, there was nothing there. and they tried the make things up. they put so much pressure on people, keeping them in solitary confinements.

5:24 PM

BRENNAN: the republicans shouldn't be pushing back on full disclosure of the report.

GIULIANI: no republican is pushing back on full disclosure.

BRENNAN: jerry nadler is making an argument.

GIULIANI: jerry nadler is making a phony argument. jerry nadler can't change the law. the law is the law. the attorney general has to apply the law. jerry nadler is ase completely predetermined -- does he want us to believe that he's going to give us a fair hearing? some of his members have announced a year ago he should be impeached.

BRENNAN: you just said he wants to have some of the investigators come before his committee and answer questions. do you support that?

GIULIANI: what? for a political show? why?

BRENNAN: why not? they have oversight.

GIULIANI: mueller --

BRENNAN: if some people in the justice department did think the president committed obstruction of justice, shouldn't they be heard out? and if there is nothing to it, why not allow it?

5:24 PM

GIULIANI: can we listen to the report first? the leakers who leaked to the any time has the there were problems in the report, notice they leak not specifics. i can't imagine that the reporter didn't ask, give me an example. give me an example of something in the report that suggests that the president obstructed justice.

BRENNAN: some have argued it's almost forcing barr's hand to not keep that private.

GIULIANI: in other words, these people who hate him who were willing to commit a criminal act, if they have dynamite, they're not giving it to them.

Saturday, April 13, 2019

Kerri Kupec

<https://twitter.com/realdonaldtrump/status/1117040007016009728?s=12>

8:54 AM

Kerri Kupec

George T wanted me to check with you re: talking to WaPo about the word spying. Brian and Burnham thought (b) (5).

9:13 AM

Me

Sure. But I will talk to him first.

9:14 AM

Kerri Kupec

Okay great

9:14 AM

Kerri Kupec

Context is that WaPo running story this weekend and they have strong quote from "former DOJ" person saying it was disgrace you used that word

9:15 AM

Kerri Kupec

"It was highly irresponsible for the attorney general to have used such language. The fbi and the justice department were working strenuously to learn as much as possible as quickly as possible about the activities of a hostile foreign power to subvert our democratic system and to characterize such efforts as 'spying on a campaign' both minimizes the seriousness of that threat and unfairly casts the efforts to counter it in a derogatory light. The attorney general's use of language similar to the inflammatory rhetoric used by the president and his political supporters now casts him in a distinctly more political light undermining public confidence in the independence and integrity of the department."

9:17 AM

Sunday, April 14, 2019

Kerri Kupec

Talked to Brian this morning about what ABC reported on "This Week;" in case you are interested in seeing it, see below. Lindsay Graham was helpful on FOX. Lots from Mark Meadows on the IG report/ spying/ McCabe. Pulled the relevant stuff from the shows. Nothing too crazy. Things have tamped down a bit.

4:16 PM

Meet the Press - Chuck Todd -

Chuck Todd complained you didn't present "evidence" of spying, but that was extent of it, no real discussion; panel thought you could "win back" moderate Dems if redactions are reasonable

Fox News Sunday - Chris Wallace -

Very fair - focused on release of report and redactions. Asked if Congress should waste their time on something Mueller investigated for two years. Cited this interesting FOX poll that was taken a few weeks ago: 70 percent of those surveyed said it made little or no difference what was in the report, their minds were already made up. so given that, how big of a deal do you expect the report to be?

"This Week with George Stephanopoulos" - most newsy of the bunch, due to what ABC reporter Jonathan Karl said (see below). Chris Christie was helpful.

And he and Rahm got into an argument about what constitutes spying.

JONATHAN KARL: george, they [WH] have been briefed in broad brush strokes. the white house counsel office has been briefed on the logistics and timing of the release. the white house will not invoke executive privilege to get further redactions. but there's significant concern on the president's team what will be in this report and unredacted.

STEPHANOPOULOS: even stuff that will be unredacted

KARL: yes, yes. the good news is already out there, broad conclusion of conspiracy between the campaign and the russians on the hack. but, there's significant concerns about what will be in here, new information on the obstruction of justice question.

on what the president was doing regarding some of the big questions, was he trying -- how far did he go down the line of firing mueller? the situations surrounding the comey firing. what worries them most is what don mcgahn told the special counsel. it was reported that he spent 30 hours before the special counsel. i'm told significantly more than

4:17 PM

30 hours. here's the astounding thing, after all that time before the special counsel no one on the president's team debriefed mcgahn what he was asked. so, they really don't know.

STEPHANOPOULOS: chris christie, is how mueller characterized that one sentence. he doesn't exonerate the president. did he intend it to go to congress?

CHRIS CHRISTIE: my guess is, he didn't care that, you know, he was not going to take a position on that. in the end, we don't exonerate people when we're prosecutors.

STEPHANOPOULOS: that's in criminal law. it's different when you're dealing with the president?

CHRISTIE: i don't think so. what bob mueller was as a special prosecutor for the justice department conducting himself as an assistant united states attorney would conduct himself. again, he didn't have any special responsibility to congress. so, this is totally different. he reports to the attorney general. he sends the report to the attorney general. in the end, the attorney general's the one who has to advise congress that he's received the report. this is very different than we have experienced in the past. we investigate. if we have charges, we charge. if we don't, we say nothing. it's the norm and what's accepted by prosecutors.

RAHM EMANUEL: everything's going to be measured out of against that four-page memo. everything else is going to be a problem for them. everybody drew one conclusion, that four page isn't a summary. what democrats should have done, isn't asked for the whole report, egs each section has a summary. they could have gotten the summaries. because of what was just said by the attorney general, a counterintelligence investigation, it was approved by the courts. there was no spying.

CHRISTIE: rahm, that is spying.

STEPHANOPOULOS: that's not spying.

CHRISTIE: wait, george.

4:17 PM

EMANUEL: having sat through the situation room, this was a loaded term used for loaded impact. this this is all approved by the courts. the supreme court makes that appointment. they're going to rue the day -- as democrats constantly in the tone has got to be we're just looking at and see where the facts take us. the bigger worry for the white house isn't the mueller report it's going to be what's going on in new york.

CHRISTIE: there's legal spying and illegal spying

STEPHANOPOULOS: spying generally has a --

CHRISTIE: electronic surveillance that the person being surveilled doesn't know they're being surveilled. what do you call that? that's another adjective.

ALICE STEWART: i think the democrats are so busy being word police on this, they're losing sight of the fact of what the governor said. there's different types of spying. look, we can all agree attorney general barr has a tremendous reputation a tremendous history of his work in the law, he is not going to jeopardize his legacy by mischaracterizing the mueller report. surely, i think this four-page summary may have been dmrosed over a little bit. he's not going jeopardize his legacy and mischaracterize information what the american people want to know. i think he's right to redact the information that needs to be redacted. it will never be enough for the democrats. he's doing it this way. we don't need to prejudge the mueller report.

4:17 PM

Graham on FOX (Sunday Morning Futures: BARTIROMO: and there you go. we're back now with judiciary chairman Lindsey Graham and Mr. Chairman let me ask you about what Barr said this week. there was spying on the campaign, where does this go now

SEN. GRAHAM: well, we're going to find out whether or not there was legal authority to get a FISA warrant against Carter Page, who's associated with the Trump campaign. by definition the Foreign Intelligence Surveillance Act allows our government to spy on people we think are working with foreign governments the question was was there any legitimate reason to believe that. if the warrant was issued on the dossier that's a bunch of garbage the answer would be "no." most importantly how could a counterintelligence investigation be opened up against the Trump campaign, Congress never heard about it, was there a legitimate reason to open up a counterintelligence investigation against the Trump campaign which is spying and why was President Trump never informed of the fact that people working for him, our government suspected of working with the Russians, because the purpose of a counterintelligence investigation is to protect the people being targeted by foreign governments, but what happened after the election is equally important to me. the counterintelligence investigation continued on on on the transition team that's how General Flynn got in trouble. what basis did the government have to follow the Trump transition team? how did it get leaked out to the public that there was a counterintelligence investigation going on against General Flynn, while he was in transition, leaking this information, after the election, is just as important to me as spying before the election.

4:19 PM

BARTIROMO: and there were two really important things that came out last week that Barr suggested nu

number one that it wasn't just a bunch of small people at the top of the fbi but there was information going through lots of different intel agencies the state department, the cia, that's one thing i'd like to get your reaction on as

SEN. GRAHAM: wide was the problem? how deep was it? and what was the basis of it? why was the united nations unmasking people, american citizens caught up in conversations, was there any legitimacy at all to did it come from him working with the russians or somebody working with us, at the end of the day, was there any reason to believe that carter page was working with the russians, or was it all based on a dossier that's a bunch of garbage and in transition, as the trump team is trying to take over the government, why was the counter intelligence investigation still ongoing? who leaked the fact that there was one to the washington post, who dined out all of these people that were in transition to the media. that's a violation of the law and was there an attempt to invoke the 25th amendment after the election? democrats, if you're trying to get trump they really don't care how you're trying to get him. i really do care about the rule of law. most democrats don't care about this because they thought it was a worthy endeavor to try to take trump down, so i'm hoping some democrats will change their tune because if you can do this to a republican one-day you can do it to a democrat.

4:19 PM

BARTIROMO: i think this is a really important point you're making it feels like a kavanaugh moment, senator where the democrats and the media just threw out all of what we deem is so valuable and important as americans in a free democracy that is due process, innocent until proven guilty. here we go again, as they try to rip down attorney general bill barr.

SEN. GRAHAM: well you know they accuse trump of changing all the rules in washington. i would suggest that all the rules have been changed to get trump. kavanaugh's nominee was not presumed innocent because he was the way they treated brett kavanaugh was to try to destroy his life and drive him out of wanting the job, hoping he would quit. they're attacking bill barr now one of the most seasoned, highly -respected legal minds in the united states. nothings changed about bill barr since he was a attorney general under bush 41. the only thing that's changed is the desire to get trump no matter how you have to get it so if you need to destroy barr they will and if you need to destroy kavanaugh they will, if you need to make up stories to get a warrant they will, if you need to open up a counterintelligence investigation based on bogus information to try to get into the trump campaign to find out what he's up to, to create an insurance policy i think they will. there was nothing they wouldn't do to get trump and america needs to understand this can happen to both parties, let's hold them accountable and stop it, now.

4:19 PM

Kerri Kupec

Immigration still dominating the Sunday shows overall.

4:19 PM

Kerri Kupec

By the way, I'm sitting diagonally from Tom Cotton

4:47 PM

Kerri Kupec

On my flight

4:47 PM

Me

Tell him hello from me.

4:47 PM

Kerri Kupec

Will do

4:47 PM

Wednesday, April 17, 2019

Kerri Kupec

I'm going to delay putting it out.

2:13 PM

Me

;your call

2:15 PM

Friday, April 19, 2019

Kerri Kupec

Great defense of you from the WSJ editorial board

9:56 PM

Me

Yup. Happy Eater

9:56 PM

Me

Easter

9:56 PM

Kerri Kupec

Yes!

9:57 PM

Sunday, April 21, 2019

Kerri Kupec

(b) (5)

10:15 AM

Kerri Kupec

Do you want to put something like this out?

10:15 AM

Kerri Kupec

(b) (5)

10:16 AM

Kerri Kupec

Mike Lee was good on Face the Nation

11:00 AM

Me

(b) (5) ?

11:01 AM

Kerri Kupec

It was more about Mueller/President, but positive overall.

11:02 AM

Kerri Kupec

Also Fagan was good this morning on George S. Said Mueller's job was not to psychoanalyze Trump. Thought that was a good line.

11:02 AM

Me

Yes.

12:55 PM

Monday, April 22, 2019

Kerri Kupec

-Just FYI - I'll be attending the SCOTUS argument tomorrow morning (census), and won't have access to my cell phone from about 9:45 am to 11 ish.

—Left you a stack of positive/fair coverage on report release covering Thursday through today and a fair WaPo piece on the role of the OLC opinion in Mueller's analysis. Also emailed you both.

6:52 PM

-I'll be sitting at your table for the WHCD this weekend. Waiting to get the final list of table attendees from FOX. DOJ attendees (guests of various media outlets): Rod, Engel, Noel, Demers, Will Levi, Brian Rabbitt, Jesse Pannuccio, Jody Hunt.

Me

Thanks Kerri.

6:54 PM

Tuesday, April 23, 2019

Kerri Kupec

A

12:26 PM

Kerri Kupec

The DAG is disappointed too 🙄

7:54 PM

Saturday, April 27, 2019

Kerri Kupec

FYI - keeping my eye on this synagogue shooting in CA

5:05 PM

Me

Ok

5:08 PM

Kerri Kupec

One dead, a couple people injured, mayor calling it hate crime, but motive/facts still unclear.

5:11 PM

Me

Ok

5:13 PM

Tuesday, April 30, 2019

Kerri Kupec

I wish you were here 🙄

3:39 PM

Kerri Kupec

For the press meetings. (Ed and Brian are doing great)

3:39 PM

Wednesday, May 1, 2019

Me

Can I call you later?

9:39 PM

Kerri Kupec

Yes, of course - was just calling you back - sorry missed your call.

9:40 PM

Kerri Kupec

<https://www.wsj.com/articles/a-real-attorney-general-11556752279>

9:44 PM

Kerri Kupec

This is excellent.

9:44 PM

Kerri Kupec

<https://babylonbee.com/news/dems-solemnly-don-tinfoil-hats-before-grilling-barr-on-mueller-report>

9:55 PM

Kerri Kupec



9:55 PM

Me

Very funny

9:56 PM

Kerri Kupec

By the way, I don't think you could have done better today. Re-watching some of the clips. So strong. You were great.

10:16 PM

Me

Thanks Kerri

10:18 PM

Kerri Kupec

<https://thehill.com/opinion/criminal-justice/441726-alan-dershowitz-barr-is-right-mueller-is-wrong>

10:36 PM

Friday, May 3, 2019

Kerri Kupec

From Dean Cain:

10:19 AM

Kerri Kupec

I LOVE AG BARR!!! He smacked them around yesterday... I loved it!!



I can't wait to meet that man—he's amazing.

10:20 AM

Might be around on Memorial Day—co-hosting the parade. Not certain yet.

Keep up the good work!! So happy with the DOJ now—!!

Me

This is great

1:07 PM

Kerri Kupec

<https://www.vanityfair.com/news/2019/05/did-the-department-of-justice-give-the-mueller-letter-to-the-post>

7:23 PM

Sunday, May 5, 2019

Kerri Kupec

Sunday shows weren't too bad

12:03 PM

Kerri Kupec

I expected worse

12:03 PM

Tuesday, May 7, 2019

Kerri Kupec

For what it's worth, (b) (5)

10:09 AM

Kerri Kupec



10:12 AM



10:12 AM

Wednesday, May 8, 2019

Kerri Kupec

Let's reconvene in the morning about (b) (5)

6:55 PM

Me

Ok

8:31 PM

Thursday, May 9, 2019

Kerri Kupec

Are you coming down?

2:01 PM

Friday, May 10, 2019

Kerri Kupec

Need a few mins with you if possible

1:40 PM

Me

Come up

1:40 PM

Kerri Kupec

"Yesterday in the Great Hall at the Department of Justice, we celebrated Rod Rosenstein's 29 years of outstanding service to the Department of Justice, and bid a fond farewell to an exceptional Department leader and friend. Over the last year, Rod has been well served by his Principal Deputy, Ed O'Callaghan. Ed is a top-notch attorney whose intellect, competence, judgment, and experience are evident in every task he takes on. That is why I have asked him to serve as the Acting Deputy Attorney General until the Senate confirms Deputy Attorney General Rosenstein's successor, Jeffrey Rosen. I am confident that Ed will be an excellent Acting Deputy Attorney General during this interim period."

5:18 PM

Saturday, May 11, 2019

Kerri Kupec

For what it's worth. (b) (5) Also, I'm bringing Sadie and a WSJ photographer. It will be a good trip. (b) (5)

11:16 AM

Me

I agree.

11:17 AM

Sunday, May 12, 2019

Me

Kerri. Ping me when you can. Thanks.

10:24 AM

Kerri Kupec

By the way, the Sunday shows were surprisingly light on you. Mostly POTUS-focused. I'll take it!

12:37 PM

Me

Yup

12:38 PM

Kerri Kupec

Also, Anela Mangum will be the OPA staffer on site with you tonight. (b) (5)

2:20 PM

(b) (6)

Me

Got it.

3:03 PM

Monday, May 13, 2019

Kerri Kupec

Ken Starr gave excellent quotes to Tom Hamburger for the WaPo "profile."

7:46 PM

Tuesday, May 14, 2019

Kerri Kupec

You are having a great news day btw

4:10 PM

Kerri Kupec

Have an interesting update for you

7:04 PM

Kerri Kupec

Just FYI

7:04 PM

Wednesday, May 15, 2019

Kerri Kupec



8:56 PM



8:56 PM

Kerri Kupec

And CNN, Fox, PBS streamed the live video of the service

8:57 PM

Thursday, May 16, 2019

Kerri Kupec

Sorry to bother you but before you go, I need to chat with you about (b) (5)

7:07 PM

Friday, May 17, 2019

Kerri Kupec

Channel 223 if you want to watch

8:53 AM

Saturday, May 18, 2019

Kerri Kupec

You'll probably say no, but (b) (5), (b) (6)

9:23 PM

Kerri Kupec

(I haven't told her but just putting it out there for your consideration)

9:24 PM

Kerri Kupec

If too personal, I get it

9:26 PM

Me

Too personal. (b) (5)

9:26 PM

Kerri Kupec

Makes sense

9:27 PM

Sunday, May 19, 2019

Kerri Kupec

WSJ profile running on Tuesday in both print and online

5:33 PM

Me

Good. I hope.

5:34 PM

Kerri Kupec

I think so

5:34 PM

Kerri Kupec

Btw, virtually no mention of you on mainstream Sunday shows today

5:34 PM

Monday, May 20, 2019

Kerri Kupec

She's talking to her editor about the headline

6:48 PM

Kerri Kupec

They are changing the headline

7:02 PM

Kerri Kupec

(b) (5)

8:01 PM

Kerri Kupec

And I talked to Sanders

8:05 PM

Saturday, May 25, 2019

Kerri Kupec

Are you good with this for Monday?

4:15 PM

Kerri Kupec

"Today we remember that our freedom was bought at a price," Attorney General William P. Barr said. "Over the course of our history, countless Americans have willingly laid down their lives so that the people of this great nation could continue to live in peace, prosperity, and liberty. We owe them a debt of gratitude that we can never fully repay. Today, I join with all Americans in pausing to remember them, honoring their sacrifice, and resolving to preserve the precious freedom and order that these heroes so selflessly won for each of us."

4:16 PM

Sunday, May 26, 2019

Me

Super. Thanks Kerri.

8:29 AM

Kerri Kupec



11:14 AM

Saturday, June 1, 2019

Kerri Kupec

The dancing video is generating heartwarming comments

7:58 AM

Me

That is nice.

7:58 AM

Kerri Kupec

The video wouldn't load in Alaska or on the plane but finally did this morning. I'll keep you posted! :)

8:00 AM

Kerri Kupec

(b) (6)

8:01 AM

Me

Thanks for everything, Kerri. You are the best!

8:03 AM

Kerri Kupec



8:04 AM

Kerri Kupec

It's my pleasure. YOU are the best!

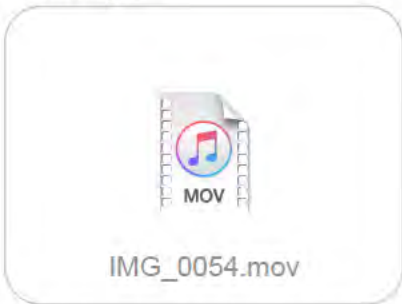
8:04 AM

Kerri Kupec

Btw, I'm going to tweet some trip pics and law enforcement facts in a bit.

5:31 PM

Kerri Kupec



5:31 PM

Kerri Kupec

(b) (5)

5:32 PM

Kerri Kupec

(b) (5)

5:32 PM

Kerri Kupec

Let me know what you think.

5:54 PM

Sunday, June 2, 2019

Kerri Kupec

Hugh Hewitt (b) (5)

7:53 PM

[REDACTED] From Meet the
Press today:

HUGH HEWITT: -- that they said, "No, it's 22- or 23-year-old staffer. And he won't be going out." But what really struck me is when you asked him, "Were the tariffs rushed out the door to cover Mueller?" Said, "Absolutely not." And I believe that. The Mueller report was melting like papier-mâché in the rain before Bob Mueller walked out. And I thought the statement like the report was irresponsible, indecipherable, completely inconclusive except the report made a conclusion, as did Mueller, there is no concrete evidence to charge any crime of -

CHUCK TODD: Insufficient evidence.

HUGH HEWITT: Insufficient. That --

CHUCK TODD: That's a different phraseology though. Insufficient evidence --

HUGH HEWITT: But that's the prosecutor's job. And so that's why it was so irresponsible. Bob Mueller knows -- and I've sat here for two years doing this. Leave him alone. Let him finish. Bob Mueller knows there is no crime. So when Attorney General Bill Barr, now fondly known among conservatives as Bill "the honey badger don't care" Barr, comes out and says, "We don't have a crime here, it's over.

CHUCK TODD: You know, Jon Meacham, it's interesting watching Mueller. Mark Mazzetti and Katie Benner wrote this in the New York Times about Mueller. "He said nothing, and the president said everything. He worked in secret, allowing the president to fill the void with reckless accusations of a witch hunt. His damning conclusions were encased in dense legal jargon. And the president distorted into vindication." And in some ways, Mueller I guess tried to have a do-over on Wednesday.

JON MEACHAM: Yeah.

CHUCK TODD: And the do-over lacked clarity.

JON MEACHAM: He took a mulligan and hit it in the lake, which I do a lot. So I know.

CHUCK TODD: I appreciate it.

JON MEACHAM: Still three. Yeah, yeah. No, it's true

7:53 PM

e. And Trump would be a negative two.

CHUCK TODD: Yeah, right.

JON MEACHAM: He would not count it. Yes, we've all talked about it all week. Basically you had a total clash of cultures. This was the easiest scene to write you can imagine. Because you have two scenes. You have a guy from the Dean Acheson school of Washington establishment making a very coherent, seems to me, and responsible, and reasoned statement. And then you cut to across Pennsylvania Avenue Donald Trump was tweeting. And the tweeting, right now, the tweeting is going to win out over the fact and the reason. That's the great issue of the time.

CHUCK TODD: I want to play this quote from an attendee at Justin Amash's town hall. Listen to what he said about the Mueller report.

[BEGIN TAPE]

CATHY GARNAAT: I was surprised to hear there was anything negative in the Mueller report at all about President Trump. I hadn't heard that before. And I mainly listen to conservative news. And I hadn't heard anything negative about that report. And President Trump had been exonerated.

[END TAPE]

CHUCK TODD: It's fascinating. You know, somebody at the White House could look at that quote and say, "Huh. It's working."

KRISTEN WELKER: It's working. And I think to some extent the public had made up its mind from the moment that Barr put out the summary, even before the day that the Mueller report came out. And, Chuck, look at what happened on that day. Barr spoke an hour and a half before the report was made public and before those excerpts were released. And so I think it's hard to put the toothpaste back into the tube. The White House knows it. The president's attorneys know it. And they're basically making the case, "Look, the attorney general said it's time to move on. So we can." And, again, to your point

7:53 PM

Kerri Kupec

t, and you raised this, what would this have looked like if Mueller had spoken first --

HUGH HEWITT: But it's not just the president. I want to emphasize that legal writers and scholars who are as esteemed in our circles as Jon is among historians, Jack Goldsmith at Harvard, many others have said the Mueller report is exactly what a special counsel should not do, which is their job, reach a conclusion. And as a result, Judge Luttig, probably the most influential conservative not serving in government, was quoted in the Washington Post, he never allows himself to be quoted, as saying, "You can't prosecute a president, but you can always declare that he's committed a crime." And Mueller did not either in the do-over or the mulligan. It was a fiasco.

CHUCK TODD: Well, here's what it's done, Carol Lee, is that I think it's put Democrats in this uncomfortable spot. They don't know what to do. They don't even know how to stay on the same talking points. Take a listen to this.

7:53 PM

Kerri Kupec

Make sure you skim to (b) (5)

7:55 PM

Me

Yup. Ok

8:02 PM

Wednesday, June 5, 2019

Kerri Kupec

I think I may have found you a speechwriter

3:12 PM

Kerri Kupec

I'm pretty pumped. I'm bringing him in tomorrow to meet with Brian, Rachel, and me

3:13 PM

Me

Super

3:13 PM

Kerri Kupec

(b) (6)

3:15 PM

Me

Great!

3:16 PM

Kerri Kupec

I hired his firm to work on a few things for me several years ago and was very impressed with his and their work

3:17 PM

Kerri Kupec

Philosophical, introspective, conservative, an intellectual

3:17 PM

Friday, June 7, 2019

Kerri Kupec

From the NYT for accuracy:

7:03 PM

Kerri Kupec

When Attorney General Dick Thornburgh resigned in mid-1991 to run for the Senate and Mr. Bush picked Mr. Barr to replace him, he notified Mr. Barr that the White House would find someone with political clout to serve as his deputy. Mr. Barr replied: "The attorney general's balls are in the deputy attorney general's pocket, and I'm not putting my balls in anyone's pocket I don't know."

7:03 PM

Kerri Kupec

FYI the story is now 3k words- will go online on Sunday and in print on Monday

7:05 PM

Monday, June 10, 2019

Kerri Kupec

FYI I've made Sarah Sutton my national coordinator for the USA's PIOs. We kicked things off today with an email to the field (all of the PIOs) on what we plan to amplify this week and how we can work together on that. This will be a weekly communication that goes out each Monday. More to come, but wanted you to be aware.

6:36 PM

Still think (b) (5)

[REDACTED]

Also, reached out to Sharon and am waiting to hear back. Have a good night!

Me

Thanks Kerri.

7:10 PM

Wednesday, June 19, 2019

Kerri Kupec



5:51 PM

Kerri Kupec



5:52 PM

Wednesday, June 26, 2019

Kerri Kupec

Have a message for you when you get a second

5:54 PM

Monday, July 1, 2019

Kerri Kupec

I can be in the office on Wednesday if you need me. Happy to. Just let me know.

3:14 PM

Me

Don't worry. Hopefully no need. I am going to try to take off Wed.

3:17 PM

Kerri Kupec

(b) (6) and I'm driving back to DC tomorrow afternoon - will be back early evening depending on traffic. If you end up going in on Wednesday, just let me know and I'll come in.

3:27 PM

Me

Thanks

4:04 PM

Tuesday, July 2, 2019

Kerri Kupec

The following statement from Commerce (b) (5) - just went out.

6:08 PM

Kerri Kupec

Broader first step act story out next week

3:56 PM

Saturday, July 6, 2019

Kerri Kupec

Btw, I'm sending a draft q&a for your Monday interviews to Brian. He can tweak it as he likes and then the three of us can get on the phone tomorrow night when you are in SC to talk through it if that works for you.

12:54 PM

Sunday, July 7, 2019

Kerri Kupec

Brian is emailing you the questions I drafted so if you want to take a skim and start thinking about them

1:40 PM

Me

Good.

1:40 PM

Kerri Kupec

Just a heads up, there are a lot, but better to safe than sorry

1:41 PM

Monday, July 8, 2019

Kerri Kupec

Heard you were great. Brian is going to give you a heads up (b) (5)

2:58 PM

Sunday, July 14, 2019

Kerri Kupec

Completely quiet on you on the shows today.

9:34 PM

Kerri Kupec

No census talk. Chris Wallace was the only one who discussed Mueller testifying. But nothing about you.

9:34 PM

Wednesday, July 17, 2019

Kerri Kupec

<https://twitter.com/TheJusticeDept/status/1150831298560307200>

7:01 PM

Me

Thanks

7:02 PM

Kerri Kupec

That was on Monday

7:02 PM

Me

Right

7:02 PM

Kerri Kupec

I meant to retweet from my personal account with a good line and forgot amidst everything else. Have some ideas for fun content for tomorrow. Will chat with you and Brian tomorrow morning about it.

7:03 PM

Me

Super

7:03 PM

Thursday, July 18, 2019

Kerri Kupec

Where do you want to go for dinner and lunch in NYC next week?

8:24 PM

Me

Am I having dinner with anyone? If not, rather not have dinner.

8:26 PM

Kerri Kupec

Ok good to know. It's on your schedule with me, Brian, and Will. Haha.

8:27 PM

Me

Ok. We can plan tomorrow.

8:28 PM

Kerri Kupec



8:28 PM

Sunday, July 21, 2019

Kerri Kupec

No need to call back. Shows were quiet other than Schiff taking usual shots.

12:31 PM

Kerri Kupec

But he and others teeing up for Mueller on Wednesday

2:40 PM

Tuesday, July 23, 2019

Kerri Kupec

[http://mms.tveyes.com/transcript.asp?StationID=130&DateTime=7/23/2019%201:23:01%20PM&playclip=true&pbcc=search%3a%2b\(the\)](http://mms.tveyes.com/transcript.asp?StationID=130&DateTime=7/23/2019%201:23:01%20PM&playclip=true&pbcc=search%3a%2b(the))

3:11 PM

Kerri Kupec

<https://m.youtube.com/watch?v=hPwyavU7hKc>

3:12 PM

Thursday, July 25, 2019

Kerri Kupec



2:34 PM

Did I ever send this to you? Great picture.

2:34 PM

Thursday, August 1, 2019

Kerri Kupec

Just checking in. From press perspective (b) (5)

6:09 PM

Just a reminder,
President has a rally tonight.

Tuesday, August 6, 2019

Kerri Kupec

Just a reminder, we have lunch in 8 mins with Sammon

11:52 AM

Monday, August 12, 2019

Kerri Kupec

Have it for you

8:55 AM

Kerri Kupec

See you at 8:10

8:55 AM

Tuesday, August 13, 2019

Kerri Kupec

For your situational awareness, I'm being told by reporters that Epstein's lawyers hired a medical examiner who is backgrounding the press that Epstein have been killed. Points to a broken neck bone as support for his theory.

9:25 PM

Saturday, August 17, 2019

Kerri Kupec

Emailed you likely topics for Dallas press avail

6:53 PM

Me

Thanks, Kerri.

6:53 PM

Kerri Kupec

We will also have some statements ready for review on Monday morning (b) (5)

6:59 PM

Kerri Kupec

News has significantly quieted down on Epstein since release of autopsy report. (b) (5)

7:01 PM

Me

Good deal.

7:03 PM

Kerri Kupec

You'll also have the opportunity to give some limited info at Dallas press avail. (b) (5)

7:03 PM

Thursday, August 22, 2019

Me

Kerri. Thanks. (b) (5)

8:26 PM

Kerri Kupec

Thanks. It's ridiculous. I have a plan I'd like to run by you.

9:04 PM

Me

Sure. If this becomes an issue. (b) (5)

9:08 PM

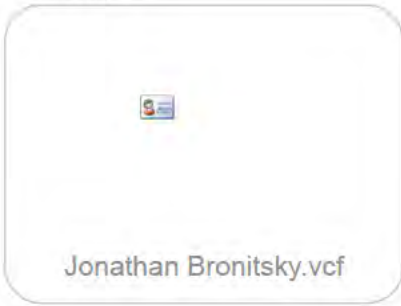
Kerri Kupec

Thanks. I agree. (b) (5).

9:30 PM

Friday, August 23, 2019

Kerri Kupec



6:24 PM

Sunday, August 25, 2019

Kerri Kupec

All G-7 and tariffs on Sunday shows

1:11 PM

Me

Good. Thanks. Are you taking off for someplace next Week?

1:12 PM

Kerri Kupec

Yes, (b) (6)

1:12 PM

Me

(b) (6)

1:13 PM

Kerri Kupec

But of course I'll be available by phone and email as needed

1:13 PM

Me

Have fun. You've earned it.

1:13 PM

Kerri Kupec

(b) (6)

1:16 PM

Fingers crossed that no crisis hit.

Me

Sounds delightful. No crisis permitted.

1:17 PM

Thursday, August 29, 2019

Kerri Kupec

Hi - sorry I missed your call. Just tried you back.

12:56 PM

Kerri Kupec

Boyd is getting you what we discussed a bit ago

4:58 PM

Friday, September 20, 2019

Kerri Kupec

Lachlan Murdoch is at your dinner in case you didn't know

7:19 PM

Kerri Kupec



7:20 PM

Thursday, September 26, 2019

Kerri Kupec

Btw, I like your idea on (b) (5)

4:45 PM

Me

(b) (5)

?

4:46 PM

Kerri Kupec

Yep

4:46 PM

Kerri Kupec

That's what Stephen was thinking

4:46 PM

Saturday, September 28, 2019

Me

Please get DOJ statement about me not talking to Ukrainians to Lindsay G. ASAP. He called me because he is going on talk shows.

8:55 AM

Kerri Kupec

Ok

9:35 AM

Kerri Kupec

Don't forget - (b) (5)

6:03 PM

Kerri Kupec

And very professional, above the fray

6:03 PM

Sunday, September 29, 2019

Kerri Kupec

If you're available, I'm going to call you in a bit to discuss news and morning shows

12:47 PM

Kerri Kupec

Basically silent on you

12:48 PM

Tuesday, October 1, 2019

Kerri Kupec

(b) (5), (b) (7)(A)

5:45 PM

Me

These people are weird.

5:51 PM

Wednesday, October 2, 2019

Kerri Kupec

I'm sorry for not discussing with you first. For what it's worth, I genuinely didn't realize it was important to you for me to put out today - mainly because it was my idea and I thought I had convinced you on it (and the rest of the group). I meant to call you after your event was over to discuss the afternoon's turn of events and got tied up with some other incoming. Either way, I do apologize.

7:29 PM

Me

No need at all to apologize. Your idea was good. We will do it.

7:31 PM

Kerri Kupec

I called Sadie and she said yesterday she asked the editors several times to change it and doesn't know why they didn't. And they kept it in print. She is raising it again. They are usually good about making changes - especially ones that are factually inaccurate as is the case here - so I don't know what's going on.

8:33 PM

Kerri Kupec

I'm raising with Paul

8:37 PM

Kerri Kupec

He's looking into what happened.

8:43 PM

Thursday, October 3, 2019

Kerri Kupec

People loved your Greenland joke

7:40 PM

Kerri Kupec

It was hilarious

7:41 PM

Friday, October 4, 2019

Kerri Kupec

No need to call back - will touch base this weekend

7:02 PM

Saturday, October 5, 2019

Kerri Kupec

Verizon LTE 10:35 AM 36% mobile.twitter.com

Tweet

KerriKupecDOJ @KerriKupecDOJ

ICYMI: PHOTOS of the Week
This week, @JerryMoran hosted AG Barr in Kansas to meet w/ state and local law enforcement partners. Special thanks to @chieframsay, @WichitaPolice, @WichitaState for facilitating roundtable on reducing violent crime and other important initiatives.

10:35 AM



10:17 AM · Oct 5, 2019 · Twitter Web App

FYI

10:35 AM

Kerri Kupec

If you get a chance, you should watch this PSA - my team has worked on this for the past year and it will be aired across the country on local tv stations. (Backstory: We pitched AARP the idea of partnering with us and sponsoring a local tv commercial on elder fraud. They liked it and we ultimately teamed up with the Oakridge Boys. The Oakridge Boys have been so pleased with how things have gone and have actually written a song about elder fraud and are spotlighting the issue on their national tour). I tell you this to give you a glimpse of some of the good stuff we are up to that has nothing to do with our day to day knife fight. 😊

11:03 AM

Kerri Kupec

11:03 AM

Kerri Kupec

<https://twitter.com/TheJusticeDept/status/1180188331776323584?s=20>

11:03 AM

Kerri Kupec

Dana Perino did an exclusive segment on our PSA yesterday. It was great!

11:04 AM

Me

Terrific job! This is great work. Thank you.

1:32 PM

Sunday, October 6, 2019

Kerri Kupec

Silent on you on the big network Sunday shows, Graham briefly talked about you doing your job (foreign travel) on Maria (FOX), NYT article on Durham/you okay (not great, not terrible mostly old news they use to paint you as shadowy figure), SNL skit depiction of you pretty low key), Biden op-ed in WaPo last night condemning the President for what he characterized as conspiracy theories against his family.

2:51 PM

Kerri Kupec

But WSJ piece is rough.

4:06 PM

Kerri Kupec

I need to talk to you about something important. Please call me when you get a second.

4:39 PM

Kerri Kupec

(b) (5)

4:39 PM

Wednesday, October 9, 2019

Kerri Kupec

I'll be back at the hotel the same time you are getting back - around 4:15

1:43 PM

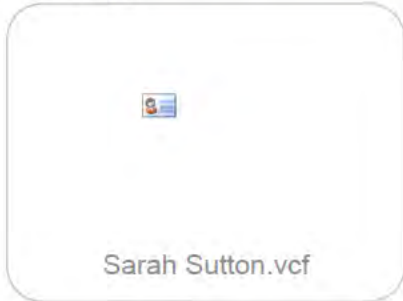
Friday, October 11, 2019

Kerri Kupec

Hope you have a great trip. Sarah Sutton will be there in case you need anything (including printing out speech, notes, etc). She is managing the press at your speech.
Praying you get a miraculous break this weekend and have a good, relaxing time. Call me if you need anything.

11:47 AM

Kerri Kupec



11:48 AM

Kerri Kupec

Was that you calling me?

11:48 AM

Me

Thanks.

11:48 AM

Kerri Kupec

Heard you did great!

6:39 PM

Sunday, October 13, 2019

Kerri Kupec

<https://amp.cnn.com/cnn/2019/10/12/politics/who-is-geoffrey-berman/index.html>

3:14 PM

Kerri Kupec

Btw, this is the story.

3:14 PM

Saturday, October 26, 2019

Kerri Kupec

<https://americanmind.org/essays/bill-barr-gives-a-speech/>

10:40 AM

Sunday, October 27, 2019

Kerri Kupec

What a fantastic press conference

10:13 AM

Me

Yup

10:13 AM

Kerri Kupec

I think you (b) (5)

10:16 AM

Me

Ok

10:16 AM

Kerri Kupec

It will be nice touch for following reasons: (b) (5)

10:59 AM

Kerri Kupec

(b) (5)

11:01 AM

Wednesday, October 30, 2019

Kerri Kupec

"Well, some of the countries that John Durham thought might have some information that would be helpful to the investigation wanted preliminarily to talk to me about the scope of the investigation, the nature of the investigation, and how I intended to handle confidential information, and so forth. So I initially discussed these matters with those countries and introduced them to John Durham and established a channel by which Mr. Durham can obtain assistance from those countries."

2:03 PM

Kerri Kupec

That is all you said

2:04 PM

Thursday, October 31, 2019

Kerri Kupec

Lunch is set with Laura on Thursday.

12:56 PM

Me

.good.

2:33 PM

Wednesday, November 6, 2019

Kerri Kupec

Pete is here

12:00 PM

Thursday, November 7, 2019

Kerri Kupec

<https://www.nytimes.com/2019/11/07/us/politics/trump-william-barr.html?smid=nytcore-ios-share>

9:18 PM

Friday, November 8, 2019

Kerri Kupec

Btw, I put together points for your press conference on the off topic Qs that are likely to come to. Brian will bring on the plane.

7:00 PM

Kerri Kupec

For you to review and think through

7:00 PM

Me

That is terrific. ThNk you!

7:45 PM

Tuesday, November 12, 2019

Kerri Kupec

Just checking in and making sure you are good to go for the press conference

10:23 AM

Me

Yup

10:25 AM

Kerri Kupec

Dan requested the playlist for us - will send as soon as he gets it.

9:37 PM

Thursday, November 21, 2019

Kerri Kupec

Pat is the photographer; Mike will be sitting to your left in the detail section when you get on the plane

7:41 AM

Monday, November 25, 2019

Kerri Kupec

If you have a sec, just need to chat with you briefly about (b) (5)

1:27 PM

Friday, December 6, 2019

Kerri Kupec

Actually, a lot of the newspapers used the one with the hands. You made 8 front pages !

8:35 PM

Me

Super.

8:36 PM

Friday, December 13, 2019

Kerri Kupec

Outside your office when you have a second

1:17 PM

Saturday, December 14, 2019

Me

(b) (5)

11:04 AM

Kerri Kupec

Really? Will take a look and reach out

11:28 AM

Me

Not urgent. You just told me to let you know when I see something like that.

11:29 AM

Kerri Kupec

Also need you to skim over your cops op-ed so we can submit - if we don't asap, less likely it will publish mid-next week. Very minor changes that I think you'll be fine with.

11:31 AM

Kerri Kupec

Yes for sure- always let me know!

11:31 AM

Me

I will work on op ed now.

11:32 AM

Kerri Kupec

Great, thanks

11:32 AM

Kerri Kupec

Post accepted it

1:06 PM

Kerri Kupec

Will run Tuesday morning.

1:06 PM

Friday, December 20, 2019

Kerri Kupec

I need your credit card when you get a chance

1:42 PM

Me

Kerri. Could you send me Ken Starr's contact info? I'd like to call him this weekend to thank him.

7:11 PM

Kerri Kupec

(b) (6)

7:13 PM

Kerri Kupec

That's his cell

7:13 PM

Kerri Kupec

Nice promos on Martha so far

7:13 PM

Me

Gracias

7:13 PM

Kerri Kupec

This is great!

7:19 PM

Me

Yup

7:19 PM

Kerri Kupec

I actually like the editing

7:20 PM

Me

Yup

7:20 PM

Kerri Kupec

Really excellent package

7:20 PM

Kerri Kupec

Love that answer!

7:20 PM

Kerri Kupec

This is SO good

7:21 PM

Sunday, December 22, 2019

Kerri Kupec

Hi - things have been quiet. We will push on social this week all the good clips. Brian says you will be in at at 11 tomorrow. Do you need to see me?

5:35 PM

Me

Super. Don't need to see you. But we will see.

5:59 PM

Sunday, January 12, 2020

Kerri Kupec

Just sent you the working doc. Would you mind sending me your edited remarks when you get a chance?

5:53 PM

Monday, January 13, 2020

Kerri Kupec

Martha doing segment right now

7:14 PM

Kerri Kupec

Have update for you on (b) (5). Can tell you after our 9:30 meeting.

8:04 PM

Kerri Kupec

Or before you talk to Claire at your 9 am. If you want, maybe call me on your way in

8:05 PM

Me

Ok

8:05 PM

Kerri Kupec

Also, people don't know the plural of "basis" is "bases." Very annoying.

8:06 PM

Tuesday, January 14, 2020

Kerri Kupec

The Five just did an excellent segment on you/Apple. Jesse Watters and Greg Gutfield were especially strong.

5:38 PM

Thursday, January 16, 2020

Kerri Kupec

Can you call me?

8:54 AM

Sunday, January 19, 2020

Kerri Kupec

Btw, no mention of you on msm shows today.

5:22 PM

Me

Good. See you tomorrow.

5:23 PM

Sunday, January 26, 2020

Kerri Kupec

Mr. Bolton also said that after the president's July phone call with the president of Ukraine, he raised with Attorney General William P. Barr his concerns about Mr. Giuliani, who was pursuing a shadow Ukraine policy encouraged by the president, and told Mr. Barr that the president had mentioned him on the call. A spokeswoman for Mr. Barr denied that he learned of the call from Mr. Bolton; the Justice Department has said he learned about it only in mid-August.

6:20 PM

Monday, January 27, 2020

Kerri Kupec

We're preparing a second story on the Bolton book. It's our understanding that the book says that Bolton had a meeting with Barr shortly after Barr become A.G. In the meeting, Bolton expressed his concerns to Barr about Trump's habit of favoring dictators and the problems that created. Bolton says that Barr agreed with him. And that Barr said he was concerned in particular about a meeting Trump had had with Erdogan in 2018 related to Halkbank.

6:33 PM

Mr. Bolton's statements in the book align with other comments he has made since leaving the White House in September. In November, he said in a private speech that none of Mr. Trump's advisers shared the president's views on Turkey and that he believed Mr. Trump adopted a more permissive approach to the country because of his financial ties there, NBC News reported. Mr. Trump's company has a property in Turkey.

Mr. Trump has repeatedly praised dictators throughout his presidency. Last year, he said, "Where's my favorite dictator?" as he waited to meet with President Abdel Fattah el-Sisi of Egypt, The Wall Street Journal reported.

Mr. Trump's soft spot for authoritarians dates at least to his presidential campaign, when he praised Saddam Hussein for being "good" at killing terrorists and suggested that the world would be better off were Col. Muammar el-Qaddafi, the deposed Libyan dictator who was killed in a violent uprising in 2011, "in charge right now." Mr. Trump then suggested the ouster of both men was ultimately worse for the Middle East because the Islamic State had filled the void.

Mr. Trump declared himself "a big fan" of Mr. Erdogan as they sat side by side in the Oval Office last fall after Mr. Trump cleared the way for Turkish forces to invade Syria, though he warned Mr. Erdogan behind the scenes against the offensive.

Of Mr. Xi, Mr. Trump has been similarly effusive. When the Chinese Communist Party eliminated term limits, allowing Mr. Xi to keep his tenure open-ended, Mr. Trump extolled the outcome.

Mr. Xi had personally asked Mr. Trump to intervene to save ZTE, which was on the brink of collapse because of tough American penalties for sanctions violations.

Lifting the sanctions on ZTE, a Chinese telecommunications giant that also serves as a geopolitical pawn for its government, most likely helped Mr. Tr

8:47 PM

Kerri Kupec

ump negotiate with Mr. Xi in the trade war between the two countries. But Republican lawmakers and others objected to helping a Chinese company that broke the law and has been accused of posing a national security threat.

Mr. Bolton's reputation for muscular foreign policy was always an odd fit with Mr. Trump, who often threatens excessive force but rarely reacts with it. Mr. Bolton was pleased when Mr. Trump withdrew from the nuclear deal between Iran and six world powers, including the United States, that the Obama administration had entered into. Other Trump advisers had urged him against it.

But Mr. Trump's lack of action after Iranian aggression against the United States rankled Mr. Bolton

Mr. Bolton's book has already netted significant sales. Shortly after the disclosure of its contents on Sunday night, Amazon listed the book for purchase. By Monday evening, it was No. 17 on Amazon's best-seller list.

8:47 PM

Friday, January 31, 2020

Kerri Kupec

From Paul: Kerri - that was a delightful evening. Very good to see you all. I enjoyed it and really appreciate the interesting and at times existential nature of the conversation. Thank you very much indeed - emphatically - for making it happen. We will be in touch on various topics going forward. I appreciated the question about our priorities and think there is a lot of common ground there. Please pass my thanks and regards and to the AG and Brian.

6:59 AM

Me

Thanks Kerri. You are the best.

7:00 AM

Kerri Kupec

Also, cant remember if I told you, but I'm out today. Flying to Florida for (b) (6). Will be available by phone and email of course.

7:01 AM

Me

Yup. Have good trip

7:01 AM

Kerri Kupec

Thanks! 😊

7:01 AM

Wednesday, February 5, 2020

Kerri Kupec

Just as a reminder in case you haven't talked to him - Wray did a good job today. :)

7:09 PM

Me

Got it.

7:09 PM

Thursday, February 6, 2020

Kerri Kupec

I am trying to call you back

2:45 PM

Wednesday, February 12, 2020

Kerri Kupec

We could conside (b) (5) . See you soon.

9:28 AM

Kerri Kupec

This is in CNN story and they didn't run it by me: "In recent months, as Attorney General William Barr stood on the sidelines of President Donald Trump's impeachment drama, he noted to associates how problematic the episode was for Secretary of State Mike Pompeo. As details about the President's dealing with Ukraine surfaced, Pompeo became engulfed in the drama, and Barr and associates remarked how damaging it was to Pompeo's reputation inside the State Department."

9:07 PM

I want (b) (5)

Saturday, February 22, 2020

Me

Totally

7:59 AM

Sunday, February 23, 2020

Kerri Kupec

Bernie and House intelligence leak dominated this morning. Some (minor) discussion of you and whether you will resign. Chris Christie noted your vindication in Stone.

12:08 PM

Kerri Kupec

President has been publicly calling for investigation of leak but not singling our DOJ.

12:09 PM

Kerri Kupec

Maria asked Collins what he plans to ask you at hearing. Sent it to Boyd.

12:09 PM

Kerri Kupec

POTUS also talked about tainted juror in Stone

12:16 PM

Friday, March 6, 2020

Kerri Kupec



2:57 PM

Friday, March 13, 2020

Kerri Kupec

Btw, (b) (5) [REDACTED]
 [REDACTED] So who knows.

4:33 PM

Me

We'll see

4:34 PM

Saturday, March 14, 2020

Kerri Kupec

He's calling you now

11:43 AM

Sunday, March 15, 2020

Kerri Kupec

Would you prefer (b) (5) [REDACTED] ?

12:38 PM

Kerri Kupec

Hi - did you call me on this phone? I'm not sure if we are playing phone tag.

4:00 PM

Tuesday, March 17, 2020

Kerri Kupec

Good 1st article from Mike.

6:26 PM

Me

Thank you. You are the best.

6:27 PM

Kerri Kupec

<https://apnews.com/25dfa8052209e1970db7f5a58913657b>

6:27 PM

Kerri Kupec

Also I asked them to change headline bc current one is not understandable. They obliged.

7:17 PM

Kerri Kupec

<https://apnews.com/25dfa8052209e1970db7f5a58913657b>

7:17 PM

Wednesday, March 18, 2020

Kerri Kupec

<https://apnews.com/ec3e62cc13269650022399ca7cde4213>

2:10 PM

Kerri Kupec

As long as you don't object, I'm going to have you sit down with Sadie tomorrow afternoon for her profile. Same deal as yesterday.

4:49 PM

Me

Ok

4:49 PM

Kerri Kupec

Great! 2:30.

4:53 PM

Me

Ok

4:54 PM

Saturday, March 21, 2020

Me

Can I call you later?

7:14 PM

Kerri Kupec

Sure - no rush - just an update on (b) (5)

7:14 PM

Sunday, March 22, 2020

Kerri Kupec

Sadie wants to use your below answer. Are you okay with it?

Sadie: I actually wondered if you are worried about losing ground on the things you have made progress on, if you are worried about stuff like terrorism and violent crime.

11:18 AM

AG: I am worried about all of the above. In some cities they are saying were not going to prosecute certain things and so I am worried about things getting out of control.

Me
Ok 11:18 AM

Kerri Kupec
Thanks 11:19 AM

Kerri Kupec
Do you want to do a call with me and Will early this evening to go through your remarks and Qs for tomorrow? And then we can also do quick refresher right before you go to WH. Up to you. 3:32 PM

Me
Yes 3:32 PM

Kerri Kupec
Great. What time for today? 3:32 PM

Kerri Kupec
Your remarks haven't come through yet 4:34 PM

Tuesday, March 24, 2020

Kerri Kupec
Sent you a 45 second script for your video message to cops 5:03 PM

Me
Ok 5:03 PM

Monday, March 30, 2020

Kerri Kupec
Hi - Bill Hughes and Adam Braverman called me and said you had questions about (b) (5). Let me know if you'd like me to send you a write up of what we've done and what we plan to do. 5:34 PM

Kerri Kupec
Happy to provide it if helpful. 5:36 PM

Me
Don't know what they are referring to. Maybe (b) (5) 6:13 PM

Me
I know you'll be on top of it. So I'm not worried. 6:13 PM

Kerri Kupec
Ok thanks 6:58 PM

Me
Yes 7:15 PM

Kerri Kupec
Thank you 7:16 PM

Me
Thank you 7:16 PM

Monday, April 6, 2020

Kerri Kupec
Did she read the memo? 10:45 AM

Kerri Kupec
Not sure how it could be read that way 10:45 AM

Friday, April 10, 2020

Kerri Kupec
Are you watching the President right now? Incredible. 12:26 PM

Kerri Kupec
If you missed it, watch the clip. 12:29 PM

Tuesday, April 14, 2020

Kerri Kupec
Martha loves your statement and the SOI 3:41 PM

Kerri Kupec
Asked if you wanted to come on tonight to discuss 3:41 PM

Kerri Kupec
(Btw I'm considering (b) (5)) 3:43 PM

Wednesday, April 15, 2020

Kerri Kupec
FYI - Pushed TV to tomorrow. (b) (6) 3:58 PM

Me
Ok. (b) (6) 3:59 PM

Kerri Kupec
Thanks. (b) (6) 3:59 PM

Friday, April 17, 2020

Kerri Kupec
(b) (5) 2:54 PM

Me
Good. 2:54 PM

Kerri Kupec
Sorry I missed your call - called you back. 5:33 PM

Saturday, April 18, 2020

Kerri Kupec
<https://www.nytimes.com/2020/03/24/business/media/coronavirus-evening-news.html> 9:59 AM

Me
Very interesting. 10:02 AM

Kerri Kupec
I thought so too. 10:02 AM

Kerri Kupec
In thinking about this, I would do the following: do Hugh on Monday or Tuesday morning. (b) (5)
[Redacted]
[Redacted]
[Redacted]

12:30 PM

Me
Is Hugh's studio in DC. 3:29 PM

Kerri Kupec
The real studio is in CA; in DC, he broadcasts out of a studio they built for him in his townhouse. There is a way for them to use Skype so you can see him when you call in. 4:40 PM

Kerri Kupec
If you want that 4:40 PM

Me
Thanks 4:40 PM

Kerri Kupec
(b) (5) 4:47 PM

Me
Good point 4:50 PM

Wednesday, April 22, 2020

Kerri Kupec
Btw, if you want to see how much mileage we got out of your Hugh Hewitt interview, you should check out his Twitter page. So many stories! 8:26 PM

Kerri Kupec
It was the right move. :) 8:27 PM

Kerri Kupec
Fox and Rush have been playing clips, etc 8:27 PM

Me
Good move. 9:31 PM

Kerri Kupec
Nice package by David Spunt for Special Report 9:42 PM

Kerri Kupec
<https://twitter.com/BretBaier/status/1253121043524456448?s=20> 9:43 PM

Monday, May 18, 2020

Kerri Kupec
(b) (5) 10:06 AM

Tuesday, May 19, 2020

Kerri Kupec

You did great with Tony! Superb answers.

1:16 PM

Kerri Kupec

Guy Lewis was awesome talking about you on Harris Faulkner just now

1:19 PM

Saturday, May 23, 2020

Kerri Kupec

Happy Birthday! Hope you have a great day! 🎉🎉🎉🎉🎉

12:45 PM

Me

Thanks Kerri. And thanks for all you do.

12:46 PM

Thursday, May 28, 2020

Kerri Kupec

You were great! Fantastic job. And on the fly, no less. Quite impressive.

4:44 PM

Saturday, May 30, 2020

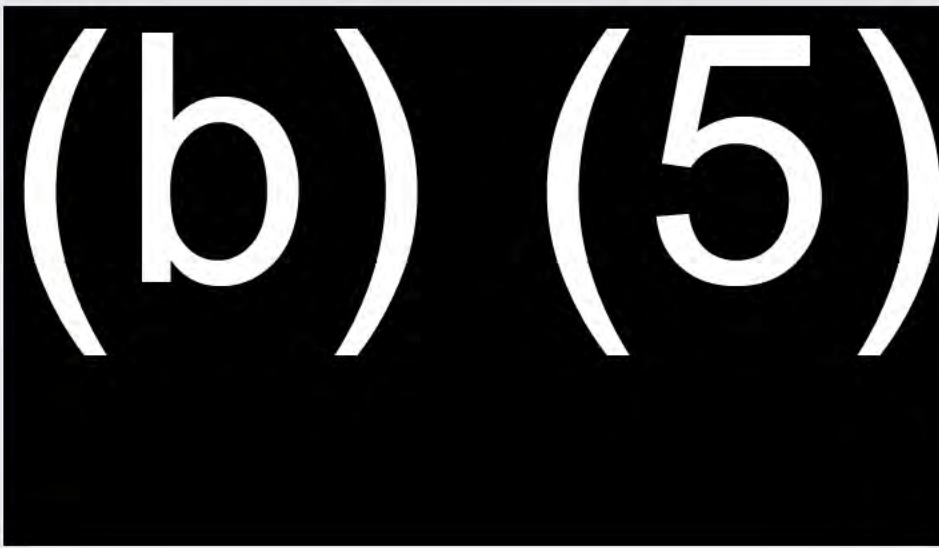
Me

Call me ASAP

10:51 AM

Friday, June 5, 2020

Kerri Kupec



9:41 PM

Kerri Kupec

Mike inserted a line into his story saying the WH "repeatedly" said you gave the order to move the perimeter.

9:42 PM

Me
No 9:42 PM

Kerri Kupec
They were obviously referring to your coordination. 9:42 PM

Kerri Kupec
"There is no contradiction. Earlier in the day, the Attorney General had approved and adopted a plan to move the perimeter of Lafayette Square in response to the violence that had occurred over the weekend. Subsequently, he checked in with federal law enforcement officers on the ground to see how it was proceeding." 9:55 PM

Me
Good 9:57 PM

Sunday, June 14, 2020

Kerri Kupec
(b) (5) 10:59 AM

Me
Good 11:00 AM

Kerri Kupec
If you see the President tonight, today is his birthday 2:10 PM

Me
Thanks. 2:13 PM

Sunday, June 21, 2020

Kerri Kupec
Great interview on Maria. Sharp, interesting, substantive. 11:06 AM

Kerri Kupec
Coverage of the Berman firing is to be expected. Nadler says impeaching you would be a "waste of time." 11:07 AM

Kerri Kupec
Sadie's article refers to you as the "Buffalo." 11:09 AM

Tuesday, June 30, 2020

Kerri Kupec

I'd like to put out a a statement in your name on the win in Espinoza. Jeff/Hash have cleared the following:

We are pleased with the Supreme Court's decision today in Espinoza v. Montana Department of Revenue. Montana's Blaine Amendment excluded religious schools from state scholarship programs that are open to other educational institutions. It thus prevented parents who send their children to religious schools from receiving scholarship funds that are available to the rest of the community.

The Supreme Court concluded today that Montana's Blaine Amendment violates the Free Exercise Clause of the First Amendment. The Court recognized that the Free Exercise Clause "condemns discrimination against religious schools and the families whose children attend them." As a result of the Court's decision, a State may no longer disqualify religious schools from scholarships or other programs "solely because they are religious."

The Court's decision represents an important victory for religious liberty and religious equality in the United States. As the Court explained, religious people are "members of the community too," and their exclusion from public programs because of their religion is "odious to our Constitution" and "cannot stand." We were pleased to see the Court agree with the Trump Administration that such blatant discrimination against religion has no place in our constitutional system.

11:29 AM

Me

Good

11:43 AM

Kerri Kupec

Great, thanks

11:43 AM

Thursday, July 16, 2020

Kerri Kupec

Great job! People LOVE the speech.

12:39 PM

Kerri Kupec

I think this one and the Norte Dame one are my two favs

12:39 PM

Kerri Kupec

Notre

12:40 PM

Sunday, July 19, 2020

Kerri Kupec

You should watch this video when you get a chance. It's a new product we have developed for social media. Still tweaking each week, but I'm feeling good about it and we are going to (b) (5)

[Redacted]

(right now it has 30k views on Twitter).

9:10 PM

You had quite the week leading the Department! Hope you feel encouraged by all you are accomplishing.

Kerri Kupec

https://m.youtube.com/watch?v=BgX57H--6iE&utm_medium=email&feature=youtu.be&utm_source=govdelivery

9:10 PM

Me



Thanks Kerri. Will watch tomorrow

9:19 PM

Saturday, July 25, 2020

Kerri Kupec

Just saw you called. So sorry I missed it.

10:06 PM

Sunday, July 26, 2020

Kerri Kupec

Hope you're hanging in there. You are going to be great. I have no doubt. Let me know if you need anything or want a pep talk. :)

1:02 PM

Me

Thanks

1:05 PM

Friday, July 31, 2020

Kerri Kupec

Just texted

12:01 PM

Me

Got it.

12:01 PM

Monday, August 17, 2020

Kerri Kupec

Sent you video links and info link from Portland PD

10:12 PM

Me
Thanks. Got them. 10:14 PM

Kerri Kupec
Also have covid talking points for you to review on plane (for local interviews) 10:17 PM

Me
Ok 10:18 PM

Wednesday, August 19, 2020

Kerri Kupec
Good morning - left a printed copy of your remarks outside your door last night. 7:08 AM

Kerri Kupec
Your edited version is outside your door 7:40 AM

Me
Thanks. I want to chat with Herdman in a bit. Is he around? 7:41 AM

Kerri Kupec
Yes 7:41 AM

Kerri Kupec
Will call him 7:41 AM

Sunday, August 30, 2020

Me
Can I call you later? 4:27 PM

Kerri Kupec
Sure no prob. Other thought I had was (b) (5) 4:27 PM

Wednesday, September 2, 2020

Kerri Kupec
My phone was on silent. Sorry I missed your calls. 12:16 PM

Thursday, September 17, 2020

Me
Good job 6:52 PM

Friday, September 18, 2020

Postdates Search Cutoff

Chat with Lindsey Graham

8/24/2020 9:20:48 PM - 8/24/2020 9:20:48 PM

Export Details:

Device Name Barr OAG 2/10/21

Device ID c13861b9217257dd6c0d8d854215c16d70dda641

Backup Date Wednesday, February 10, 2021 10:25 AM

Backup Directory C:\Users\pmdavis\AppData\Roaming\Apple Computer\MobileSync\Backup\c13861b9217257dd6c0d8d854215c16d

iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6) Lindsey Graham

Monday, August 24, 2020

Me

9:20 PM

(b) (6), (b) (7)(C), (b) (7)(A)

Chat with Michael Sherwin

6/1/2020 5:58:57 PM - 9/2/2020 8:30:46 PM

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iOS 14.1

Current Time Zone (UTC-05:00) Eastern Time (US & Canada)

Created with iExplorer v4.4.2.0

Participants:

+ (b) (6), (b) (7)(C) Michael Sherwin

Monday, June 01, 2020

Michael Sherwin

(b) (6), (b) (7)(C)

5:58 PM

Wednesday, September 02, 2020

Michael Sherwin



8:30 PM

Chat with **Brian Rabbitt** + **(b)(6) Stephen Boyd Phone**

9/22/2019 5:09:44 PM - 9/22/2019 5:10:34 PM

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Created with iExplorer v4.4.2.0

Participants:

(b)(6) Brian Rabbitt Phone

+ **(b)(6) Stephen Boyd Phone**

Sunday, September 22, 2019

+ **(b)(6) Stephen Boyd Phone**

Sir - Good afternoon. Just wanted you to know that LIndsey may be you calling shortly. He has your work cel number. - Boyd

5:09 PM

Me

We talked. Good

5:10 PM

+ **(b)(6) Stephen Boyd Phone**

Ok, thanks

5:10 PM

Chat with **Brian Rabbitt**

4/15/2019 7:36:23 PM - 2/9/2020 9:22:10 AM

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Created with iExplorer v4.4.2.0

Participants:

(b)(6) Brian Rabbitt Phone

Monday, April 15, 2019

Me 7:36 PM
Call me

Saturday, May 18, 2019

Me 7:20 PM
Please call me

Friday, May 24, 2019

Me 9:54 AM
Brian please call

Tuesday, July 02, 2019

Brian Rabbitt

Just emailed you numbers

9:05 PM

Wednesday, July 03, 2019

Brian Rabbitt



12:07 PM

Saturday, July 6, 2019

Brian Rabbitt

I need to speak with you urgently.

12:59 PM

Sunday, August 4, 2019

Brian Rabbitt

Call you right back

1:29 PM

Wednesday, August 7, 2019

Brian Rabbitt

The 7am meeting tomorrow is apparently cancelled.

7:44 PM

Tuesday, August 20, 2019

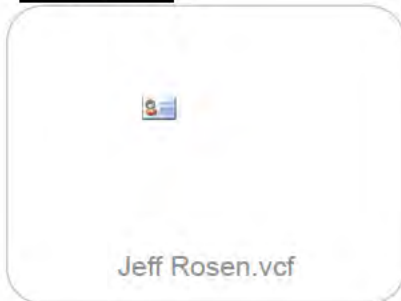
Brian Rabbitt

Got a message you called. Just back from JCC. Available whenever you are free.

4:40 PM

Friday, August 23, 2019

Brian Rabbitt



5:10 PM

Tuesday, August 27, 2019

Brian Rabbitt

Cindy confirms Brad. Kerri working with her on what we can say.

10:49 AM

Thursday, August 29, 2019

Brian Rabbitt

(b) (6)

12:07 PM

Friday, August 30, 2019

Brian Rabbitt

Going to be without good cell access till mid morning

6:36 AM

Brian Rabbitt

Back online now

11:19 AM

Saturday, August 31, 2019

Brian Rabbitt

Just sent you an email readout of my call with the FBI agent on scene.

7:38 PM

Me

Thanks. No need to talk is there.

8:37 PM

Brian Rabbitt

He's handling. No need for you to talk to him.

8:38 PM

Thursday, October 10, 2019

Brian Rabbitt

Organizing call for 710

7:00 PM

Sunday, October 20, 2019

Brian Rabbitt

Is there a good time today for a brief update call with me and Seth? No emergency; just some updates. At your convenience.

10:33 AM

Me

Talked to Seth. Please call

10:53 AM

Friday, November 1, 2019

Brian Rabbitt

https://www.washingtonpost.com/investigations/k-streets-newest-star-built-business-on-dubious-claims-of-trump-ties/2019/11/01/f67de928-f5d9-11e9-829d-87b12c2f85dd_story.html

3:08 PM

Wednesday, November 13, 2019

Brian Rabbitt

FYI: The breakfast on 19th floor has very good bacon.

9:10 AM

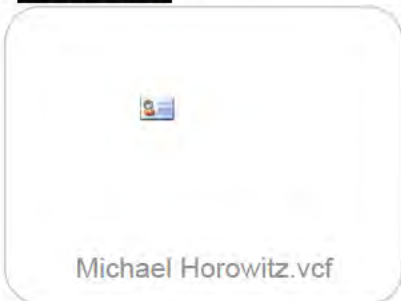
Me

Thanks

9:16 AM

Friday, November 15, 2019

Brian Rabbitt



8:33 AM

Brian Rabbitt

(b) (6)

8:33 AM

Sunday, December 1, 2019

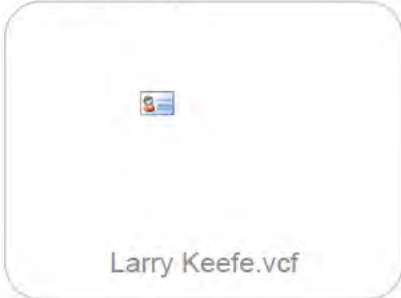
Brian Rabbitt

Tomorrow morning's meeting is at DOJ. Come in with detail per usual. I will be in and can sit in or not.

2:30 PM

Friday, December 6, 2019

Brian Rabbitt



5:52 PM

Tuesday, December 31, 2019

Brian Rabbitt

<https://www.cnn.com/2019/12/28/opinions/richard-jewell-fbi-confirmation-bias-gagliano/index.html>

2:55 PM

Sunday, January 12, 2020

Brian Rabbitt

Forgot to mention that I will be in a couple hours later tomorrow.

7:04 PM

(b) (6)

Me

Roger

7:17 PM

Thursday, January 16, 2020

Brian Rabbitt

Good morning. I'm tracking things. Available to chat anytime.

8:53 AM

Friday, January 17, 2020

Brian Rabbitt

(b) (6)

3:45 PM

Me

(b) (6)

3:54 PM

Saturday, January 18, 2020

Brian Rabbitt

Call you back shortly

11:13 AM

Chat with Senator Toomey

9/18/2019 9:32:31 AM - 9/24/2019 1:30:38 PM

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Participants:

(b) (6) Senator Toomey

Wednesday, September 18, 2019

Senator Toomey

General Barr,
I had a good conversation with Chris Murphy this morning about your idea. He was interested. I suggested to him that you, Murphy, Manchin and I get together as soon as possible to discuss. Can we do that today or tomorrow?

9:32 AM

Pat Toomey

Me

Working on it.

10:34 AM

Me

Eric Euland will be reaching out to schedule this meeting. Looking forward to talking.

11:26 AM

Senator Toomey

Great

12:24 PM

Tuesday, September 24, 2019

Senator Toomey

Bill,
Would you be willing to come and present your idea regarding background checks to our conference at our lunch tomorrow?
Pat

1:30 PM

Chat with Steve Engel

3/21/2020 1:24:07 PM - 12/18/2020 7:15:01 PM

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Created with iExplorer v4.4.2.0

Participants:

+ (b) (6) Steve Engel

Saturday, March 21, 2020

Me

Can I call you later?

1:24 PM

Steve Engel

Sure. Was just watching potus/go

1:24 PM

Steve Engel

Go

1:24 PM

Steve Engel

Vp

1:24 PM

Friday, December 18, 2020

Postdates Search Cutoff