

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 17, 2017 10:02 AM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Canceled: Meeting/Conference call re: case venue
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day, Trevor McFadden, Mary Butler, Ann Brickley

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente, Danny Grooms, Mark Lytle, Matt Burke

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 17, 2017 10:02 AM
To: Brinkley, Winnie (ODAG)
Subject: Canceled: Meeting/Conference call re: case venue
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day, Trevor McFadden, Mary Butler, Ann Brickley

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente, Danny Grooms, Mark Lytle, Matt Burke

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 17, 2017 10:02 AM
To: Crowell, James (ODAG); Terwilliger, Zachary (ODAG); Lan, Iris (ODAG); Gauhar, Tashina (ODAG); Blanco, Kenneth; Kim, Joon (USANYS); Loughnane, Joan (USANYS); McFadden, Trevor N. (CRM); Butler, Mary (CRM); Grooms, Daniel (USAVAE); Lytle, Mark (USAVAE); Brickley, Ann (CRM); Burke, Matthew (USAVAE)
Cc: Crowell, James (ODAG); Day, M. Kendall
Subject: Canceled: Meeting/Conference call re: case venue
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day, Trevor McFadden, Mary Butler, Ann Brickley

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente, Danny Grooms, Mark Lytle, Matt Burke

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 4:10 PM
To: McFadden, Trevor N. (CRM); Butler, Mary (CRM); Grooms, Daniel (USAVAE); Lytle, Mark (USAVAE); Brickley, Ann (CRM); Burke, Matthew (USAVAE)
Subject: Meeting/Conference call re: case venue

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day, Trevor McFadden, Mary Butler, Ann Brickley

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente, Danny Grooms, Mark Lytle, Matt Burke

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 2:08 PM
To: Crowell, James (ODAG); Terwilliger, Zachary (ODAG); Lan, Iris (ODAG); Gauhar, Tashina (ODAG); Blanco, Kenneth; Kim, Joon (USANYS); Loughnane, Joan (USANYS)
Subject: Meeting/Conference call re: case venue

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 2:08 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Meeting/Conference call re: case venue

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 2:08 PM
To: Brinkley, Winnie (ODAG)
Subject: Meeting/Conference call re: case venue

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Zach Terwilliger, Iris Lan, Tash Gauhar

CRM: Ken Blanco, Kendall Day

SDNY: Joon Kim, Joan Loughnane

EDVA: Dana Boente

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

**RECOMMENDED RECIPIENTS OF THE
2017 ANNUAL ATTORNEY GENERAL'S VOLUNTEER AWARDS**

THE ATTORNEY GENERAL'S VOLUNTEER AWARD FOR COMMUNITY SERVICE

Presented for exemplary community service efforts by an employee or group of employees from a U.S. Department of Justice Component, office, or multi-Component volunteer project.

AWARD CATEGORY: Community Service Award

NOMINEE:

(b)(6)

COMPONENT:

Federal Bureau of Prisons

NOMINATOR:

Acting Director, BOP

SYNOPSIS:

(b)(6)

AWARD CATEGORY:

Community Service Award

NOMINEES:

Jennifer W. Corinis

Lindsay Saxe Griffin

Assistant U.S. Attorneys

U.S. Attorney's Office

Middle District of Florida

COMPONENT:

Executive Office for U.S. Attorneys

NOMINATOR:

Director, EOUSA

SYNOPSIS:

This team had the vision to create a unique mentoring program at a local elementary school that serves a high-crime, economically depressed area of Tampa, Florida. The school has struggled with community hopelessness and desperate funding challenges since its founding in the 1950s. The nominees built the program from the ground up, and it provides much needed adult attention, support, and role models for 110 at-risk elementary school children. Over 50 volunteers participate from numerous Federal agencies and private law firms in the local area. The program is expanding from its original concept of lunchtime visits by the volunteers to field trips and other external activities. In May 2016, the program received the *Partners in Education Award*, the highest annual award conferred by the Hillsborough County School System. The team's compassion, devotion, integrity, and commitment is inspiring, and the nominees truly represent the core values of the U.S. Department of Justice.

AWARD CATEGORY:

Community Service Award

NOMINEE:

(b)(6)

COMPONENT:

Federal Bureau of Investigation

NOMINATOR:

Director, FBI

SYNOPSIS:

(b)(6)



U.S. Department of Justice

Criminal Division

Assistant Attorney General

Washington, D.C. 20530

MEMORANDUM FOR THE DEPUTY ATTORNEY GENERAL

FROM: Kenneth A. Blanco
Acting Assistant Attorney General
Criminal Division

William Weinreb
Acting United States Attorney
District of Massachusetts

RECEIVED
DEPT OF JUSTICE
EXECUTIVE SECRETARIAT
2017 MAY 11 PM 3:15

SUBJECT: State Street Monitor Recommendation

DATE: May 11, 2017

PURPOSE: To seek approval for the selection of John Coates as the independent compliance monitor for State Street Corporation.

TIMETABLE: As soon as practicable

SYNOPSIS: On January 18, 2017, State Street Corporation (“State Street”) entered into a deferred prosecution agreement (“DPA”) with the Fraud Section and the U.S. Attorney’s Office for the District of Massachusetts to resolve criminal violations of 18 U.S.C. § 371 (conspiracy to commit wire fraud and securities fraud). Pursuant to the DPA, State Street is required to retain an independent corporate compliance monitor (the “Monitor”) to evaluate the effectiveness and implementation of the company’s corporate compliance program, internal controls, and financial reporting policies and procedures as they relate to compliance and business ethics with respect to applicable fraud laws. In accordance with the monitor selection process described in the DPA, the Fraud Section and the Criminal Division Standing Committee on Monitor Selection (“Standing Committee”), as well as the U.S. Attorney’s Office for the District of Massachusetts and the U.S. Attorney’s Office for the District of Massachusetts Ad Hoc Committee on Monitor Selection have recommended the selection of John Coates as the Monitor for State Street. Pursuant to the Department’s Policy on Selection and Use of Monitors in Deferred Prosecution Agreements and Non-Prosecution Agreements with Corporations and the Criminal Division’s policy on the Selection of Monitors in Criminal Division Matters, we

concur with this recommendation and request approval of the selection of John Coates.

DISCUSSION:

I. Introduction

State Street Corporation (“State Street”) is a Massachusetts-based global financial institution. One of the world’s largest custody banks, State Street employs over 30,000 people globally and provides a number of services to institutional clients, including a variety of investment servicing and investment management services.

Among the services State Street provides to clients is transition management, which falls within State Street Global Markets, one of State Street’s three main divisions. Large institutional investors – such as pension funds and endowments – often have complex investments consisting of relatively illiquid assets, or positions that due to their sheer size are difficult to unwind without negatively affecting their price. Transition management is, generally, the business of helping such institutions efficiently move their investments between and among asset managers or liquidate large investment portfolios, with the goal of minimizing the costs associated with such “transitions.” As a general matter, transition managers have three principal tasks: (1) to assume responsibility for the performance of investment portfolios during transitions; (2) to communicate with incoming and outgoing asset managers about the composition of their respective portfolios; and (3) to facilitate transitions by executing the necessary trades, with the goal of reducing risk and cost for their clients.

Between 2010 and 2011, State Street overcharged six of its transition management clients in the Europe, Middle East, and Africa region (“EMEA”) by adding undisclosed mark-ups or commissions to securities trades undertaken by State Street in connection with the clients’ transitions. These mark-ups were charged on top of the fees the clients had actually agreed to pay State Street. Overall, the scheme netted approximately \$21 million in additional revenues for the EMEA transition management business. In addition, State Street employees took steps to conceal the scheme. Two former State Street executives, London-based managing director Edward Pennings and Boston-based executive vice president Ross McLellan (global head of State Street’s Portfolio Solutions Group and president of State Street’s registered broker-dealer subsidiary), have been charged in connection with the scheme and await trial.

On January 18, 2017, State Street was charged in a one-count information in the District of Massachusetts with conspiracy to commit wire fraud and securities fraud in connection with the conduct described above. That same day, State Street entered into a Deferred Prosecution Agreement (“DPA”) with the U.S. Attorney’s Office for the District of Massachusetts and the Fraud Section (collectively, the “government”) with regard to the charges in the information. Under the terms of the DPA, State Street agreed to pay a \$32,300,000 penalty, retain an independent corporate compliance monitor for three years, and continue to fully cooperate with the government. (b)(5) per CRM

(b)(5) per CRM

II. Necessity of a Monitor in This Case

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

The terms of the three year monitorship are described in detail in Attachment C to State Street's DPA.

III. Process Used to Select the Candidate

On January 17, 2017, pursuant to the process mandated by the DPA, State Street provided the names of three monitor candidates to the government: Paul Atkins of Patomak Global Partners, LLC; F. Joseph Warin of Gibson, Dunn & Crutcher LLP; and Professor John Coates of Harvard Business School and Harvard Law School. The government interviewed the three candidates on March 13, 2017. (b)(5) per CRM

We recommend that Professor Coates be selected to serve as the monitor. All three candidates are experienced lawyers with backgrounds in financial institutions and compliance, (b)(5) per CRM

¹ The SEC's monitor selection process only requires the case team to determine whether it finds candidates acceptable or unacceptable. Thus, so long as the SEC finds our recommended candidate acceptable, it will defer to our decision.

(b)(5) per CRM

We have three bases for that conclusion. (b)(5) per CRM

(b)(5), (b)(6), (b)(7)(C) per CRM/EOUSA

(b)(5) per CRM

IV. Description of the Proposed Candidate's Qualifications

John Coates is the John F. Cogan Professor of Law and Economics at Harvard University. He teaches corporate law and governance, financial regulation, and finance at Harvard Law School and Harvard Business School. Prior to joining the Harvard faculty, Professor Coates was a partner at Wachtell, Lipton, Rosen & Katz in its financial institutions practice. Since joining the Harvard faculty, Professor Coates has provided consulting or advisory services on financial regulation and corporate law and governance to DOJ, the Treasury Department, the SEC, the Federal Reserve Board, the New York Stock Exchange, and the Public Company Accountability Oversight Board. He sits on the Investor Advisory Board of the SEC. He served as an independent distribution consultant under the supervision of the SEC in the "Fair Fund" distribution resulting from an SEC settlement with a major mutual fund complex. He has also conducted independent compliance investigations and training for a number of financial institutions and other companies. (b)(5) per CRM

He did one prior independent consulting project for (b)(4) per CRM

(b)(4) per CRM

Mr. Coates's core team would include Martin Murphy, a partner at Foley Hoag and a former AUSA in the U.S. Attorney's Office for the District of Massachusetts, and Frances McLeod, the managing partner of Forensic Risk Alliance. Mr. Murphy has extensive experience in white-collar criminal matters and internal and independent investigations, including on behalf of the independent trustees of two mutual fund complexes and on behalf of the Massachusetts Attorney General. Ms. McLeod has extensive experience in forensic accounting and designing, implementing, and testing internal controls, including serving as the forensic accountant to several former and current FCPA monitors, including those for Weatherford, Diebold, and Embraer. (b)(5) per CRM

Foley Hoag has not represented State Street for more than fifteen years, and Forensic Risk Alliance has never had any prior involvement with State Street.

V. Recommendation

In light of the above considerations, we recommend that the Deputy Attorney General approve the appointment of John Coates as the independent compliance monitor for State Street Corporation.

VI. Countervailing Considerations

None.

APPROVE: _____

Concurring Components:

None

DISAPPROVE: _____

Nonconcurring Components:

None

(b)(4) per CRM

Mr. Coates's core team would include Martin Murphy, a partner at Foley Hoag and a former AUSA in the U.S. Attorney's Office for the District of Massachusetts, and Frances McLeod, the managing partner of Forensic Risk Alliance. Mr. Murphy has extensive experience in white-collar criminal matters and internal and independent investigations, including on behalf of the independent trustees of two mutual fund complexes and on behalf of the Massachusetts Attorney General. Ms. McLeod has extensive experience in forensic accounting and designing, implementing, and testing internal controls, including serving as the forensic accountant to several former and current FCPA monitors, including those for Weatherford, Diebold, and Embraer. (b)(5) per CRM


— Foley Hoag has not represented State Street for more than fifteen years, and Forensic Risk Alliance has never had any prior involvement with State Street.

V. Recommendation

In light of the above considerations, we recommend that the Deputy Attorney General approve the appointment of John Coates as the independent compliance monitor for State Street Corporation.

VI. Countervailing Considerations

None.

APPROVE:  _____

5/22/11

Concurring Components:
None

DISAPPROVE: _____

Nonconcurring Components:
None

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Thursday, May 18, 2017 4:32 PM
To: Warwick, James (USAMD)
Subject: Re: Thought for Today . . .

Thanks.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 18, 2017, at 4:00 PM, Warwick, James (USAMD) <JWarwick@usa.doj.gov> wrote:

Thought you might find this quote particularly useful in your future endeavors. Hang in there, Jim

“The one thing that doesn't abide by majority rule is a person's conscience.” -Harper Lee, writer (28 Apr 1926-2016)

Maisel, Gregg (USADC)


From: Maisel, Gregg (USADC)
Sent: Tuesday, May 9, 2017 12:03 PM
To: Rosenstein, Rod (ODAG)
Subject: FW: Welcome Deputy Attorney General Rod Rosenstein

Congratulations on assuming your new position, Rod! We all have tremendous faith in you. I hope you are settling into the new job. Please let me know if you'd like to follow up on our prior discussion about NSD or any other topic. Of course, I'm always happy to assist you in any way I can.

- Gregg

From: The Attorney General (b)(6)
Sent: Tuesday, May 9, 2017 10:03 AM
To: The Attorney General (JMD) (b)(6)
Subject: Welcome Deputy Attorney General Rod Rosenstein

Duplicative Material - See OIP's Release in this Case Dated 3-27, at Page OIP-0449



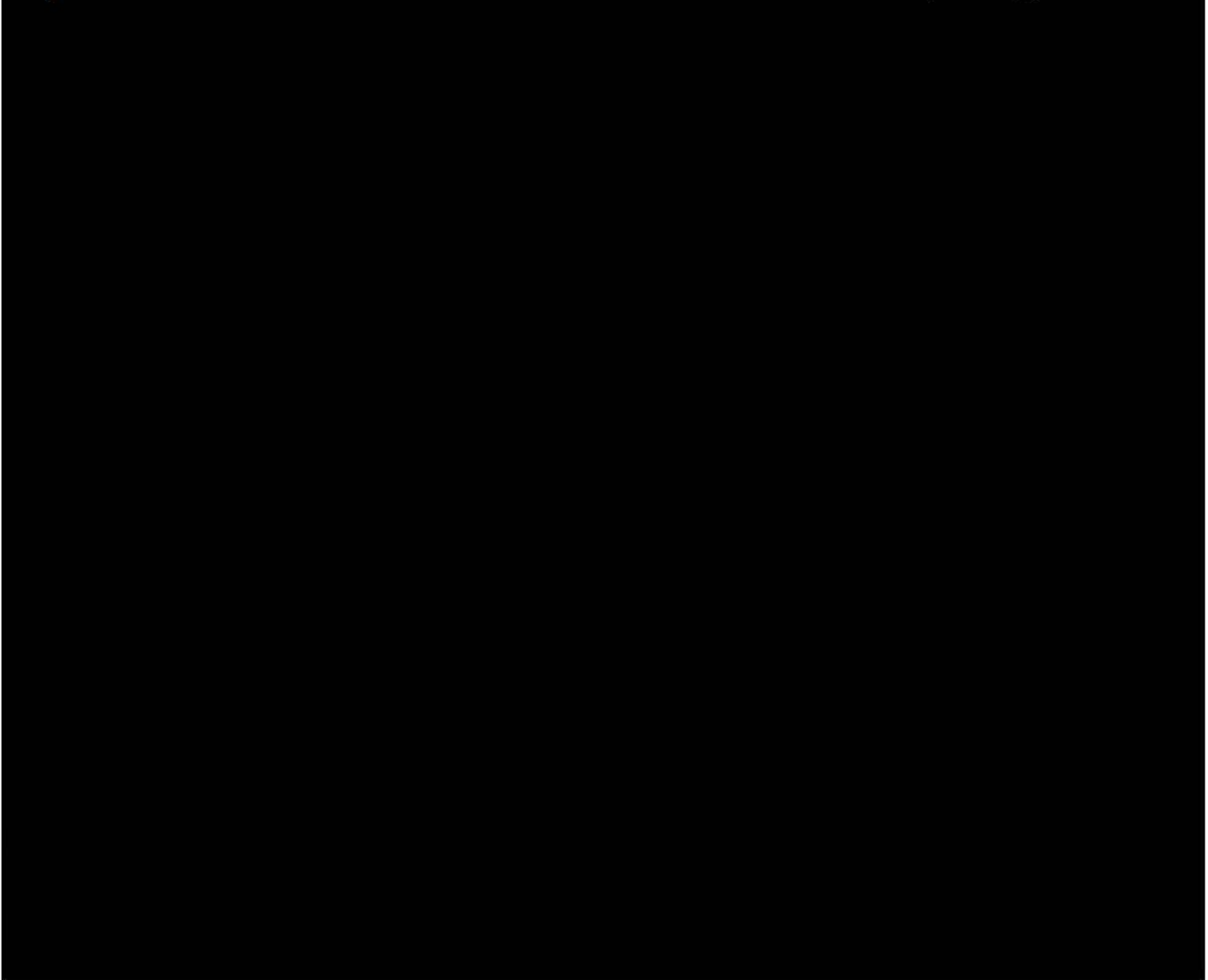
Trujillo, Raphael J. (USAMIW)

From: Trujillo, Raphael J. (USAMIW)
Sent: Tuesday, May 9, 2017 10:57 AM
To: The Attorney General
Cc: Rosenstein, Rod (ODAG)
Subject: RE: Welcome Deputy Attorney General Rod Rosenstein

Welcome and thanks for the update. It's an honor.

From: The Attorney General (b)(6)
Sent: Tuesday, May 9, 2017 10:03 AM
To: The Attorney General (JMD) (b)(6)
Subject: Welcome Deputy Attorney General Rod Rosenstein

Duplicative Material - See OIP's Release in this Case Dated 3-27, at Page OIP-0449



Patterson, Nicholas (USAOKW)

From: Patterson, Nicholas (USAOKW)
Sent: Tuesday, May 09, 2017 10:09 AM
To: Rosenstein, Rod (ODAG)
Subject: FW: Welcome Deputy Attorney General Rod Rosenstein

Rod,

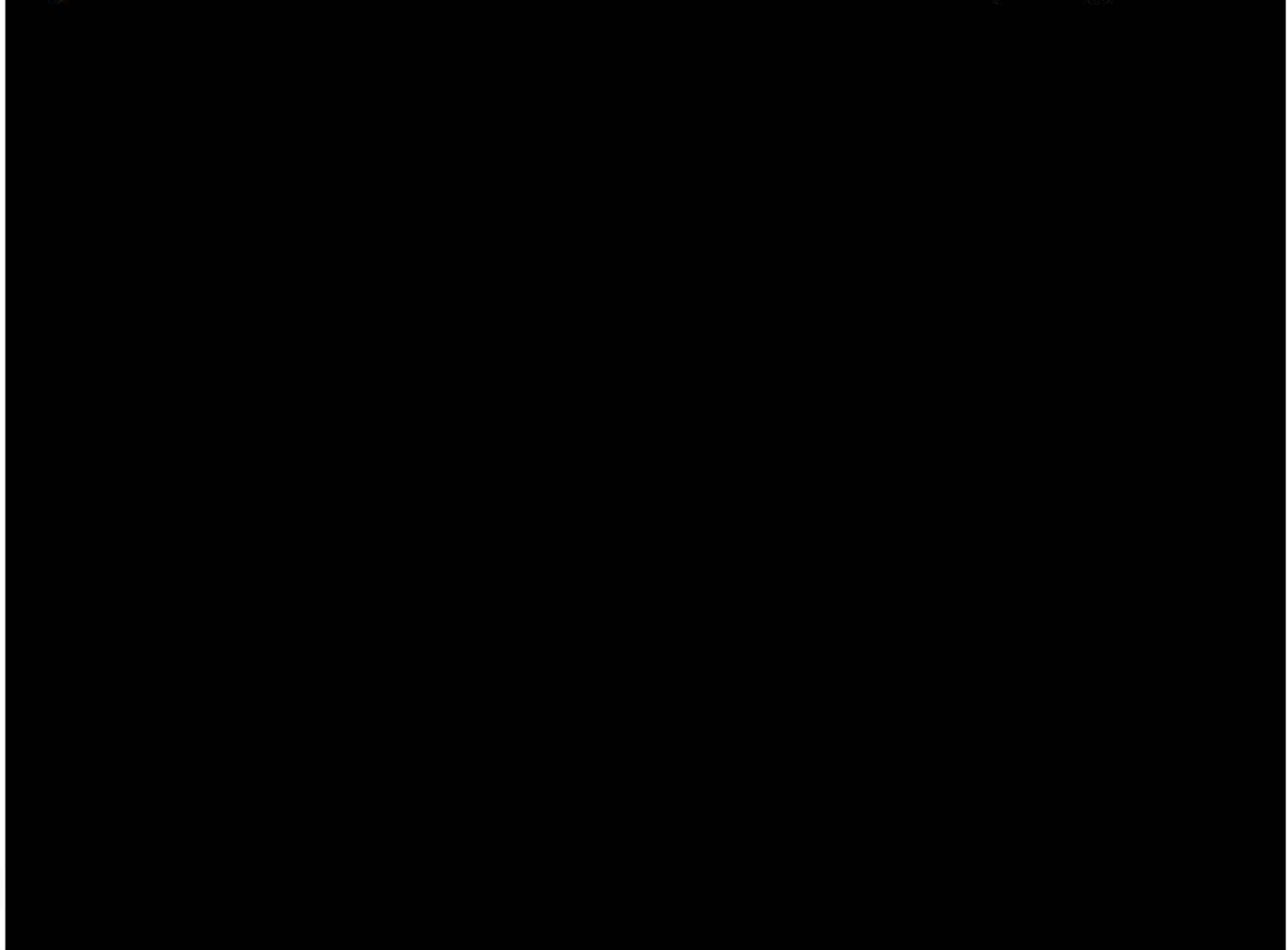
A very nice welcome.

It was good seeing you last week in DC. I look forward to seeing you again soon.

Nick

From: The Attorney General (b)(6)
Sent: Tuesday, May 09, 2017 9:03 AM
To: The Attorney General (JMD) (b)(6)
Subject: Welcome Deputy Attorney General Rod Rosenstein

Duplicative Material - See OIP's Release in this Case Dated 3-27, at Page OIP-0449



Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 22, 2017 9:54 AM
To: Bressack, Leah (ODAG)
Subject: FW: 5/20/17 Meeting

From: Minkler, Josh (USAINS) [mailto:Josh.Minkler@usdoj.gov]
Sent: Monday, May 22, 2017 9:53 AM
To: Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov>
Subject: 5/20/17 Meeting

Mr. Deputy Attorney General: Thank you for taking the time to meet with me on Saturday morning. I noticed and appreciated your endorsement of my violent crime credentials when you introduced me to the Attorney General. Please extend my thanks to the Attorney General for Saturday's meeting. I enjoyed our exchange of ideas very much. As a career federal prosecutor, I will have no difficulty following and implementing the priorities of the Department that we discussed. I hope to see you again soon and we can catch up in a less formal setting. Along with Indianapolis Metropolitan Police Department Chief Brian Roach, I plan to attend the National Summit on Crime Reduction and Public Safety in Bethesda from June 20-21, 2017. I'm certain you will like Chief Roach and hope to see you there. Please excuse the informality of an email, but I wanted to express my appreciation expeditiously.

Thanks again, Josh Minkler

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 22, 2017 9:54 AM
To: Minkler, Josh (USAINS)
Subject: RE: 5/20/17 Meeting

Excellent. I hope to see you then.

From: Minkler, Josh (USAINS) [mailto:Josh.Minkler@usdoj.gov]
Sent: Monday, May 22, 2017 9:53 AM
To: Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov>
Subject: 5/20/17 Meeting

Mr. Deputy Attorney General: Thank you for taking the time to meet with me on Saturday morning. I noticed and appreciated your endorsement of my violent crime credentials when you introduced me to the Attorney General. Please extend my thanks to the Attorney General for Saturday's meeting. I enjoyed our exchange of ideas very much. As a career federal prosecutor, I will have no difficulty following and implementing the priorities of the Department that we discussed. I hope to see you again soon and we can catch up in a less formal setting. Along with Indianapolis Metropolitan Police Department Chief Brian Roach, I plan to attend the National Summit on Crime Reduction and Public Safety in Bethesda from June 20-21, 2017. I'm certain you will like Chief Roach and hope to see you there. Please excuse the informality of an email, but I wanted to express my appreciation expeditiously.

Thanks again, Josh Minkler

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Saturday, May 20, 2017 12:58 PM
To: Rosenberg, Chuck (DEA)
Subject: Re:

(b)(6)

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 20, 2017, at 11:32 AM, Rosenberg, Chuck <Chuck.Rosenberg@usdoj.gov> wrote:

(b)(6) Can call at 1 pm. Best #?

On May 20, 2017, at 10:19, Rosenstein, Rod (USAMD) <Rod.Rosenstein@usdoj.gov> wrote:

Are you free to talk today around 1?

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 13, 2017, at 2:05 PM, Rosenberg, Chuck
<Chuck.Rosenberg@usdoj.gov> wrote:

(b)(6), (b)(7)(C) per DEA

On May 13, 2017, at 13:59, Rosenstein, Rod (USAMD)
<Rod.Rosenstein@usdoj.gov> wrote:

What number?

On May 13, 2017, at 12:21 AM,
Rosenberg, Chuck
<Chuck.Rosenberg@usdoj.gov> wrote:

Rod: Thank you for speaking at our memorial service today. I appreciate it. Please let me know if you have a couple of minutes to speak tomorrow. All the best. Chuck

Barry, Timothy W. (TAX)

From: Barry, Timothy W. (TAX)
Sent: Friday, May 19, 2017 11:17 AM
To: Wong, Katherine L (USAVAE); Alexander, Charysse (USAGAN); Bell, Carolyn (USAFLS); Boente, Dana (USAVAE); Bradford, Scott (USAOR); Bradley, Tom (USAAK); Brown, Sandra (USACAC); Cardani, Chris (USAOR); Chapman, James W. (USAME); Chou, Tony (JMD); Davis, Evan (USACAC); Davis, Michael (USAFLS); Duffy, Dennis (USANCE); Eisenberg, Harvey (USAMD); Farmer, James (USAMA); Fay, Claire (USAOR); Fitzgerald, Bud (USAOR); Gallant, Jeff (USAOKN); Gillogly, Dan (USAILN); Graber, Dan (USAWIW); Hagen, Ed (USANAC); Harris, Bill (USATXW); Heffernan, Patricia (USADC); Hogeboom, Pat (USAVAW); Ignall, David (USAPAE); Jacobs, George J. (USAWAE); Jennings, David (USATNE); Kahl, Andrew (USAIAS); Kessler, Nils (USAMIW); Klumper, Thomas (USAPR); Krepp, Thomas (USAGAN); Lanigan, Tom (USAFLS); Lytle, Mark (USAVAE); MacKenzie, Ross (USAMIE); Maguire, David (USAVAE); McAdams, John P. (USARI); McLoughlin, Charles (USAOKN); Miller, Floyd (USAPAE); Miskell, Robert (USAAZ); Mitrani, Bertha (USAFLS); Moore, Tom (USACAN); Mosakowski, Robert (USAFML); Mountcastle, Rick (USAVAW); Newman, Thomas (USACAN); Okula, Stan (USANYS); Patton, Robert J. (USAOHN); Pell, Charles E. (USACAC); Pitman, Michael (USACAN); Robinson, Richard (USACAC); Romano, Christopher (USAMD); Roomberg, Mark (USATXW); Rosen, Amber (USACAN); Rosenstein, Rod (USAMD); Samuels, Brian (USAVAE); Stier, Cynthia (USACAN); Sugar, Jenny Grus (USANCW); Uram, Seth (USAOR); Varner, Christopher (USAMIE); Vaudreuil, John (USAWIW); Zauzmer, Robert (USAPAE); 'martin.e.needle@irs.counsel.treas.gov'; Grimberg, Steven (USAGAN); 'Will.Mackie@usdoj.gov'; Courter, Stephanie Carowan (USAAK; 'edward.f.cronin@irs.counsel.treas.gov'; Sampson, Colin (USACAN); Olson, Nancy (USANV); Ashley, Clemon (USAOR); Cardona, George S. (USACAC); Conte, Robert (USACAC); Gray, Jefferson M. (USAMD); Pulice, Erin (USAMD); Domaszek, Bridget J. (USAWIE); Bounds, Ryan (USAOR); Cooperstein, Theodore (USAFLS); Granoff, Jonathan (USAAZ); Jones, Michelle E. (USAMN); Wilson, Jamie (USAALS); Barron, Lynsey (USAGAN); Atwood, Melissa (USAALN); King, Patrick (USAILN)
Cc: Bagley, Katie S. (TAX); Okula, Stan J. (TAX); Lyons, Samuel R (TAX); Hubbert, David A. (TAX)
Subject: CATEPS Newsletter for May 18, 2017
Attachments: CATEPS NEwSletter for May 18 2017.PDF

Attached please find the Criminal Tax Enforcement Newsletter for May 18, 2017.

May 18, 2017

In Today's Newsletter...

- In North Carolina, Herbert Martin was sentenced to 132 months in prison for conspiring to defraud the United States, and aiding in the preparation of a false tax return.

- In Idaho, Jonathan Peirsoi was sentenced to 12 months in prison for assisting in the preparation of a false tax return.
- In Michigan, Matt Golden was sentenced to eight months in prison for filing a false return and bank fraud.
- In Utah, Adam Webber pleaded guilty to dealing in firearms without a license.
- In Massachusetts, Glenn Pearson pleaded guilty to assisting in the preparation of false tax returns, filing false tax returns, corruptly endeavoring to obstruct the due administration of the internal revenue laws, wire fraud, misappropriation by a fiduciary, and false statements.



TAX ENFORCEMENT NEWSLETTER



U.S. DEPARTMENT OF JUSTICE TAX DIVISION
CRIMINAL APPEALS AND TAX ENFORCEMENT POLICY SECTION

May 18, 2017

In Today's Newsletter...

- In North Carolina, Herbert Martin was sentenced to 132 months in prison for conspiring to defraud the United States, and aiding in the preparation of a false tax return.
- In Idaho, Jonathan Peirsol was sentenced to 12 months in prison for assisting in the preparation of a false tax return.
- In Michigan, Matt Golden was sentenced to eight months in prison for filing a false return and bank fraud.
- In Utah, Adam Webber pleaded guilty to dealing in firearms without a license.
- In Massachusetts, Glenn Pearson pleaded guilty to assisting in the preparation of false tax returns, filing false tax returns, corruptly endeavoring to obstruct the due administration of the internal revenue laws, wire fraud, misappropriation by a fiduciary, and false statements.

LITIGATION INFORMATION

INDICTMENTS AND OTHER CHARGING DOCUMENTS

No items to report.

TRIAL CONVICTIONS

No items to report.

GUILTY PLEAS

United States v. Adam M. Webber, No. 14-CR-443 (D. UT) (Attorney Kathleen Barry and AUSAs Cy Castle and Drew Yeates) (Western)

On May 10, 2017, Adam Webber pleaded guilty to one count of dealing in firearms without a license, in violation of 18 U.S.C. § 922(a)(1)(A). In September 2016, a jury convicted Webber on five counts of filing false 2007-2010 tax returns, in violation of 26 U.S.C. § 7206(1) and one count of dealing in firearms without a license. The court granted Webber's motion for a new trial on the firearms count based on an erroneous jury instruction, given after the court revised the government's proposed instruction. The tax convictions were unaffected by the new trial ruling, and sentencing on the tax counts will now occur with the firearms count.

According to the evidence from the first trial, Webber was the sole owner and operator of HK Parts, which sold firearms, firearm parts, and firearm accessories. In 2007, Webber signed a stipulated settlement agreement with the United States in which he agreed that he would never apply for a federal firearms license or be a responsible person for any federal firearms licensee or business, and would not engage in the business of manufacturing, importing, or dealing in firearms. Despite this agreement, from 2007 through 2010, Webber, individually and through HK Parts, sold firearms as well as firearm parts and accessories.

United States v. Glenn Pearson, No. 16-CR-10216 (D. MA) (Assistant Chief Karen Kelly and AUSA Vassili Thomadakis) (Northern) (RPP)

On May 16, 2017, Glenn Pearson pleaded guilty. Pearson was charged in July 2016 with assisting in the preparation of false tax returns, in violation of 26 U.S.C. § 7206(2); filing false 2010-2014 tax returns, in violation of 26 U.S.C. § 7206(1); corruptly endeavoring to obstruct the due administration of the internal revenue laws, in violation of 26 U.S.C. § 7212(a); wire fraud, in violation of 18 U.S.C. § 1343; misappropriation by a fiduciary, in violation of 38 U.S.C. § 6101;

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

and false statements, in violation of 18 U.S.C. § 1001. The indictment also contains a criminal forfeiture allegation.

According to the indictment, from 2007 through 2012, while serving as a fiduciary for several beneficiaries of VA funds, Pearson diverted the funds to his own use and did not report them on his tax returns. Pearson also prepared tax returns for clients of his insurance business that included false and fictitious Schedule A deductions. Pearson also included false Forms 5695, Residential Energy Credits, which claimed tax credits without his clients' knowledge. Pearson gave false information to the IRS in the course of audits of his clients. According to the plea agreement, the fraud loss is more than \$250,000, and the tax loss is more than \$1.5 million. The sentencing guideline range is 46-57 months, and the government will (b)(5) per TAX

ACQUITTALS

No items to report.

SENTENCINGS

***United States v. Jonathan Peirsol*, No. 17-CR-19 (D. ID) (Attorneys Lori A. Hendrickson and Kathleen M. Barry) (Western) (RPP)**

On May 11, 2017, Jonathan Peirsol was sentenced to 12 months in prison, to be followed by one year of supervised release, and was ordered to pay \$62,441 in restitution. Peirsol pleaded guilty in March 2017 to one count of assisting in the preparation of a false tax return, in violation of 26 U.S.C. § 7206(2). Peirsol, who owns a janitorial chemical supply company, also prepared tax returns for others. From 2009 through 2012, Peirsol prepared false returns by adding false itemized deductions to Schedules A without his clients' knowledge. Peirsol diverted some of the fraudulently obtained refunds to his own bank accounts without his clients' knowledge. Peirsol also agreed to be permanently enjoined from preparing tax returns for anyone other than himself.

***United States v. Herbert Martin, et al.*, No. 16-CR-430 (M.D. NC) (Attorney Kathryn Kimball and AUSA Clifton Barrett) (Southern) (RPP)**

On May 12, 2017, Herbert Martin was sentenced to 132 months in prison, to be followed by three years of supervised release, and was ordered to pay \$10.6 million in restitution. In December 2016, Martin pleaded guilty under Rule 11(c)(1)(C) to one count of conspiring to defraud the IRS, in violation of 18 U.S.C. § 371, and two counts of aiding in the preparation of a false tax return, in violation of 26 U.S.C. § 7206(2), with an agreed-upon sentence of 132 months in prison.

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

As alleged in the indictment, Martin and co-defendant Jessica Taylor operated a tax preparation business that prepared and filed over 4,700 returns for 2012-2016. Martin and his co-conspirators, without the knowledge or consent of their clients, inflated wages and business income, added false dependents, and improperly claimed childcare, education, and business expenses in order to inflate their clients' refunds. They also used the identities of minors to list as false dependents on their clients' tax returns to generate larger refunds.

United States v. Matthew Golden, No. 15-CR-20034 (E.D. MI) (Attorney Mark McDonald) (Northern) (LE)

On May 17, 2017, Matt Golden was sentenced to eight months in prison, to be followed by eight months in a halfway house and six months of supervised release. In 2015, Golden pleaded guilty to one count of filing a false return, in violation of 26 U.S.C. § 7206(1), and one count of bank fraud, in violation of 18 U.S.C. § 1344. According to the information, Golden underreported his income on his 2012 tax return. Golden also caused a loan application to be submitted to a mortgage lender that failed to disclose that the buyer was receiving a kickback from the seller. The stipulated tax loss is \$30,000.

TRIALS IN PROGRESS

United States v. Anthony May, No. 16-CR-407 (D. MA) (Attorney Eric Powers and AUSA Victor Wild) (Northern) (LE)

On May 1, 2017, the trial of Anthony May began. In April 2016, May was charged with two counts of filing false tax returns, in violation of 26 U.S.C. § 7206(1).

The indictment alleges that May earned commissions, fees, and other income as a life insurance broker, but failed to report all of his income on his 2008 and 2009 federal tax returns.

United States v. Fesum Ogbazion, No. 15-CR-104 (S.D. OH) (Senior Litigation Counsel Corey Smith and Attorney Mark McDonald and Paralegal Tiffany Thompson) (Northern) (EMPLOY)

On May 12, 2017, the trial of Fesum Ogbazion began. Ogbazion is charged by superseding indictment with one count of conspiracy to commit wire fraud, in violation of 18 U.S.C. § 1349, one count of a dual-object conspiracy to defraud the government and commit wire fraud, in violation of 18 U.S.C. § 371; thirteen counts of wire fraud, in violation of 18 U.S.C. § 1343; six counts of money laundering, in violation of 18 U.S.C. § 1956(a)(1)(A)(ii); one count of bank fraud, in violation of 18

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

U.S.C. § 1344; one count of tax evasion, in violation of 26 U.S.C. § 7201; and eight counts of failure to pay over employment taxes, in violation of 26 U.S.C. § 7202.

Fesum Ogbazion was the CEO of a tax service franchise. From 2004 through 2013, Ogbazion directed this franchise to engage in a variety of deceptive and fraudulent practices designed to increase customer volume, customers' income tax refunds, the franchise fees, and obstruct the IRS's ability to uncover this conduct.

Ogbazion implemented a nationwide marketing campaign from 2009-2010, in which he advertised instant cash loans and refund anticipation loans and collected loan application fees, despite knowing that there was no funding available for the loans. ITS managers and franchise owners were falsely told that the loans were provided through an independent lender; in fact, the lender was owned by Ogbazion and had limited lending capabilities. The indictment alleges the franchise collected over \$12 million in fees in 2010 and over \$1.8 million in fees in 2011 for these loans. The indictment also alleges Ogbazion failed to collect and pay over approximately \$1.26 million in payroll taxes due and owing from two entities he controlled during tax years 2009 and 2010. Ogbazion evaded IRS attempts to collect these payroll taxes by sending business revenue to nominee accounts, placing assets in the names of nominees, making false statements to IRS Revenue Agents, and otherwise concealing his assets and income. The indictment also alleges that in 2007, Ogbazion directed his employees to forge the signature of 25 taxpayers on fraudulent taxpayer refund checks and to deposit those checks in an ITS business bank account.

The IRS estimated that the tax loss resulting from the false 2010 tax returns prepared by ITS was at least \$9.8 million. In total, the superseding indictment alleges approximately \$59,548,000 in criminal fraud losses.

TRIALS SCHEDULED TO COMMENCE

No items to report.

OTHER EVENTS

No items to report.

APPELLATE DECISIONS

No items to report.

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

APPELLATE BRIEFS

***United States v. Jamal Adams a/k/a Ishmeal Heru-Bey*, No. 16-3012
(D.C. Cir., D. DC) (Attorney Mark S. Determan) (CATEPS) (Attorneys
Jeff McLellan and Melissa Siskind) (Northern) (TaxDef)**

On May 12, 2017, the government's responsive brief in this appeal was filed.

In April 2016, Ishmeal Heru-Bey, formerly known as Jamal Adams, was sentenced to eleven months in prison, to be followed by one year of supervised release, and was ordered to pay \$45,712 in restitution. In 2015, a jury convicted Heru-Bey on one count of corruptly endeavoring to obstruct the due administration of the internal revenue laws, in violation of 26 U.S.C. § 7212(a). The jury acquitted Heru-Bey on two counts of tax evasion, in violation of 26 U.S.C. § 7201.

According to the superseding indictment, Heru-Bey, a D.C. police officer, failed to file tax returns reporting his wages from 2005 through 2010, and submitted Forms W-4 to the Metropolitan Police Department on which he falsely claimed that he was exempt from federal withholding. At trial, Heru-Bey claimed that a large loss generated by a real estate investment offset his income in those years. Heru-Bey also filed false 2011 and 2014 tax returns on which he reported false unreimbursed employee expenses. Although Heru-Bey claimed on his returns that these expenses were associated with his work as a police officer, he was on paid administrative leave and not working as a police officer during the years in which he claimed to have incurred the expenses.

On appeal, Heru-Bey argues that the government committed a *Batson* violation when it used peremptory challenges to strike seven African-Americans from the venire. Heru-Bey also argues that he was entitled to a specific unanimity jury instruction concerning the manner in which he obstructed the IRS. In addition, he argues that defense counsel was ineffective in failing to establish additional deductible expenses at the sentencing hearing, and that the tax loss and restitution amounts were erroneous.

APPELLATE ARGUMENTS

No items to report.

OTHER ITEMS OF INTEREST

DOJ Virtual Library Web Site Launches

The beta version of the new DOJ Libraries Virtual Library has officially launched at a new web address: <https://libraries.doj.gov>. The Virtual Library offers

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

many resources, including databases, research guides, and information about training opportunities. Please check out the new Virtual Library site, and send any feedback to vl.managers@usdoj.gov.

Here is the link to the Civil Litigation Weekly Report:

<http://taxnet/News-Press/CivilWeeklyReports/CivilWeeklyRpt.aspx>

Finding Missing Tax Payments

On occasion in our cases we have a party who claims they have made a payment which has not been credited to the taxpayer's account. The party may be correct. It is also possible that the payment was applied to a different account and used to reduce or satisfy a different liability, or refunded to the taxpayer. The IRS actually has units within its Service Centers that track down missing or misapplied payments, called *Hardcore Payment Tracer Function* (HPTF). Payments that have been improperly coded, applied to non-master files, paid through the Department of Justice or the bankruptcy court system, landed in Excess Collections, or otherwise got lost, might be found through hardcore payment tracer research. If you have a situation where a payment has not been accounted for on routine IRS transcripts, it might be advisable to request IRS counsel to refer the matter to the HPTF. Information on how to make an HPTF referral is contained in the *Internal Revenue Manual*, at 3.17.5.6 ("Referrals to Hardcore Payment Tracer Function"); 21.5.7.3 ("Missing Payments Research"); and 21.5.7.4.2 ("Payment Tracer Referrals to Hardcore Payment Tracer Function (HPTF)"). [Taken from this week's Civil Litigation Weekly Report.]

USABook: Keeping up to date on criminal practice and procedure

[USABook](#) is an invaluable resource for keeping up to date on criminal practice and procedure. Located on the Tax Division's intranet under the Legal Research tab, the link to USABook takes you to a wealth of helpful information. For example, the USABook Today tab contains a frequently updated listing of current events, including case law and Department guidance. The Title tab contains an expansive list of monographs, manuals, guides, and reports. The Topics tab contains an exhaustive list of issues that may arise in a criminal prosecution. The Forms tab contains dozens of forms. The Charts tab contains helpful information in chart form. The FedFlix tab contains videos on pertinent topics. Tax Division prosecutors are encouraged to regularly consult this invaluable resource.

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

Here is an updated listing of all United States Attorneys:

<https://www.justice.gov/usao/us-attorneys-listing>. The list includes both appointed and acting U.S. Attorneys.

The Practitioner’s Guide to Global Investigation

DOJ Libraries has a guide that provides an exhaustive [overview](#) of investigating corporations from the corporate perspective. The text tackles approaches taken in the US and other countries.

The US-based approach covers a broad array of topics such as:

- Witness interviews (typically unrecorded and done in tandem);
- Fines, Disgorgement, and Injunctions; and
- Use of social media as evidence (authentication and admissibility).

OTHER CRIMINAL TAX AND RELEVANT OPINIONS

No items to report.

IMPORTANT REMINDERS

What should you do if you are contacted by the press regarding your tax case?

The Office of Public Affairs (OPA) is the principal point of contact between the Department of Justice and the news media. OPA ensures that information provided to the news media by the Department is current, complete, and accurate. The office also ensures that all applicable laws, regulations, and policies involving the release of information to the public are followed so that maximum disclosure is made without jeopardizing investigations and prosecutions.

OPA’s general phone number is (202) 514-2007, and their website address is <https://www.justice.gov/opa/contact-office>. The Public Affairs Specialist for the Tax Division is [Nicole Navas](#). Nicole handles the Tax Division’s press releases, and you should call her if contacted by the press about your tax case.

Tax Division Case Event Submissions for Reports

Please review the [guidelines for case event submissions](#) and [examples](#). These guidelines help ensure that the weekly reports to Tax Division management are accurate and timely, and that non-public information is not released. Case event narratives should be submitted **three weeks** before the scheduled event to the

**For Use by Department of Justice Attorneys Only
Do Not Disseminate Outside the Department**

litigation update email for your section. These emails will be automatically forwarded to the CATEPS Friday Reports mailbox.

Northern: (b)(7)(E) per TAX
 Southern: (b)(7)(E) per TAX
 Western: (b)(7)(E) per TAX

Inviting CATEPS Section Liaisons to Indictment Reviews

Trial attorneys should invite CATEPS Assistant Chief Stan Okula and both CATEPS liaisons assigned to their section to all indictment reviews. The liaisons for Northern are Greg Knapp and Jeff Bender; for Southern, Katie Bagley and Joe Syverson; and for Western, Elissa Hart-Mahan and Mark Determan.

Tax Defier Cases

Trial attorneys should invite Jen Ihlo and Stuart Wexler to indictment reviews in all Tax Defier cases. In addition, please ensure that all Tax Defier cases are appropriately coded in TaxDoc.

Criminal Tax Manual Indictment Forms

The indictment forms in the Criminal Tax Manual are being revised. Some form numbers may be inaccurate. Please verify that you have selected the appropriate form.

Immunity Request Reminder

Please send immunity requests requiring Tax Division approval to the CATEPS immunity inbox a (b)(7)(E) per TAX, with a copy to the Criminal Division at PSEU@usdoj.gov. Tax Division prosecutors should also send a copy of the request to their Section Chief. **The Tax Division point of contact for immunities is CATEPS Assistant Chief Stan Okula (Stan.J.Okula@usdoj.gov).** Requests should be submitted *at least* two weeks prior to the date of the witness's testimony. The newest version of the form can be found on PSEU's [new website](#) by clicking the "Witness Immunity" link.

**For Use by Department of Justice Attorneys Only
 Do Not Disseminate Outside the Department**

Minor, Christine (USAMD)

From: Minor, Christine (USAMD)
Sent: Wednesday, May 17, 2017 3:50 PM
To: USAMD-AUSAS-CRIMINAL ALL
Cc: Forrest, Clara (USAMD)
Subject: FW: OCDETF developments
Attachments: Memo - OCDETF Developments.pdf

Good afternoon,

Please see the attached memo from Associate DAG/OCDETF Director, Bruce Ohr. I've been advised by the OCDETF Executive Office to share with the "entire OCDETF Family: attorneys, agents and all staff supporting our efforts".

Many thanks,
Christine

Christine M. Minor
Program Coordinator
Organized Crime Drug Enforcement Task Forces
Mid-Atlantic Region
U.S. Attorney's Office for the District of Maryland
36 S. Charles Street
Baltimore, MD 21201
phone (b)(6)
(b)(6)

Please be aware that the U.S. Department of Justice archives all emails.

From: Mchich, Lisa (OCDETF) (b)(6)
Sent: Wednesday, May 17, 2017 2:16 PM
Subject: OCDETF developments

All,

Please find attached a memorandum from OCDETF Director Bruce Ohr regarding recent developments in and for the OCDETF Program.

Best regards,
Lisa

Lisa Mchich
Chief of Staff
OCDETF Executive Office
1331 Pennsylvania Avenue, NW
Suite 1060

Washington, DC 20530

(b)(6) [redacted], cell

(b)(6) [redacted]



U.S. Department of Justice

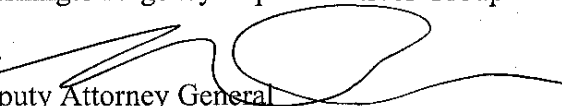
Executive Office of the Organized Crime Drug Enforcement Task Forces

Washington, D.C. 20530

May 16, 2017

MEMORANDUM

TO: IOC-2 Staff
OCDETF Agency Coordinators
OCDETF Executive Office Staff
OCDETF Fusion Center Staff
OCDETF Lead Task Force Attorneys
OCDETF Program Specialists
OCDETF Regional Directors
OCDETF Washington Agency Representatives Group

FROM: Bruce G. Ohr 
Associate Deputy Attorney General
Director, Organized Crime Drug Enforcement Task Forces

SUBJECT: OCDETF Developments

I am pleased to update you on some very positive developments in and for the Organized Crime Drug Enforcement Task Forces (OCDETF) Program over the last few months. First, on February 9, 2017, the President signed two Executive Orders that confirm our Program's central role in addressing the highest priority public safety and national security efforts in the federal government.

Executive Order 13773, *Presidential Executive Order on Enforcing Federal Law with Respect to Transnational Criminal Organizations and Preventing International Trafficking*, sets out a comprehensive plan to:

...strengthen enforcement of Federal law in order to thwart transnational criminal organizations and subsidiary organizations, including criminal gangs, [transnational drug] cartels, racketeering organizations, and other groups engaged in illicit activities that present a threat to public safety and national security and that are related to, for example: (i) the illegal smuggling and trafficking of humans, drugs or other substances, . . . and weapons; . . . or (iii) the illegal concealment or transfer of proceeds derived from such illicit activities.

To accomplish its goals, the Order explicitly relies on us – on OCDETF, the OCDETF Fusion Center (OFC), the International Organized Crime Intelligence and Operations Center (IOC-2), and the Drug Enforcement Administration (DEA) led, multi-agency Special Operations Division (SOD) – to enhance information sharing and coordination of the multi-agency efforts that have proven to be most effective against all manner of organized crime.

Executive Order 13776, *Presidential Executive Order on a Task Force on Crime Reduction and Public Safety*, also addresses the commitment to “reduce crime and restore public safety to communities across the Nation,” by “enforcing the law and developing policies that comprehensively address illegal immigration, drug trafficking, and violent crime.”

The stated intent of these two Executive Orders is to maximize the effectiveness of federal law enforcement in attacking the highest priority threats to our country by sharing information, coordinating operations, and working together in multi-agency task forces that combine the expertise and authorities of each agency. As you well know, that is the definition of OCDETF and its reason for being. That is what we have been doing, and doing well, for decades.

OCDETF’s original focus on the highest level organized drug trafficking networks has remained constant, but it has also evolved to encompass other criminal activity that is increasingly intertwined. Over the years, we have successfully handled increasingly complex investigations and prosecutions involving money laundering, violent crime, weapons trafficking, racketeering, public corruption, human trafficking, health care fraud and criminal drug trafficking in the medical profession, terrorist financing, and a broad panoply of other crimes.

Further, as illicit drug production, transportation, and distribution has become more globalized, OCDETF has become the platform for addressing not only high level drug trafficking and its attendant crime, but also Priority Transnational Organized Crime (PTOC) that may not have immediately discernible links to drug trafficking, as defined in the January 2017 *OCDETF Program Guidelines*. OCDETF’s Fiscal Year 2017 appropriation, finalized just a few weeks ago, includes new funding for OCDETF’s highest priorities, such as our Co-located Strike Forces, our efforts against opioids, and our violent crime/gang initiatives – a remarkable development in light of the overall budgetary austerity – but also a modest amount of new operational funding for PTOC and the IOC-2.

Now, more than ever, OCDETF is squarely in the forefront of the highest priority law enforcement efforts of the Departments of Justice, Homeland Security, and Treasury. In fact, in response to the directive in Executive Order 13773 to provide a quarterly report “detailing convictions in the United States relating to transnational criminal organizations and their subsidiaries,” OCDETF, through its Management Information System (MIS), was able to identify and report on more than 400 such convictions secured in our traditional OCDETF, non-PTOC cases. With the addition of a few data fields to MIS, I expect we will be able to identify and report on a higher number of these convictions in future quarters.

Finally, on May 12, 2017, the Attorney General issued a memorandum, *Department Charging and Sentencing Policy*, that authorizes federal prosecutors to use all the tools Congress and the federal courts have provided, including mandatory minimums, to craft charges and plea agreements tailored to the particular facts and circumstances of each case and each defendant. In today’s global environment, where criminal networks have access to almost unlimited funds and are unconstrained by national borders, laws, ethics, or morality, it is more important than ever that our federal prosecutors be able to use all available legal tools to enforce the law fairly and consistently, advance public safety, and promote respect for our legal system. We encourage all

OCDETF prosecutors to make full use of these tools in appropriate situations, especially prosecutions that impact the deadly flow of opioids to our communities. These tools can and should also be deployed in the fight against violent criminal organizations, such as MS-13, that threaten the safety of our citizens.

It is an honor for me to lead the OCDETF Program and to see and support the phenomenal work you do every day to help keep Americans safe from the worst criminal networks that would do us harm. My staff and I are committed to supporting your efforts in every way we can. We are excited to see your work receive the recognition it deserves and our Program maintain its role at the center of federal law enforcement's multi-agency efforts to address the highest priorities.

cc: OCDETF Operations Chiefs

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 9:22 PM
To: Muldrow, W. Stephen (USAFLM)
Subject: Re: DAG Approval - FLM Criminal Legal Assistant (Parent ID 35647)

Great. Thanks.

On May 16, 2017, at 7:20 PM, Muldrow, W. Stephen (USAFLM) (b)(6), (b)(7)(C) per EOUSA wrote:

Rod,

As a follow up to the email that I just sent to you, I note that one minute and 23 seconds before I sent the email, which included a request that you approve a Legal Assistant position in Jacksonville, Celia Weill sent an email indicating that you had already approved this request.

Thank you very much,

Stephen

From: Grandy, Todd (USAFLM)
Sent: Tuesday, May 16, 2017 7:05 PM
To: Hahn, Jeffrey (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Lowry, Jessica (USAFLM) (b)(6), (b)(7)(C) per EOUSA
Cc: Muldrow, W. Stephen (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Restaino, Evelyn (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Mccourt, Dawn (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Talbot, Frank (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Brown, Michael (USAFLM) (b)(6), (b)(7)(C) per EOUSA
Subject: FW: DAG Approval - FLM Criminal Legal Assistant (Parent ID 35647)

Thanks for the heads up Jeff; this is *fantastic* news!

Jessica, please extend the offer to (b)(6) per EOUSA tomorrow. Thanks, Todd

From: Hahn, Jeffrey (USAFLM)
Sent: Tuesday, May 16, 2017 6:57 PM
To: Grandy, Todd (USAFLM) (b)(6), (b)(7)(C) per EOUSA; Mccourt, Dawn (USAFLM) (b)(6), (b)(7)(C) per EOUSA
Subject: Fwd: DAG Approval - FLM Criminal Legal Assistant (Parent ID 35647)

Good News!!!

Begin forwarded message:

From: "Weill, Celia (USAEO)" (b)(6), (b)(7)(C) per EOUSA

Date: May 16, 2017 at 6:51:37 PM EDT

To: "Restaino, Evelyn (USAFLM)" (b)(6), (b)(7)(C) per EOUSA

Cc: "Hahn, Jeffrey (USAFLM)" (b)(6), (b)(7)(C) per EOUSA "Short, Dorjan (USAEO)"
(b)(6), (b)(7)(C) per EOUSA, RMP_FLM <RMP_FLM_DL@usa.doj.gov>

Subject: DAG Approval - FLM Criminal Legal Assistant (Parent ID 35647)

Evelyn,

The DAG approved your submitted Hiring Plan exemption request.

1. The position below is exempt from the freeze via Departmental Policy.

DISTRICT SPECIFIC ACTIONS (SEE ATTACHED TURNOVER ACCESSION REPORT)

<image001.jpg>

NEXT STEPS:

- The Hiring Status Menu should be updated and maintained in USABudget in order to reflect the current status of the hire (Reference – USABudget Update – [New USABudget Version 50 email dated 2/28/2017](#)).
- ***Once an individual has been identified, please update with the individual's name and SSN in USABudget.***
- Please ensure enter on duty dates are realistically reflected and updated in USABudget.

Thanks,
Celia

Celia Weill

Budget Analyst, Resource Management and Planning
Executive Office for United States Attorneys
600 E Street NW, Suite 2200
Washington, DC 20530
Phone: (202) (b)(6) per EOUSA

Parent ID	Position	Staff	Employee Name	CERT	Certified P	Certification Date	Hiring Status	Source of Hire	EOD/Sep Date	Comments
35647	Support	Criminal	(b)(6) per EOUSA	Waiver Approved - PROCEED	cweill	5/12/2017	Exempt per Policy	External Hire	5/28/2017	Section A of Feb 24 AAGA memo

Muldrow, W. Stephen (USAFLM)

From: Muldrow, W. Stephen (USAFLM)
Sent: Tuesday, May 16, 2017 6:53 PM
To: Rosenstein, Rod (ODAG)
Subject: DAG Personal Update for US Attorneys

Rod,

Thank you very much for your May 1st message and your recent follow up.

My predecessor, Lee Bentley, spoke very highly of you and it is clear to me why he held that high opinion.

As a career prosecutor, having started my career with the Department in the Tax Division in 1989, I truly appreciate the work that you and your team are doing, as well as all the support that we are receiving.

I recently concluded our most recent round of what we refer to as our Law Enforcement Breakfasts in Tampa, Orlando, Jacksonville, and Ft. Myers. These meetings included representatives from most of our federal, state, and local law enforcement partners. While we have always had outstanding relationships with these partners, I can tell you that the energy, engagement and attendance at these meetings was exceptional. I believe that the Department's new priorities and policies are having a positive impact in the law enforcement community.

I also wanted to take this opportunity to highlight some of the great work that the men and women in the Middle District of Florida have been doing. As the second most populous district in the nation, serving 35 of Florida's 67 counties and over ½ of its population, the MDFL consistently excels in virtually every performance metric. I am blessed to have inherited from Lee an office that was very well managed, so the credit for these accomplishments is not mine to claim.

Our Criminal Division continues to charge and try a large number of significant cases, reflected in the recent conviction in Jacksonville of former Congresswoman Brown, the complaint filed in the Jewish Community Center (JCC) bomb threat case, the Cingari immigration document fraud case, as well as the indictments of countless violent offenders, international drug smugglers, and Project Safe Childhood predators.

We also have one of the best Civil Divisions in the nation. In addition to the outstanding defensive work by our civil AUSAs, our Affirmative Civil Enforcement (ACE) program is on track to recover over \$1 billion in settlements this fiscal year. Just today, we announced an \$89 million recovery (Financial Freedom), which brings our total settlements in FY17 to approximately \$817 million. These settlements include: \$350 million in Advanced BioHealing (ABH)/Shire, \$34 million in Cardinal Health, \$145 million in LifeCare Centers, and \$150 million in McKesson. The under \$30 million budget for the MDFL is certainly money well invested.

The one request that I would like to bring to your attention is a pending request to fill one of the several vacant Legal Assistant positions in our Jacksonville Office. I realize that with all of the weighty matters that you deal with daily, this one is somewhat mundane and I hesitated to even mention it. However, I understand that all such requests require your approval and it would fill a critical need in Jacksonville.

I will be at the National Summit on Crime Reduction and Public Safety in June and hope to be able to meet with you then.

Thank you,

Stephen

From: Rosenstein, Rod (ODAG) [<mailto:Rod.Rosenstein5@usdoj.gov>]

Sent: Tuesday, May 16, 2017 12:19 AM

Subject: DAG Personal Update for US Attorneys

I regret that the recent distractions in DC interfered with my plan to contact every U.S. Attorney personally. Please free to call anytime if you need my help with anything.

All is well at Main Justice!

<http://www.baltimoresun.com/news/maryland/politics/bs-md-rod-rosenstein-20170516-story.html>

Best wishes,

Rod

Getter, Matthew (USAILN)

From: Getter, Matthew (USAILN)
Sent: Tuesday, May 16, 2017 5:36 PM
To: Rosenstein, Rod (ODAG)
Subject: RE: Next Week

The Georgetown University
McDonough School of Business
Rafik B. Hariri Building, Lohrfink Auditorium.

I think you are scheduled to speak a little after 9:00 am.

From: Rosenstein, Rod (ODAG) [mailto:Rod.Rosenstein5@usdoj.gov]
Sent: Tuesday, May 16, 2017 4:34 PM
To: Getter, Matthew (USAILN) (b)(6), (b)(7)(C) per EOUSA
Subject: Re: Next Week

Excellent. Where is the meeting?

On May 16, 2017, at 5:15 PM, Getter, Matthew (USAILN) (b)(6), (b)(7)(C) per EOUSA wrote:

Hi Rod:

I just saw you are going to speak, albeit briefly, at the Emerging Frauds in the Digital Age conference next Tuesday. I am attending that conference. If you are there for an extra minute or two, I will try catch you and say hello. Either way, I hope you are doing well.

Matt Getter

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 3:34 PM
To: (b)(6), (b)(7)(C), (b)(7)(F) (DEA)
Subject: Re: Greetings....

Thanks for the update!

On May 16, 2017, at 2:33 PM, (b)(6), (b)(7)(C), (b)(7)(F) per DEA wrote:

Sir, it was great seeing you last week at our memorial service. You haven't changed at all. I continue to be amazed as to how fast time has flown. You asked about my current assignment. I'm the (b)(6), (b)(7)(C), (b)(7)(F) per DEA to Assistant Administrator Lou Milione who leads our Diversion Program. You all are set to meet in the near future. Since we last worked together, I was assigned overseas for (b)(6), (b)(7)(C), (b)(7)(F) per DEA before I came back for my Headquarters tour. Just wanted to send you a quick note. All the best, (b)(6), (b)(7)(C), (b)(7)(F) per DEA

<image001.png>



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

**Diversion Control Division
Drug Enforcement Administration (DEA)**

Office: (b)(6), (b)(7)(C), (b)(7)(F)

Mobile: (b)(6), (b)(7)(C), (b)(7)(F)

Fax: (202) 307-9536

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

Schools, Scott (ODAG)

From: Schools, Scott (ODAG)
Sent: Tuesday, May 16, 2017 12:30 PM
To: Rosenstein, Rod (ODAG)
Subject: Per your request
Attachments: 2017-05-12 Wigginton Summary of Investigative Findings 20170509.sns.docx

The Department of Justice (DOJ) Office of the Inspector General (OIG) initiated an investigation upon receipt of information from the Executive Office for United States Attorneys (EOUSA) alleging that a United States Attorney (USA), now retired, engaged in misconduct by engaging in an intimate personal relationship with a high-level, but subordinate, supervisor in the Office (Supervisory AUSA).

The OIG substantiated the allegations, and the former USA admitted to the OIG to having engaged in the relationship. The OIG found that the USA's misconduct gave the appearance of partiality, created a difficult work environment, and violated Executive branch-wide standards of conduct, federal ethics regulations, and possibly federal regulations and DOJ policy regarding sexual harassment in the workplace.

Other allegations against the former USA were not substantiated. The USA retired from federal service following the initiation of the OIG's investigation.

During the investigation, the OIG also determined that the Supervisory AUSA inadvertently failed to report spousal stock trades completely and accurately on required financial disclosure forms.

The OIG has completed its investigation and provided its reports to EOUSA and the Office of the Deputy Attorney General.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 10:40 AM
To: Bumatay, Patrick (ODAG)
Subject: DEA Meeting

POC: Marcia Murphy, Nathaniel Gamble

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Armando Bonilla, Patrick Bumatay

DEA: Acting Administrator Chuck Rosenberg

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 16, 2017 12:52 AM
To: Hughes, Johnny (USMS); Hoffman, Christina (USAMD)
Cc: Hess, Steven (USAMD)
Subject: Re: (b)(6), (b)(7)(C) per EOUSA

Excellent. Thanks!

On May 16, 2017, at 12:12 AM, Hughes, Johnny (USMS) <Johnny.Hughes@usdoj.gov> wrote:

Rod and Steve, FYI, Regards, Johnny.

Begin forwarded message:

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS)" (b)(6), (b)(7)(C), (b)(7)(F) per USMS
Date: May 15, 2017 at 11:26:19 PM EDT
To: "Hughes, Johnny (USMS)" <JHughes@usms.doj.gov>
Subject: Re: (b)(6), (b)(7)(C) per EOUSA

Christina Hoffman! It's a racketeering drug conspiracy CDs case

On May 15, 2017, at 10:18 PM, Hughes, Johnny (USMS) <JHughes@usms.doj.gov> wrote:

Who was the AUSA and what were the charges?

On May 15, 2017, at 10:05 PM, (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS) (b)(6), (b)(7)(C), (b)(7)(F) per USMS wrote:

(b)(6), (b)(7)(C) per EOUSA was arrested this evening in Essex, Baltimore County on an ATF RICO warrant! Baltimore County SWAT executed a federal search warrant on a residence that had been under surveillance by USMS and CARFTF. (b)(6), (b)(7)(C) was taken into custody without incident!

Bressack, Leah (ODAG)

From: Bressack, Leah (ODAG)
Sent: Monday, May 15, 2017 3:54 PM
To: Rosenstein, Rod (ODAG)
Subject: RE: Oregon

(b)(5), (b)(6)

Here is my Oregon list:

(b)(5), (b)(6)

(b)(5)

(b)(5)

Murphy, Marcia (USAMD)

From: Murphy, Marcia (USAMD)
Sent: Monday, May 15, 2017 3:24 PM
To: Rosenstein, Rod (ODAG)
Cc: Crowell, James (USAMD); Terwilliger, Zachary (ODAG)
Subject: Fwd: Just FYI

FYI...

Begin forwarded message:

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Date: May 15, 2017 at 11:20:50 AM EDT
To: "Murphy, Marcia (USAMD)" <Marcia.Murphy@usdoj.gov>
Subject: RE: Just FYI

Marcy—

If you get the chance, can you ask the DAG if he would like someone from OPA to attend this? Customarily, we would send someone for any open press event like this with the DAG—but if he would prefer just to have Zach, I'm fine with that for this event.

S

Sarah Isgur Flores
Director of Public Affairs
(b)(6)

From: Murphy, Marcia (ODAG)
Sent: Monday, May 15, 2017 10:24 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>; Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Cc: Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>; Gamble, Nathaniel (ODAG) <nagamble@jmd.usdoj.gov>; Terwilliger, Zachary (ODAG) <zterwilliger@jmd.usdoj.gov>; (b)(6), (b)(7)(C), (b)(7)(F) per USMS (b)(6) (ODAG) (b)(6); (b)(6), (b)(7)(C), (b)(7)(F) per USMS
Subject: Just FYI

The DAG is scheduled to go to Baltimore this evening to accept an award for his work as U.S. Attorney from the Greater Baltimore Committee. We are keeping the visit as low key as possible. The Greater Baltimore Committee has not done any media outreach and does not plan to do any before the meeting tonight. However, several local newspapers buy tickets and send business reporters to the event. The GBC is not responding to media inquiries today, but once the DAG arrives the reporters may tweet about it, so it's possible more media may show up when it's time to leave. Just wanted everyone to be aware. Let me know if you need any other information. Marcy

Marcy Murphy
Confidential Assistant to the
Deputy Attorney General
202-514-2101

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Sunday, May 14, 2017 6:54 PM
To: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS)
Subject: Re: Day/Night shift next week

Thanks.

On May 14, 2017, at 6:47 PM, (b)(6), (b)(7)(C), (b)(7)(F) per USMS wrote:

Good evening Sir. Tonight there will be a new nightshift. (b)(7)(E) per USMS all week. Their names, cell phone, and vehicle information is as follows:

(b)(6), (b)(7)(C), (b)(7)(F) per USMS Cell: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (Deputy US Marshal from Philadelphia PA)
Vehicle (b)(6), (b)(7)(C), (b)(7)(F) per USMS

(b)(6), (b)(7)(C), (b)(7)(F) per USMS Cell: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (Deputy US Marshal from West Virginia)
Vehicle (b)(6), (b)(7)(C), (b)(7)(F) per USMS

(b)(7)(E) per USMS will be:
(b)(6), (b)(7)(C), (b)(7)(F) per USMS Cell: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (Deputy US Marshal from Alexandria Virginia)
Vehicle (b)(6), (b)(7)(C), (b)(7)(F) per USMS

If you have any questions or concerns just let me know thank you.

(b)(6), (b)(7)(C), (b)(7)(F) per USMS

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Saturday, May 13, 2017 7:22 AM
To: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Subject: Re: The Security Detail

Thanks.

On May 13, 2017, at 6:45 AM (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG) (b)(6), (b)(7)(C), (b)(7)(F) per USMS wrote:

Good morning Sir, I just wanted to follow up with the tag number to (b)(6), (b)(7)(C), (b)(7)(F) per USMS

Hunter

On May 12, 2017, at 7:19 PM, Rosenstein, Rod (ODAG) <Rod.Rosenstein5@usdoj.gov> wrote:

Thank you!

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS) (b)(6), (b)(7)(C), (b)(7)(F) per USMS
Sent: Friday, May 12, 2017 7:16 PM
To: Rosenstein, Rod (ODAG) <rrosenstein@jmd.usdoj.gov>
Subject: The Security Detail

Good evening Sir. Just to update you on the security and where we stand. (b)(6), (b)(7)(C), (b)(7)(F) per USMS

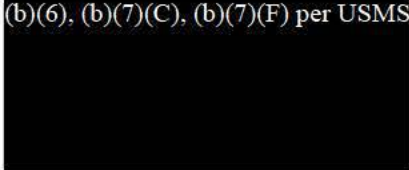
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS

(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS

(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS
(b)(6), (b)(7)(C), (b)(7)(F) per USMS

In the event you need their contact information, their cell phone numbers are:

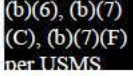
(b)(6), (b)(7)(C), (b)(7)(F) per USMS

A large black rectangular redaction box covers the text below the first line.

Hopefully things will calm down next week.

If you have any questions let me know. Thank you.

(b)(6), (b)(7)
(C), (b)(7)(F)
per USMS

A small black rectangular redaction box covers the text below the second paragraph.

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (JMD)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (JMD)
Sent: Friday, May 12, 2017 9:31 PM
To: Rosenstein, Rod (ODAG)
Cc: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG); (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS)
Subject: Re: Saturday

Copy Sir.

> On May 12, 2017, at 9:30 PM, Rosenstein, Rod (ODAG) <Rod.Rosenstein5@usdoj.gov> wrote:
>
> 7:15 Travel to DOJ
>
> 6:30 Travel to Home

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Friday, May 12, 2017 6:39 PM
To: Frank, Michael (ODAG)
Subject: Re: ATF Memorial Observance

Thank you.

On May 12, 2017, at 4:45 PM, Frank, Michael (ODAG) <mfrank@jmd.usdoj.gov> wrote:

Good Afternoon, Sir,

I heard from Joe Allen at ATF. He said that everyone at ATF appreciated your visit yesterday and your inspiring words. He said that everyone knew that you had a lot on your plate, so they were pleasantly surprised that you took time out of your busy schedule to speak to them. It meant a lot to them.

I hope your day is going well.

Michael

Cook, Steven H. (ODAG)

From: Cook, Steven H. (ODAG)
Sent: Friday, May 12, 2017 10:31 AM
To: Rosenstein, Rod (USAMD)
Cc: Crowell, James (ODAG) (JMD); Terwilliger, Zachary (ODAG) (JMD)
Subject: RE: Question about the Department Charging and Sentencing Policy

10-4

Steve

From: Rosenstein, Rod (USAMD) [mailto:Rod.Rosenstein@usdoj.gov]
Sent: Friday, May 12, 2017 8:50 AM
To: Cook, Steven H. (ODAG) <shcook@jmd.usdoj.gov>
Cc: Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>; Terwilliger, Zachary (ODAG) <zterwilliger@jmd.usdoj.gov>
Subject: Re: Question about the Department Charging and Sentencing Policy

(b)(5)

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 12, 2017, at 8:24 AM, Cook, Steven H. (ODAG) <Steven.H.Cook@usdoj.gov> wrote:

Sir,

(b)(5)

We can obviously discuss these when things slow down a little, but I have to comment on this one.

(b)(5)

Steve

From: Harrington, Joseph H. (USAWAE) (b)(6), (b)(7)(C) per EOUSA
Sent: Thursday, May 11, 2017 7:45 PM
To: Cook, Steven H. (ODAG) <shcook@jmd.usdoj.gov>
Cc: Smoot, Russell E. (USAWAE) (b)(6), (b)(7)(C) per EOUSA
Subject: Question about the Department Charging and Sentencing Policy

ADAG Cook,

I am reaching out from the Eastern District of Washington (Spokane). (b)(5), (b)(6), (b)(7)(C)

[REDACTED]

Thank you in advance for considering my inquiry.

Best regards,
Joe Harrington

Joseph Harrington
Acting United States Attorney
Eastern District of Washington
509.353.2767

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, May 12, 2017 8:24 AM
To: Cook, Steven H. (ODAG); Rosenstein, Rod (ODAG)
Cc: Thiemann, Robyn (OLP); Crowell, James (ODAG); Terwilliger, Zachary (ODAG)
Subject: RE: Charging policy

(b)(6)

JBS will have his press statement at 1030 on this. And then we are working with shows to provide guests and info for the day.

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Cook, Steven H. (ODAG)
Sent: Friday, May 12, 2017 8:04 AM
To: Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov>; Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Thiemann, Robyn (OLP) <rthiemann@jmd.usdoj.gov>; Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>; Terwilliger, Zachary (ODAG) <zterwilliger@jmd.usdoj.gov>
Subject: RE: Charging policy

(b)(6) this is terribly slanted. This sentence:

“The new policy is expected to lead to more federal prosecutions and an increase in the federal prison population.”

should have read

The new policy is expected to lead to more federal prosecutions and stop the violent crime wave that is sweeping our Nation.

And where did this come from:

The Sessions memo was largely crafted by Steven H. Cook, a federal prosecutor who was president of the National Association of Assistant U.S. Attorneys and is now detailed to the Justice Department.

That should have read:

(b)(5)

I am also adding Zach who has helped at every stage with this memo.

Steve

From: Rosenstein, Rod (ODAG)
Sent: Friday, May 12, 2017 7:50 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Cook, Steven H. (ODAG) <shcook@jmd.usdoj.gov>; Thiemann, Robyn (OLP) <rthiemann@jmd.usdoj.gov>;
Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>
Subject: Charging policy

The Post story is misleading. We will need to do some on the record media today. Probably with Horwitz.

**Please delete my old .gov email address if it is in your contacts list.*

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Friday, May 12, 2017 7:44 AM
To: Lappen, Louis (USAPAE)
Subject: Re: Congrats and hello from Philadelphia!

Thank you!

On May 10, 2017, at 4:32 PM, Lappen, Louis (USAPAE) (b)(6), (b)(7)(C) per EOUSA wrote:

Rod,

As you are settling in to the new job, I want to reach out and congratulate you on your appointment and confirmation. I was thrilled to hear that you were selected as the DAG. I know you will do tremendous work, particularly since you have such a deep understanding of what we do in the USAOs and have such an outstanding reputation in the prosecutorial community. I am sure it was your summer at Schnader that set you on the right track. I wish you the best of luck and hope to see you one of these days. Please feel free to call or email me if there is anything you need from me or the EDPA. Take care.

Lou

Louis D. Lappen
Acting United States Attorney
Eastern District of Pennsylvania
215-861-8551 (Office)
(b)(6) (Cell)

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Thursday, May 11, 2017 6:36 PM
To: Bonilla, Armando (ODAG)
Subject: Tour of USMS HQ & meet with USMS personnel

POC:

Attendees:

ODAG: DAG Rosenstein, Armando Bonilla

USMS: A-Director Harlow

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Thursday, May 11, 2017 6:32 PM
To: Bonilla, Armando (ODAG)
Subject: Lunch

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Armando Bonilla

USMS: A-Director Dave Harlow, [REDACTED] family, Assoc. Director of Operations Bill Snelson, Asst. Director Derrick Driscoll, USMS Critical Response Team (b)(6), (b)(7)(C), (b)(7)(F) per USMS [REDACTED], Pastor [REDACTED]

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Thursday, May 11, 2017 6:32 PM
To: Bonilla, Armando (ODAG)
Subject: DEA Annual Wreath Laying and Memorial Service

POC: Marcy Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Armando Bonilla

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Thursday, May 11, 2017 6:31 PM
To: Bonilla, Armando (ODAG)
Subject: Lunch

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Armando Bonilla

USMS: A-Director Dave Harlow, [REDACTED] family, Assoc. Director of Operations Bill Snelson, Asst. Director Derrick Driscoll, USMS Critical Response Team (b)(6), (b)(7)(C), (b)(7)(F) per USMS [REDACTED], Pastor [REDACTED]

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Thursday, May 11, 2017 6:24 PM
To: (b)(6) (JMD)
Subject: FISA signature

POC: Tashina Gauhar
OAG: Rachael Tucker
ODAG: Jim Crowell, Tashina Gauhar
NSD: Stuart Evans, Gabriel Sanz-Rexach, (b)(6), (b)(6)

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Thursday, May 11, 2017 11:29 AM
To: Marquardt, Sarah (USAMD)
Subject: Re: Farewell

Welcome back!

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 11, 2017, at 11:22 AM, Marquardt, Sarah (USAMD) (b)(6), (b)(7)(C) per EOUSA wrote:

Rod:

Today is my first day back (b)(6) and I wanted to send a quick note to thank you for your leadership as our U.S. Attorney. I feel fortunate to have worked under your direction for the past two years. I will never forget the excitement I felt when I received your call extending me a job offer at this office. Thank you for constantly reminding AUSAs that we must litigate with integrity, vigor and humility. Your guidance has inspired me to work to the best of my abilities each and every day, and to never take this position for granted. Best of luck with your future endeavors.

Sincerely,
Sarah

From: Rosenstein, Rod (USAMD)
Sent: Wednesday, April 26, 2017 12:22 PM
Subject: Farewell

In my final hours as U.S. Attorney, I met with Nina Epps. She came to the U.S. Attorney's Office to learn about an indictment we unsealed this morning. There is a street in Baltimore – McKenzie Elliott Way – named for Ms. Epps's daughter. [McKenzie](#) was three years old when she was shot and killed on the front porch of her home in 2014.

McKenzie's murder went unsolved for a long time. But righteous [police officers](#) and prosecutors cared about McKenzie and her family. They used their expertise and [tools](#) to pursue her killer and save other people from becoming victims. And they had the support of McKenzie's mom, and other citizens, who appreciate effective law enforcement.

We charged the alleged shooter's entire gang with a federal drug [conspiracy](#). As a result, other little girls on McKenzie's street will be a lot safer. And if other gangs get the message that we will come after them if any member uses an illegal gun, Baltimore won't need to name more streets after murdered children.

I spoke about other extraordinary achievements of our office and our partner agencies – both civil and criminal – at my confirmation hearing. In my new job, I will draw on memories of your accomplishments and my experience working with you to promote the rule of law, punish criminals, deter crime and protect government property.

Crowell, James (ODAG)

From: Crowell, James (ODAG)
Sent: Thursday, May 11, 2017 8:20 AM
To: Rosenstein, Rod (ODAG)
Subject: FW: ATF Memorial Observance
Attachments: 5-11-17 - DAG ATF Revised_1.docx

From: Murphy, Marcia (ODAG)
Sent: Wednesday, May 10, 2017 12:28 PM
To: Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>
Subject: FW: ATF Memorial Observance

I have a binder for you, but am forwarding this electronic version of the speech in case you have any changes.

From: Frank, Michael (ODAG)
Sent: Wednesday, May 10, 2017 12:23 PM
To: Murphy, Marcia (ODAG) <mmurphy@jmd.usdoj.gov>
Subject: ATF Memorial Observance

Hi Marcy,

Here is the speech for ATF.

Michael

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Thursday, May 11, 2017 6:44 AM
To: Rosenstein, Rod (ODAG)
Subject: News crew

Good morning Sir, just to give you an update, you have a 3 news crews out front this morning (CBS, CNN, and ABC). Would you like to do the pickup like we did yesterday? If so they will pull around shortly after 7 and be ready.

(b)(6), (b)(7)(C), (b)(7)(F)
per USMS

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Thursday, May 11, 2017 6:03 AM
To: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG) (JMD)
Subject: Re: News crew

OK. Thanks.

> On May 11, 2017, at 5:59 AM, (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG) (b)(6), (b)(7)(C), (b)(7)(F) per USMS wrote:

>

> Good morning Sir, you have a news crew out front again this morning (CBS). Would you like to do the pickup like we did yesterday? If so they will pull around shortly after 7 and be ready.

>

> (b)(6), (b)(7)(C), (b)(7)(F)
> per USMS

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Thursday, May 11, 2017 12:47 AM
To: Rosenstein, Rod (ODAG)
Subject: Accepted: Wheels up - Flight to Columbia, SC. AA #4251

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Thursday, May 11, 2017 12:47 AM
To: Rosenstein, Rod (ODAG)
Subject: Accepted: Meeting with CRT

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Thursday, May 11, 2017 12:47 AM
To: Rosenstein, Rod (ODAG)
Subject: Accepted: Travel to Washington National Airport

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 8:00 PM
To: Crowell, James (ODAG)
Subject: Re: Meeting

Thanks.

On May 10, 2017, at 7:53 PM, Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov> wrote:

Meeting is now confirmed.

Sent from my iPhone

Begin forwarded message:

From: "Ramer, Sam (OLA)" <sramer@jmd.usdoj.gov>
Date: May 10, 2017 at 7:52:56 PM EDT
To: "Murphy, Marcia (ODAG)" <mmurphy@jmd.usdoj.gov>
Cc: "Crowell, James (ODAG)" <jcrowell@jmd.usdoj.gov>, "Gauhar, Tashina (ODAG)" <tagauhar@jmd.usdoj.gov>
Subject: Meeting

Marcia-

Tomorrow at noon, the DAG, Acting AAG Boente, and Tash have a meeting at Senate Hart Building, Room 211. The meeting may go until 1:30 pm.

Tash, will you be able to get clearances transferred? If not, we can try to do it here.

Please also loop in Dana, I only have his EDVA address. Thanks!

Sam

Samuel R. Ramer
Acting Assistant Attorney General
Office of Legislative Affairs
U.S. Department of Justice
Room 1143 Main Justice Building
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
202.514.2141

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 7:34 PM
To: Thiemann, Robyn (OLP)
Subject: 21st Annual ATF Memorial Observance - DAG to speak

POC: Marcy Murphy, Nathaniel Gamble 202-514-2101

Attendees

ODAG: DAG Rosenstein, Michael Frank

OLP: Robyn Thiemann

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 7:34 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Canceled: 21st Annual ATF Memorial Observance - DAG to speak
Importance: High

POC: Marcy Murphy, Nathaniel Gamble 202-514-2101

Attendees

ODAG: DAG Rosenstein, Michael Frank

OLP: Robyn Thiemann

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 7:34 PM
To: Terwilliger, Zachary (ODAG)
Subject: Canceled: 21st Annual ATF Memorial Observance - DAG to speak
Importance: High

POC: Marcy Murphy, Nathaniel Gamble 202-514-2101

Attendees

ODAG: DAG Rosenstein, Michael Frank

OLP: Robyn Thiemann

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Wednesday, May 10, 2017 6:19 PM
To: Rosenstein, Rod (ODAG)
Subject: Mail

Sir, please take a few moments with your family to remind them about screening mail received at your residence. If you receive a package or letter from someone you don't know, wasn't expecting, or seems suspicious in any way. Don't open it, give it to us to screen first. Thank you.

(b)(6), (b)(7)(C), (b)(7)(F) per USMS

Otus84, AG (OAG)

From: Otus84, AG (OAG)
Sent: Wednesday, May 10, 2017 4:52 PM
To: Hanrahan, Peggi (OAG); Rosenstein, Rod (ODAG); Bressack, Leah (ODAG);
Winzenburg, Karen (USAEO)
Subject: HOLD USA Interview: William Powell (NDWV)

Attendee: Rod Rosenstein

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 11:56 AM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Canceled: EDVA Meeting
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 11:56 AM
To: (b)(6) (NSD); (b)(6) (NSD); (b)(6) (NSD);
(b)(6) (NSD); Weinsheimer, Bradley (NSD)
Subject: Canceled: EDVA Meeting
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 11:56 AM
To: Boente, Dana J. (NSD); Grooms, Daniel (USAVAE); Gauhar, Tashina (ODAG); Terwilliger, Zachary (ODAG); Crowell, James (ODAG)
Cc: Crowell, James (ODAG)
Subject: Canceled: EDVA Meeting
Importance: High

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Garrett, Timothy (USAMD)

From: Garrett, Timothy (USAMD)
Sent: Wednesday, May 10, 2017 10:08 AM
To: Rosenstein, Rod (ODAG)
Subject: RE: Your Salary for PP8

Rod,

Good Morning. When you have a moment, can you let me know that your salary was deposited? I just want to confirm and close out the issue. From my end, I can see that NFC released it.

Thanks.

Tim

From: Rosenstein, Rod (ODAG) [mailto:Rod.Rosenstein5@usdoj.gov]
Sent: Monday, May 08, 2017 2:14 PM
To: Garrett, Timothy (USAMD) (b)(6) per EOUSA
Subject: Re: Your Salary for PP8

Thanks.

**Please delete my old .gov email address if it is in your contacts list.*

On May 8, 2017, at 12:29 PM, Garrett, Timothy (USAMD) (b)(6) per EOUSA wrote:

Rod,

Good Afternoon. Due to a system error in webTA for having to split your timesheet between the USAO and ODAG, JMD just contacted to let me know (b)(6) per EOUSA

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] I apologize for the inconvenience. Let me know if you have any further questions.

Thanks.

Tim

Salad, Bruce M. (TAX)

From: Salad, Bruce M. (TAX)
Sent: Wednesday, May 10, 2017 9:59 AM
To: Rosenstein, Rod (ODAG)
Subject: RE: our conversation early today-update

Rod,

(b)(5), (b)(6)

Bruce

From: Rosenstein, Rod (USAMD) [mailto:Rod.Rosenstein@usdoj.gov]
Sent: Monday, May 08, 2017 2:13 PM
To: Salad, Bruce M. (TAX)
Subject: Re: our conversation early today-update

Thanks.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 8, 2017, at 1:01 PM, Salad, Bruce M. (TAX) <Bruce.M.Salad@usdoj.gov> wrote:

Rod,

(b)(5), (b)(6)

Bruce

From: Rosenstein, Rod (USAMD) [mailto:Rod.Rosenstein@usdoj.gov]
Sent: Friday, April 28, 2017 4:20 PM
To: Salad, Bruce M. (TAX)
Subject: Re: our conversation early today

Please do. I did not. Thanks.

On Apr 28, 2017, at 3:17 PM, Salad, Bruce M. (TAX) <Bruce.M.Salad@usdoj.gov> wrote:

Rod,

Congratulations on your recent confirmation. I know the Department is in very good hands with you handling the reins.

(b)(5), (b)(6)

(b)(5), (b)(6)

All the best,

Bruce

From: Rosenstein, Rod (USAMD) [<mailto:Rod.Rosenstein@usdoj.gov>]
Sent: Monday, April 03, 2017 5:14 PM
To: Salad, Bruce M. (TAX)
Subject: RE: our conversation early today

(b)(5)

From: Salad, Bruce M. (TAX) [<mailto:Bruce.M.Salad@usdoj.gov>]
Sent: Thursday, March 30, 2017 4:48 PM
To: Rosenstein, Rod (USAMD) <RRosenstein@usa.doj.gov>
Subject: Re: our conversation early today

Rod,

(b)(5), (b)(6)

[Redacted]

[Redacted]

Best,

Bruce

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 9:44 AM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 9:44 AM
To: Boente, Dana J. (NSD); Grooms, Daniel (USAVAE); Gauhar, Tashina (ODAG); Terwilliger, Zachary (ODAG); Crowell, James (ODAG)
Cc: Crowell, James (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Wednesday, May 10, 2017 9:44 AM
To: (b)(6) (NSD); (b)(6) (NSD); (b)(6) (NSD);
(b)(6) (NSD); Weinsheimer, Bradley (NSD)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

(b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)

From: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG)
Sent: Wednesday, May 10, 2017 6:28 AM
To: Rosenstein, Rod (ODAG)
Subject: Phone call

Sir, just to give you a few options on your departure if you can call at your convenience my cell is

(b)(6), (b)(7)(C), (b)(7)(F) per USMS

(b)(6), (b)(7)(C), (b)(7)(F) per USMS

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Wednesday, May 10, 2017 6:10 AM
To: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG) (JMD)
Subject: Re: Media

Thanks.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 10, 2017, at 5:36 AM, (b)(6), (b)(7)(C), (b)(7)(F) per USMS (ODAG) (b)(6), (b)(7)(C), (b)(7)(F) per USMS wrote:

Good morning Sir. Just letting you know the news is out front, they are in the (b)(6) .

(b)(6), (b)(7)(C), (b)(7)(F) per USMS

Terwilliger, Zachary (ODAG)

From: Terwilliger, Zachary (ODAG)
Sent: Wednesday, May 10, 2017 12:46 AM
To: Rosenstein, Rod (ODAG)
Subject: Fwd: US Attorney for Maryland - WH Letter from Sens. Cardin & Van Hollen (CLOSE HOLD)
Attachments: senators cardin van hollen white house letter us attorney maryland 02.17.17.pdf; ATT00001.htm; (b)(6) Resume.pdf; ATT00002.htm; (b)(6) Resume.pdf; ATT00003.htm

Sir,
Please see the below from Bill VanHorne.

Zach

Begin forwarded message:

From: "Van Horne, Bill (Cardin)" (b)(6)
Date: May 8, 2017 at 12:20:42 PM EDT
To: "Terwilliger, Zachary (ODAG)" <Zachary.Terwilliger2@usdoj.gov>
Subject: FW: US Attorney for Maryland - WH Letter from Sens. Cardin & Van Hollen (CLOSE HOLD)

Zach, per our discussion I have attached the materials we sent to the White House Counsel's office regarding the Rosenstein vacancy. Our bosses have discussed this issue but did not want to pursue it further until the DAG took office. Please keep close hold and feel free to contact me if you have any questions or need additional information.

Best,

Bill

Bill Van Horne
Chief Counsel
Senator Benjamin L. Cardin (Maryland)
509 Hart Senate Office Building
United States Senate
Washington, DC 20510
p: (202) 224-(b)(6)
f: (202) 224-1651
e-mail: (b)(6)
website: <http://www.cardin.senate.gov>

United States Senate

WASHINGTON, DC 20510

February 17, 2017

The Honorable Donald J. Trump
President
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500

Dear Mr. President:

We write to provide our recommendations of (b)(6) and (b)(6) as candidates for the expected vacancy for the U.S. Attorney for the District of Maryland.

(b)(6)

[Redacted]

[Redacted]


We have attached copies of the current resumes for (b)(6) and (b)(6) for your review.

Thank you for your consideration of these recommendations. We look forward to working with you to ensure the smooth transition to an expected new U.S. Attorney for the District of Maryland.

Sincerely,



Benjamin L. Cardin
United States Senator



Chris Van Hollen
United States Senator

Attachments

United States Senate

WASHINGTON, DC 20510

January 23, 2017

The Honorable Donald J. Trump
President
The White House
1600 Pennsylvania Avenue, NW
Washington, DC 20500

Dear Mr. President:

We write to provide our recommendation of Judge Stephanie Gallagher for the current vacancy on the United States District Court for the District of Maryland, based on Judge William Quarles Jr.'s retirement, effective February 1, 2016.

Judge Gallagher has served as a United States Magistrate Judge in Baltimore since 2011. She was nominated in September 2015 to serve as a U.S. District Judge for the District of Maryland to fill the Quarles seat. The Senate Judiciary Committee held a hearing on her nomination in April 2016. In May 2016 the Committee favorably reported her non-controversial nomination by voice-vote to the full Senate. Unfortunately, the Senate did not take final action on her nomination before the 2016 general election.

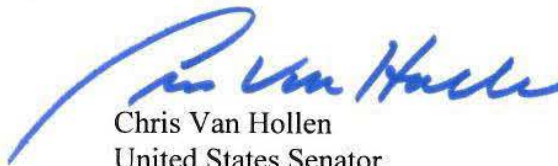
We have attached a copy of Judge Gallagher's current resume and her Senate Judiciary Committee questionnaire.

Thank you for your consideration of this recommendation. We look forward to working with you to ensure that the most qualified judges are seated on our federal courts in Maryland.

Sincerely,



Benjamin L. Cardin
United States Senator



Chris Van Hollen
United States Senator

Attachments

Terwilliger, Zachary (ODAG)

From: Terwilliger, Zachary (ODAG)
Sent: Wednesday, May 10, 2017 12:42 AM
To: Rosenstein, Rod (ODAG)
Subject: Fwd: Judge Gallagher - WH Letter from Sens. Cardin & Van Hollen (CLOSE HOLD)
Attachments: senators cardin van hollen white house letter judge gallagher 01.23.17.pdf; ATT00001.htm; SG resume.wpd.pdf; ATT00002.htm; Gallagher Senate Questionnaire Final.pdf; ATT00003.htm

Sir,
Please see the below correspondence from Bill Van Horne.

Zach

Begin forwarded message:

From: "Terwilliger, Zachary (ODAG)" <zterwilliger@jmd.usdoj.gov>
To: "Terwilliger, Zachary (ODAG)" <zterwilliger@jmd.usdoj.gov>
Subject: Fwd: Judge Gallagher - WH Letter from Sens. Cardin & Van Hollen (CLOSE HOLD)

Begin forwarded message:

From: "Van Horne, Bill (Cardin)" (b)(6)
To: "Terwilliger, Zachary (ODAG)" <zterwilliger@jmd.usdoj.gov>
Subject: FW: Judge Gallagher - WH Letter from Sens. Cardin & Van Hollen (CLOSE HOLD)

Zach, per our discussion I am forwarding to you the materials we have sent to the White House Counsel's office regarding the current Maryland judicial vacancy. Sen. Cardin and DAG Rosenstein have discussed this issue in the past, and now that the White House is making lower court judicial nominations we wanted to circle back to you. Please keep close hold. Happy to discuss further and answer any questions.

Best,

Bill

Bill Van Horne
Chief Counsel
Senator Benjamin L. Cardin (Maryland)
509 Hart Senate Office Building

United States Senate
Washington, DC 20510

p: (202) 224-(b)(6)

f: (202) 224-1651

e-mail: (b)(6)

website: <http://www.cardin.senate.gov>

STEPHANIE A. GALLAGHER

(b)(6)
[Redacted]
[Redacted]
[Redacted]

EXPERIENCE

UNITED STATES MAGISTRATE JUDGE

Apr. 2011-Present

Baltimore, Maryland

Engage in settlement conferences with civil litigants. Preside over civil cases through trial with consent of both parties. Manage the Court's docket of Social Security disability appeals, including supervision of the Social Security law clerk. Hear preliminary proceedings in felony criminal cases, and all proceedings in misdemeanor criminal cases. Adjudicate discovery disputes among civil litigants. Participate in Court governance as a member of the Information Technology committee and the Probation committee.

LEVIN & GALLAGHER LLC

Oct. 2008-Apr. 2011

Baltimore, Maryland/Washington, D.C.

Partner and co-founder. Represented clients in white-collar criminal investigations and prosecutions, complex civil litigation cases, and administrative employment disputes. Representative successful outcomes include obtaining reinstatement, back pay, and attorneys' fees for two agents wrongfully terminated in separate cases by the Federal Bureau of Investigation, and persuading federal prosecutors not to pursue charges against two different clients who had been named as targets of their respective investigations. Served as member of the Criminal Justice Act panels for the United States District Court for the District of Maryland and the United States Court of Appeals for the Fourth Circuit, accepting court appointments to represent indigent individuals in federal criminal cases and appeals.

UNITED STATES ATTORNEY'S OFFICE

Jan. 2002-Sept. 2008

Baltimore, Maryland

Assistant United States Attorney. Prosecuted criminal cases concerning a wide range of offenses including perjury and obstruction of justice, money laundering, embezzlement, material support of terrorism, mail and bank fraud, drug trafficking, witness tampering, homicide, and other violent crimes. Directed criminal investigations including grand jury proceedings and Title III wiretaps. Tried twenty jury trials and two bench trials, in addition to numerous contested motions hearings and sentencings. Wrote appellate briefs and argued criminal appeals before the Fourth Circuit Court of Appeals.

AKIN, GUMP, STRAUSS, HAUER & FELD, LLP

Sept. 1999-Dec. 2001

Washington, D.C.

Litigation Associate. Represented clients in criminal and civil matters, including complex commercial cases, employment disputes, constitutional issues, and contract claims. Defended corporate client in grand jury investigation into possible violations of the Foreign Corrupt Practices Act (FCPA) and related money laundering allegations. Took and defended depositions. Performed direct and cross-examination of witnesses in two binding arbitration proceedings. Wrote

and argued motions. Participated in mediations and settlement conferences. Advised clients on all phases of the litigation process, from pre-litigation strategy to settlement negotiations.

THE HONORABLE J. FREDERICK MOTZ Aug. 1997 Aug. 1999
U.S. District Court for the District of Maryland
Baltimore, Maryland
Law Clerk to then-Chief Judge. Drafted opinions in cases involving employment discrimination, contract disputes, libel and slander, and other civil and criminal issues. Served second year of clerkship at Judge's request to be lead law clerk in a Multi-District Litigation proceeding.

AKIN, GUMP, STRAUSS, HAUER & FELD, LLP Summer 1996
Washington, D.C.
Summer Associate.

UNITED STATES ATTORNEY'S OFFICE Summer 1995
Alexandria, Virginia
Summer Law Clerk.

EDUCATION

HARVARD LAW SCHOOL, J.D. *cum laude*, June 1997
Activities: Ames Moot Court Competition, Final Round Oralist
Board of Student Advisers, Legal Research and Writing Instructor

GEORGETOWN UNIVERSITY, B.S. in Government, May 1994
Honors: *magna cum laude*
Phi Beta Kappa
Government Honors Program

**PROFESSIONAL
ACTIVITIES**

Board of Governors, Federal Bar Association, Maryland Chapter, 2006-present
Secretary, 2011-present
Federal Bench-Bar Conference Planning Committee, 2003-2007
Co-Chairperson, 2007
Maryland Volunteer Lawyers Service
American Health Lawyers Association (completed mediator training 2010)
The Barristers Law Club, The Wednesday Law Club, and the Lawyers' Round Table, Baltimore, Maryland
Permanent Member, Fourth Circuit Judicial Conference

ADMISSIONS

Maryland State Bar
District of Columbia Bar
United States District Court, District of Maryland
United States District Court, District of Columbia
United States Court of Appeals for the Fourth Circuit
United States Court of Appeals for the Seventh Circuit
United States Supreme Court

HONORS

Leading Women, *The Daily Record*, 2011

Rising Stars, *Maryland SuperLawyers*, 2009, 2010, 2011

Litigation Counsel of America (trial lawyer honorary society), 2009

Litigation Award, United States Attorney's Office, 2004

Various commendations from state and federal law enforcement agencies, 2002-2008

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 10:42 PM
To: (b)(6) (NSD); (b)(6) (NSD); (b)(6) (NSD);
(b)(6) (NSD); Weinsheimer, Bradley (NSD)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 10:42 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 09, 2017 10:42 PM
To: Boente, Dana J. (NSD); Grooms, Daniel (USAVAE); Gauhar, Tashina (ODAG); Terwilliger, Zachary (ODAG); Crowell, James (ODAG)
Cc: Crowell, James (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 09, 2017 8:16 PM
To: Crowell, James (ODAG); [REDACTED] (ODAG); Bond, Rebecca (CRT); Friel, Gregory B (CRT); Gore, John (CRT); Toomey, Kathleen (CRT); Troester, Robert J. (ODAG); Moosy, Robert (CRT)
Cc: Crowell, James (ODAG); Wheeler, Tom (CRT)
Subject: Meeting with CRT

POC: Marcy Murphy, Nathaniel Gamble

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Bob Troester

CRT: A/AAG Tom Wheeler, Greg Friel, DAAG; Rebecca Bond, DAAG; John Gore, DAAG; Robert Moosy, DAAG; Kathy Toomey, Director of Operational Management

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 09, 2017 8:15 PM
To: Crowell, James (ODAG); Frank, Michael (ODAG); Toulou, Tracy (OTJ); Jacobs, Jeanne H.(OTJ)
Cc: Crowell, James (ODAG)
Subject: Office of Tribal Justice Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Michael Frank

OTJ: Tracy Toulou, Jeanne Jacobs

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 09, 2017 8:15 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Office of Tribal Justice Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Michael Frank

OTJ: Tracy Toulou, Jeanne Jacobs

Hughes, Johnny (USMS)

From: Hughes, Johnny (USMS)
Sent: Tuesday, May 9, 2017 4:53 PM
To: Rosenstein, Rod (ODAG)
Subject: Re: The A.G.'s Visit to Baltimore Federal Courthouse Tuesday, May16th

I am so sorry Rod, I hope something changes and you will be able to attend as we will all miss you, take good care, Johnny.

On May 9, 2017, at 3:58 PM, Rosenstein, Rod (ODAG) <Rod.Rosenstein5@usdoj.gov> wrote:

I will check with him. I do not expect to be there.

On May 9, 2017, at 1:58 PM, Hughes, Johnny (USMS) <Johnny.Hughes@usdoj.gov> wrote:

Rod, good afternoon, I hope you are having a Great Monday. I wanted to see if you could check with the A.G. and after your awards ceremony if he had time for a quick tour of our Facilities and a quick Lunch In Little Italy at Dalesios or one or the other. I would appreciate anything you may be able to do and I hope you will also be accompanying him. Thank You So Much Rod, Blessings and warm regards, Johnny.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 09, 2017 2:33 PM
To: Bressack, Leah (ODAG)
Subject: RE: Do I have a package for D. Michael Hurst, USA candidate set for 3:30 today?

Got it. Thanks.

From: Bressack, Leah (ODAG)
Sent: Tuesday, May 9, 2017 2:09 PM
To: Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov>
Cc: Murphy, Marcia (ODAG) <mmurphy@jmd.usdoj.gov>
Subject: Re: Do I have a package for D. Michael Hurst, USA candidate set for 3:30 today?

Yes. Marcy has it.

On May 9, 2017, at 2:04 PM, Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov> wrote:

Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Tuesday, May 09, 2017 2:03 PM
To: Weinreb, William (USAMA)
Subject: Re: Tuesday

Please stop by after (b)(6).

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 8, 2017, at 4:07 PM, Weinreb, William (USAMA) (b)(6), (b)(7)(C) per EOUSA wrote:

Hi Rod. (b)(6) I will be in DC early. If you are free any time between 12 pm and 2 pm, or after (b)(6) (probably 3 pm), I'd love to drop by and say hello.

Bill

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 1:21 PM
To: Patterson, Robert W. (DEA); Milione, Louis J. (DEA)
Subject: DEA Meeting

POC: Marcia Murphy, Nathaniel Gamble

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Armando Bonilla

DEA: Acting Administrator Chuck Rosenberg

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:59 PM
To: Rosenberg, Chuck (DEA); Crowell, James (ODAG); Bonilla, Armando (ODAG)
Subject: DEA Meeting

POC: Marcia Murphy, Nathaniel Gamble

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Armando Bonilla

DEA: Acting Administrator Chuck Rosenberg

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:59 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: DEA Meeting

POC: Marcia Murphy, Nathaniel Gamble

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Armando Bonilla

DEA: Acting Administrator Chuck Rosenberg

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:39 PM
To: Rosenberg, Chuck (DEA); Crowell, James (ODAG)
Subject: Canceled: DEA Meeting
Importance: High

Attendees: Acting Administrator Chuck Rosenberg
ODAG: DAG Rosenstein, Jim Crowell
POCs: Marcy Murphy, Nathaniel Gamble
202-514-2101

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:39 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Canceled: DEA Meeting
Importance: High

Attendees: Acting Administrator Chuck Rosenberg
ODAG: DAG Rosenstein, Jim Crowell
POCs: Marcy Murphy, Nathaniel Gamble
202-514-2101

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:33 PM
To: Crowell, James (ODAG); Frank, Michael (ODAG); Toulou, Tracy (OTJ); Jacobs, Jeanne H.(OTJ)
Cc: Crowell, James (ODAG)
Subject: Office of Tribal Justice Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Michael Frank

OTJ: Tracy Toulou, Jeanne Jacobs

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Tuesday, May 9, 2017 12:33 PM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: Office of Tribal Justice Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein, Jim Crowell, Michael Frank

OTJ: Tracy Toulou, Jeanne Jacobs

Cook, Steven H. (ODAG)

From: Cook, Steven H. (ODAG)
Sent: Tuesday, May 09, 2017 11:55 AM
To: Rosenstein, Rod (USAMD)
Cc: Thiemann, Robyn (OLP) (JMD)
Subject: FW: PowerPoint help

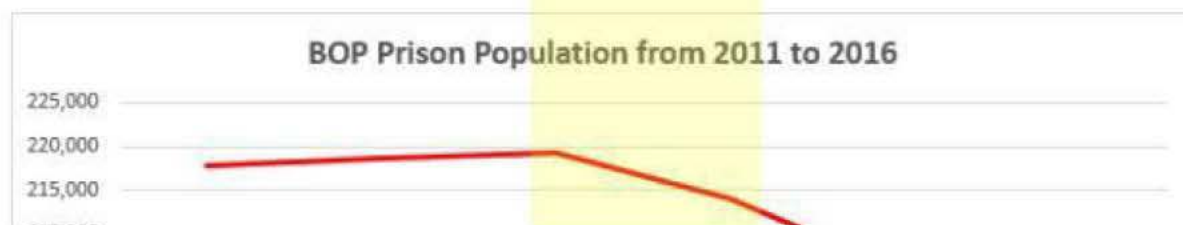
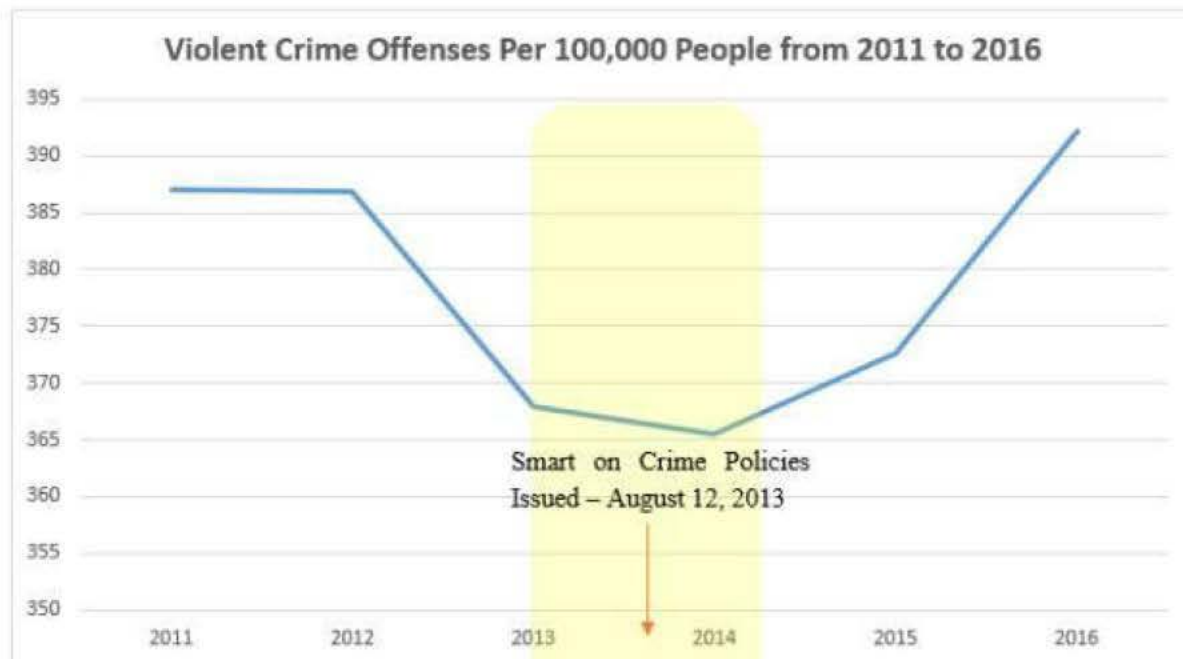
Sir,

Below is the belated answer to your question about how the comparison graphs for the latest years would look for my PowerPoint. Great idea—it speaks volumes. (I had to get professional help from my district to create them.)

Steve

From: Veatch, Amy (USATNE) (b)(6). (b)(7)(C) per EOUSA
Sent: Tuesday, May 9, 2017 10:45 AM
To: Cook, Steven H. (ODAG) <shcook@jmd.usdoj.gov>
Subject: RE: PowerPoint help

One more comparison:





Rosenstein, Rod (USAMD)

From: Rosenstein, Rod (USAMD)
Sent: Tuesday, May 9, 2017 11:06 AM
To: Boente, Dana (USAVAE)
Subject: Re: Please call when you have a chance.

Please call asap.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 9, 2017, at 7:35 AM, Boente, Dana (USAVAE) (b)(6), (b)(7)(C) per EOUSA wrote:

Okay. I am in Norfolk to meet with the Chief Judge. I hope to be in the office around 2:30.

From: Rosenstein, Rod (USAMD)
Sent: Tuesday, May 09, 2017 7:28 AM
To: Boente, Dana (USAVAE) (b)(6), (b)(7)(C) per EOUSA
Subject: Re: Please call when you have a chance.

I will catch up with you later this morning.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

On May 9, 2017, at 6:55 AM, Boente, Dana (USAVAE) (b)(6), (b)(7)(C) per EOUSA wrote:

Is now okay?

From: Rosenstein, Rod (USAMD)
Sent: Monday, May 08, 2017 7:19 PM
To: Boente, Dana (USAVAE) (b)(6), (b)(7)(C) per EOUSA
Subject: Please call when you have a chance.

**Please delete Rod.Rosenstein@usdoj.gov from your contacts and use my new DOJ email address instead: Rod.Rosenstein5@usdoj.gov.*

Lerner, Maria (USAINN)

From: Lerner, Maria (USAINN)
Sent: Tuesday, May 09, 2017 10:16 AM
To: Rosenstein, Rod (ODAG)
Subject: Welcome and congrats

Rod,

I know your inbox must be overflowing with similar sentiments, but if you happen upon this, from one PIN alum to another, congrats, it's great to have a friendly face in that post. I moved to NDIN a couple years ago, and if you happen to find yourself in our humble district, I'll make sure to congratulate you in person.

Best,
Maria

Maria N. Lerner | Assistant United States Attorney
United States Attorney's Office for the Northern District of Indiana
5400 Federal Plaza, Suite 1500 | Hammond, Indiana 46320
T: (219) 937-5500 | D: (219) (b)(6), (b)(7)(C) per EOUSA | F: (219) 852-2770 | (b)(6), (b)(7)(C) per EOUSA

Crowell, James (ODAG)

From: Crowell, James (ODAG)
Sent: Tuesday, May 09, 2017 10:03 AM
To: Rosenstein, Rod (ODAG)
Subject: Fwd: DAG speech drafts
Attachments: DAG Remarks USMS Service Wall of Honor .05.12.2017.docx; ATT00001.htm; DAG Remarks for DEA Memorial Service .05.12.17.docx; ATT00002.htm

Draft DEA and USMS speeches for Thursday and Friday attached for your review/edits.

Sent from my iPhone

Begin forwarded message:

From: "Bonilla, Armando (ODAG)" <abonilla@jmd.usdoj.gov>
Date: May 9, 2017 at 9:28:34 AM EDT
To: "Crowell, James (ODAG)" <jcrowell@jmd.usdoj.gov>
Cc: "Terwilliger, Zachary (ODAG)" <zterwilliger@jmd.usdoj.gov>
Subject: RE: DAG speech drafts

Jim/Zach,

USMS draft remarks (b)(5) || suggestion I have is to (b)(5)

DEA draft remarks: I caught (b)(5)

I will have the USMS and DEA binders done by today's staff meeting. I will include a tab for the remarks but, unless you tell me otherwise, I will not include them as you and the DAG have yet to review and finalize.

Best,
Armando

From: Crowell, James (ODAG)
Sent: Monday, May 08, 2017 10:09 PM
To: Frank, Michael (ODAG) <mfrank@jmd.usdoj.gov>; Bonilla, Armando (ODAG) <abonilla@jmd.usdoj.gov>
Cc: Terwilliger, Zachary (ODAG) <zterwilliger@jmd.usdoj.gov>
Subject: FW: DAG speech drafts

Mike/Armando:

Please review and see me your final draft speeches for DAG asap.

Thanks,

Jim

From: Flores, Sarah Isgur (OPA)
Sent: Monday, May 8, 2017 9:52 PM
To: Crowell, James (ODAG) <jcrowell@jmd.usdoj.gov>
Cc: Terwilliger, Zachary (ODAG) <zterwilliger@jmd.usdoj.gov>
Subject: DAG speech drafts

Let me know how else we can help!

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Crowell, James (ODAG)

From: Crowell, James (ODAG)
Sent: Monday, May 8, 2017 9:35 PM
To: Rosenstein, Rod (ODAG)
Subject: FW: Urgent Report: Case-Related Urgent: Major Development in a Significant Investigation or Litigation

From: USA-R System [mailto:USAR@usa.doj.gov]
Sent: Monday, May 8, 2017 9:16 PM
To: USAEO-USAR-EOUSA1@usa.doj.gov; USAEO-USAR-SMO@usa.doj.gov
Subject: Urgent Report: Case-Related Urgent: Major Development in a Significant Investigation or Litigation

TO: THE OFFICE OF THE ATTORNEY GENERAL
THE OFFICE OF THE DEPUTY ATTORNEY GENERAL

FROM: UNITED STATES ATTORNEY
DISTRICT OF NEW JERSEY
Phone: (973) 645-2700
Fax: (973) 645-2702

DISTRICT POC: James Nobile
AUSA, Chief, Special Prosecutions Division, USAO DNJ
Office Phone: (973) 645-2766
Cell Phone: (b)(6)
Home Phone: (b)(6)

DATE: May 8, 2017

SYNOPSIS:

(b)(3)-FRCP6(e), (b)(5) per EOUSA

DESCRIPTION:

(b)(3)-FRCP6(e), (b)(5) per EOUSA

(1) defrauded his political action committee ("PAC") by using PAC funds for personal expenses (wire fraud) and (2) defrauded Philadelphia and the local High Intensity Drug Trafficking Area program ("HIDTA") of money and property through his personal use of City and HIDTA vehicles (wire and mail fraud). These proposed charges are to be added to the bribery, extortion and fraud charges set forth in the initial indictment returned on March 21, 2017. Williams was arraigned on March 22, 2017 on the initial indictment, and a May 31, 2017 trial date has been scheduled with respect to those charges.

REPORT ID: 2017-05-21768

For Official Use Only (FOUO): The term used within DHS to identify unclassified information of a sensitive nature.

not otherwise categorized by statute or regulation, the unauthorized disclosure of which could adversely impact a person's privacy or welfare, the conduct of Federal programs, or other programs or operations essential to the national interest. Information impacting the National Security of the United States and classified Confidential, Secret, or Top Secret under Executive Order 12958, "Classified National Security Information," as amended, or its predecessor or successor orders, is not to be considered FOUO. FOUO is not to be considered classified information. <http://www.fas.org/sgp/othergov/dhs-sbu.html>

Bressack, Leah (ODAG)

From: Bressack, Leah (ODAG)
Sent: Monday, May 8, 2017 6:33 PM
To: Rosenstein, Rod (ODAG)
Subject: RE: BI update

Will relay.

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 8, 2017 6:22 PM
To: Bressack, Leah (ODAG) <lbressack@jmd.usdoj.gov>
Subject: Re: BI update

(b)(5)

On May 8, 2017, at 6:00 PM, Bressack, Leah (ODAG) <lbressack@jmd.usdoj.gov> wrote:

The BI came back for our first USA candidate: (b)(6) (NDAL). EOUSA is putting together the memos that typically go to the AG, and from the AG to the President. I'll review that paperwork.

I spoke with Burnham. (b)(5), (b)(6)

As I sent in a previous email, here are the dates from prior administrations.

OBAMA:

First USA nomination under Obama: 6/4/2009

BUSH:

First USA nomination under Bush: 9/4/2001

CLINTON:

First USA nomination under Clinton: 6/17/1993

Best,
Leah

Beall, Thomas (USAKS) 1

From: Beall, Thomas (USAKS) 1
Sent: Monday, May 08, 2017 3:58 PM
To: Rosenstein, Rod (ODAG)
Subject: RE: Personal Message from the Deputy AG to U.S. Attorneys

Deputy Rosenstein,

I'm sorry that I missed this timely. I tried today, but didn't reach you. My direct line is 785-(b)(6) per EOUSA, and my cell is (b)(6).

I look forward to speaking with you,

Tom

Thomas E. Beall
United States Attorney
District of Kansas
444 SE Quincy, Suite 290
Topeka, KS 66683
Direct Line: 785-(b)(6) per EOUSA
Mobile: (b)(6)

From: Rosenstein, Rod (ODAG) [mailto:Rod.Rosenstein5@usdoj.gov]
Sent: Sunday, May 07, 2017 1:44 PM
Subject: Fwd: Personal Message from the Deputy AG to U.S. Attorneys

Please call if you are free today. I should be available from 2:30 to 5 ET.

(b)(6) cell

**Please delete my old .gov email address if it is in your contacts list.*

Begin forwarded message:

From: "Rosenstein, Rod (ODAG)" <rosenstein@jmd.usdoj.gov>
Date: April 30, 2017 at 9:19:02 PM EDT
Cc: "Rod.Rosenstein5@usdoj.gov" <Rod.Rosenstein5@usdoj.gov>
Subject: Personal Message from the Deputy AG to U.S. Attorneys

The Attorney General swore me in as [Deputy Attorney General](#) on Wednesday night. EDVA U.S. Attorney Dana Boente, our former acting Deputy AG, is now serving as acting AAG for the National Security Division.

Almost every one of our current U.S. Attorneys is a long-serving career prosecutor, as I was, so I do not need to explain to you how much our mission, this Department, and its employees mean to me.

Many things have changed since I joined DOJ in 1990. I am eager to hear your suggestions about things we can change now to help USAOs better achieve our goals.

There is a parable about three stonemasons working on a cathedral wall. A consultant asks each of them to describe the job. The first mason prosaically says, "I earn a living by laying stones." The second proudly proclaims, "I am the best stone cutter in the state." Then the consultant turns to the third mason, who reverently offers, "I am helping to build a cathedral."

In every USAO, the tone is set at the top. Whether acting, interim, court-appointed, AG-appointed or Senate confirmed, you are our U.S. Attorney. Your employees and your law enforcement partners look to you to set the standard for leadership, professionalism and urgency.

When new Senate-confirmed U.S. Attorneys arrive, I know they will find that on your watch, the USAO was productive, respected, and faithful to DOJ policies and priorities.

I plan to call each of you directly – at least those I do not already know – but that may take a few weeks, so I want to let you know how to contact me and our ODAG staff. You can find each of us in Outlook, or call the ODAG receptionist [\(202\) 514-2101](tel:202-514-2101) or the DOJ switchboard [\(202\) 514-2000](tel:202-514-2000). Our attorneys seem to be here in the office most of the time, and they are available by cell phone or email almost anytime.

EOUSA should remain your first stop for support, but feel free to call ODAG when you need our help, and please visit whenever you are at DOJ.

Iris Lan, an SDNY AUSA who has served in ODAG for several years, will be my primary point of contact for U.S. Attorneys with issues that cannot be resolved by EOUSA.

Other detailed AUSAs in ODAG are now assigned to serve as points of contact for our AUSA working groups – for Appellate Chiefs, **Sujit Raman** (MD – former Appellate Chief); for Criminal Chiefs, **Steve Cook** (EDTN – former Criminal Chief) and for Civil Chiefs, **Bob Troester** (WDOK – former Civil Chief and FAUSA). They understand your issues. That should help us improve communication in both directions.

My Chief of Staff and acting Principal Associate Deputy AG is **Jim Crowell** (MD – former Criminal Chief). The Deputy Chief of Staff is **Zach Terwilliger** (EDVA).

Several career DOJ attorneys who often deal with USAOs are still here in ODAG.

including **Scott Schools, Tash Gauher, Bruce Ohr and Andrew Goldsmith**. We will post updated directories on the intranet when other employees arrive.

My last day as U.S. Attorney was one of my [best days](#), thanks to diligent and creative police and prosecutors. I hope your experience is similar.

Best regards,

Rod

**Please delete my old .gov email address if it is in your contacts list.*

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 8, 2017 2:15 PM
To: Butler, Steven (USAALS)
Subject: Re: DAG Approval - ALS Law Enforcement Coordinator (Parent ID 47860)

Excellent.

On May 8, 2017, at 1:42 PM, Butler, Steven (USAALS) (b)(6), (b)(7)(C) per EOUSA wrote:

Sir, this makes my week! We are grateful for the support. Steve.

From: Weill, Celia (USAEO)
Sent: Monday, May 08, 2017 12:18 PM
To: Butler, Dana (USAALS) (b)(6), (b)(7)(C) per EOUSA
Cc: Short, Dorjan (USAEO) (b)(6), (b)(7)(C) per EOUSA; Tharp, Jim (USAALS) (b)(6), (b)(7)(C) per EOUSA; Butler, Steven (USAALS) (b)(6), (b)(7)(C) per EOUSA; RMP_ALS <RMP_ALS_DL@usa.doj.gov>
Subject: DAG Approval - ALS Law Enforcement Coordinator (Parent ID 47860)

Good Afternoon Dana,

The DAG approved your submitted Hiring Plan exemption request.

1. The position below is exempt from the freeze via Departmental Policy.

DISTRICT SPECIFIC ACTIONS (SEE ATTACHED TURNOVER ACCESSION REPORT)


-
<image001.jpg>

-
NEXT STEPS:

- The Hiring Status Menu should be updated and maintained in USABudget in order to reflect the current status of the hire (Reference – USABudget Update – [New USABudget Version 50 email dated 2/28/2017](#)).
- **Once an individual has been identified, please update with the individual's name and SSN in USABudget.**
- Please ensure enter on duty dates are realistically reflected and updated in USABudget.

Thanks,
Celia

Celia Weill
Budget Analyst, Resource Management and Planning
Executive Office for United States Attorneys

Executive Office for United States Attorneys
600 E Street NW, Suite 2200
Washington, DC 20530
Phone: (202) 252-

Parent ID	Position	Staff	Employee Name	CERT	Certified B	Certification Date	Hiring Status	Source of Hire	EOD/Sep Date	Comments
47860	Support	Criminal	Backfill LEC	Waiver Approved - PROCEED	cwell	5/5/2017	Exempt per Policy	External Hire	7/23/2017	LEC vice T. Loftis - Section A of Feb 24 AAGA memo

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 08, 2017 11:07 AM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 08, 2017 11:07 AM
To: Boente, Dana J. (NSD); Grooms, Daniel (USAVAE); Gauhar, Tashina (ODAG); Terwilliger, Zachary (ODAG); Crowell, James (ODAG)
Subject: EDVA Meeting

POC: Marcia Murphy, Nathaniel Gamble 202-514-2101

Attendees:

ODAG: DAG Rosenstein; PDAG Jim Crowell, ADAG Tash Gauhar, ADAG Zach Terwilliger

EDVA: A-AAG for NSD/USA for EDVA Dana Boente, Crim Chief Daniel Grooms

Note: This meeting is limited to the invited attendees only. You are not authorized to forward this invitation. If you believe other individuals should be included, please contact the ODAG Front Office.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 08, 2017 9:45 AM
To: Crowell, James (ODAG)
Subject: EOUSA Director's Awards

POC: Marcia Murphy, Nathaniel Gamble
Attendees:
ODAG: DAG Rosenstein, Jim Crowell

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 8, 2017 9:45 AM
To: Simms, Donna Y. (ODAG); Henderson, Charles V (ODAG)
Subject: EOUSA Director's Awards

POC: Marcia Murphy, Nathaniel Gamble
Attendees:
ODAG: DAG Rosenstein, Jim Crowell

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 08, 2017 9:17 AM
To: Butler, Steven (USAALS)
Subject: RE: Thank you for our chat yesterday

Thanks.

From: Butler, Steven (USAALS) (b)(6), (b)(7)(C) per EOUSA
Sent: Monday, May 8, 2017 9:16 AM
To: Rosenstein, Rod (ODAG) <rosenstein@jmd.usdoj.gov>
Subject: Thank you for our chat yesterday

Mr. Rosenstein – Once again, I appreciate your checking on me yesterday, and I enjoyed our chat. Among other things, I had mentioned to you the urgency of our pending request to fill our vacant LECC slot – an extremely important position down here in our relatively small district. Below is the recent e-mail chain with EOUSA, reflecting that our waiver request is currently pending and will be forwarded to you, if that has not already occurred. I would be grateful for any consideration you could give to this request. Again, congratulations on your appointment, and I look forward to meeting you! Steve (SDAL).

From: Weill, Celia (USAEO)
Sent: Monday, May 01, 2017 1:49 PM
To: Butler, Dana (USAALS) (b)(6), (b)(7)(C) per EOUSA
Cc: Short, Dorjan (USAEO) (b)(6), (b)(7)(C) per EOUSA; Tharp, Jim (USAALS) (b)(6), (b)(7)(C) per EOUSA; Butler, Steven (USAALS) (b)(6), (b)(7)(C) per EOUSA; RMP_ALS <RMP_ALS_DL@usa.doj.gov>
Subject: RMP Concurrence: ALS - FY17 Hiring Plan #3 - Direct

Good Afternoon Dana,

RMP concurs with your submitted Hiring Plan stating that USAO-ALS has the:

1. Funding and FTE in the current and future fiscal years and
2. The position listed below with a "CERT" status of "Pending – DO NOT PROCEED" has received funding and FTE concurrence from the CFO. The waiver request has been reviewed and will be forwarded to the Deputy Attorney General for approval/disapproval. **An estimated turnaround time for the communication of a decision has not been determined at this time.**

TURNOVER REPORT – ACCESSIONS DETAIL (SEE ATTACHMENT)

Parent ID	Position	Staff	Employee Name	CERT	Certified By	Certification Date	Hiring Status	EOO/Sep Dr
47860	Support	Criminal	Backfill LEC	Pending - DO NOT PROCEED	owell	5/2/2017	Exempt per Policy	7/23/2017 LEC vice T. Lettis - Section A of Feb 24 AAGA memo

NEXT STEPS:

- The Hiring Status Menu should be updated and maintained in USABudget in order to reflect the current status of the hire (Reference – USABudget Update – [New USABudget Version 50 email dated 2/28/2017](#)).

- Please ensure enter on duty dates are realistically reflected and updated in USABudget.
- See Attachment E of the CFO and CHRO's [Procedures for Submitting Hiring Plans and Hiring Freeze Waiver Requests memorandum](#) dated 3/3/2017 for additional guidance on when in the process recruiting actions can be started.

Thanks!
Celia

Celia Weill
Budget Analyst, Resource Management and Planning
Executive Office for United States Attorneys
600 E Street NW, Suite 2200
Washington, DC 20530
Phone: (202) 252-(b)(6) per EOPSSA

in your contacts list.

Rosenstein, Rod (ODAG)

From: Rosenstein, Rod (ODAG)
Sent: Monday, May 8, 2017 7:52 AM
To: Canova, Chris (USAFLN)
Subject: Re: Personal Message from the Deputy AG to U.S. Attorneys

Feel free to call anytime.

On May 8, 2017, at 7:50 AM, Canova, Chris (USAFLN) (b)(6), (b)(7)(C) per EOUSA wrote:

I am sorry I missed your available time yesterday. Thank you for reaching out to the US Attorneys.

Chris Canova
NDFL

From: Rosenstein, Rod (ODAG) [<mailto:Rod.Rosenstein5@usdoj.gov>]
Sent: Sunday, May 07, 2017 2:44 PM
Subject: Fwd: Personal Message from the Deputy AG to U.S. Attorneys

Please call if you are free today. I should be available from 2:30 to 5 ET.

(b)(6) cell

**Please delete my old .gov email address if it is in your contacts list.*

Begin forwarded message:

From: "Rosenstein, Rod (ODAG)" <rosenstein@jmd.usdoj.gov>
Date: April 30, 2017 at 9:19:02 PM EDT
Cc: "Rod.Rosenstein5@usdoj.gov" <Rod.Rosenstein5@usdoj.gov>
Subject: Personal Message from the Deputy AG to U.S. Attorneys

Duplicative Material, See Bates Stamp Page 20190702-0013885

