

Herridge, Catherine

From: Herridge, Catherine
Sent: Wednesday, May 2, 2018 9:20 PM
To: Timothy L Barrett
Cc: Flores, Sarah Isgur (OPA); Prior, Ian (OPA); Mckee, Susan T. (DO) (FBI); Cratty, Carol A. (DO) (FBI); Ames, Andrew C. (DO) (FBI)
Subject: Fwd: House intel report redactions

Hi Tim,

Trust you are well.

We sent these questions to FBI/DOJ tonight, and they suggested ODNI might be the best point of contact.

Let us know if you can help, and we will add to our reporting.

Thank you
Catherine

Is there an update on when the review of the house intelligence committee Russia report redactions will be complete?

Congressman Nunes and other committee republicans are focused on key sections - including finding 22 on the Flynn interview.

Please advise if there is a statement to provide on the necessity of redactions which congressman Nunes describes as "excessive" and "sloppy."

We would also be grateful for a statement or guidance on timing/when the redaction review is complete.

We will update our reporting as soon as it becomes available.

On May 2, 2018, at 9:07 PM, Herridge, Catherine
<Catherine.Herridge@FOXNEWS.COM> wrote:

Good evening -

Is there an update on when the review of the house intelligence committee Russia report redactions will be complete?

Congressman Nunes and other committee republicans are focused on key sections - including finding 22 on the Flynn interview.

Please advise if there is a statement to provide on the necessity of redactions which congressman Nunes describes as "excessive" and "sloppy."

We would also be grateful for a statement or guidance on timing/when the redaction review is complete.

We will update our reporting as soon as it becomes available.

Thank you

Sent from my iPhone

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, May 2, 2018 9:29 PM
To: Herridge, Catherine
Cc: Mckee, Susan T. (DO) (FBI); Cratty, Carol A. (DO) (FBI); Ames, Andrew C. (DO) (FBI); Prior, Ian (OPA)
Subject: Re: House intel report redactions

Confirmed: we haven't been involved.

> On May 2, 2018, at 9:14 PM, Herridge, Catherine <Catherine.Herridge@FOXNEWS.COM> wrote:
>
> I will send into them this evening, and would be grateful if you could also follow up.
>
> Thank you
>
> Sent from my iPhone
>
>> On May 2, 2018, at 9:12 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:
>>
>> I'm pretty certain you mean this to go to ODNI who is conducting the classification review. But
>> I'll make doubly certain and get back to you tomorrow.
>>
>>> On May 2, 2018, at 9:07 PM, Herridge, Catherine <Catherine.Herridge@FOXNEWS.COM> wrote:
>>>
>>> Good evening -
>>>
>>> Is there an update on when the review of the house intelligence committee Russia report
>>> redactions will be complete?
>>>
>>> Congressman Nunes and other committee republicans are focused on key sections - including
>>> finding 22 on the Flynn interview.
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>>> Please advise if there is a statement to provide on the necessity of redactions which
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>>>
>>> We would also be grateful for a statement or guidance on timing/when the redaction review is
>>> complete.
>>>
>>> We will update our reporting as soon as it becomes available.

>>>

>>> Thank you

>>>

>>>

>>> Sent from my iPhone

>>>

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Singman, Brooke

From: Singman, Brooke
Sent: Wednesday, May 2, 2018 6:35 PM
To: Flores, Sarah Isgur (OPA)
Cc: Prior, Ian (OPA); Gibson, Jake
Subject: Re: Fox News request

Thank you!

Sent from my iPhone

On May 2, 2018, at 5:40 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

I guess you'd have to ask the IG. I'm not aware of any allegations like this (and given there were 40K turned over I'm not sure how this would work in terms of feasibility).

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

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, May 2, 2018 12:09 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>; Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>
Subject: RE: Fox News request

No – referring to something else. The congressional sources suggested that they spoke with members of the inspector general's team, who told them they were investigating whether the Justice Department or the FBI deleted any of the text messages between Strzok and Page. They were citing in some of the batches of texts, how there would be a chain from –for example Strzok—which multiple texts in a row on different dates, but without responses from Page... a one-sided type conversation. The source said IG has not been able to prove this, and as I mentioned, it is unclear if this is still being investigated.

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, May 02, 2018 12:07 PM
To: Singman, Brooke <brooke.singman@FOXNEWS.COM>; Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>
Subject: RE: Fox News request

Are you referring to Desantis comments yesterday? He was talking about from the batch of recovered text messages between Des. May... but these were recovered by the IG. DOJ was not

recovered text messages between Dec-14/15—but most were recovered by the IG. DOJ was not involved. Or am I misunderstanding your question?

xxx

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

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, May 2, 2018 11:41 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>; Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Subject: Fox News request

Hi Sarah and Ian!

Hope you're well.

A few GOP sources told me this morning that the inspector general was investigating whether the Justice Department or the FBI deleted some of the messages in the months-long chain between Lisa Page and Peter Strzok. It is unclear at this point if that is still a part of their investigation. IG not commenting—obviously. But do you have a comment on this allegation?

Deadline is 1pm EST.

Thank you!

Brooke Singman
Politics Reporter, Fox News Channel
(b)(6)

Brooke.singman@foxnews.com

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O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Monday, April 30, 2018 6:06 PM
To: Jarrett, Laura; jake.gibson@foxnews.com
Subject: CARAVAN CRIMINAL ILLEGAL ENTRY COMPLAINTS FILED IN SDCA

Attributable to a federal law enforcement official:

- The Justice Department filed complaints against eleven suspected members of the 'migrant caravan' in the Southern District of California (San Diego) for immigration-related violations.
- Most of the defendants are alleged to have illegally entered the country in violation of 8 USC 1325, a misdemeanor. One defendant is alleged to have entered the country after a previous deportation, which is a violation of 8 USC 1326 (illegal reentry) and is a felony.
- According to the probable cause statement, many of the defendants were observed near an area known to Border Patrol agents as "Goat Canyon." Goat Canyon is approximately four miles west of the San Ysidro, California Port of Entry. Others were located near an area known as "W-8." W-8 is approximately two miles west of San Ysidro.
- The nationalities of the individuals are as follows: two (2) Salvadorans; six (6) Hondurans; three (3) Guatemalans

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Monday, April 16, 2018 4:21 PM
To: Laura.Jarrett@cnn.com; Jake.Gibson@FOXNEWS.COM
Subject: Fwd: Fake news release
Attachments: Scan_2.pdf; ATT00001.htm

From: Clark, Donald (USAME) (b)(6)
Sent: Friday, April 13, 2018 4:11 PM
To: Hornbuckle, Wyn (OPA) <whornbuckle@jmd.usdoj.gov>
Subject: Fake news release

Wyn:

This landed in my FAUSAs chair this week. It does not appear to be from PIO. Is there anything to be done?

Donald E. Clark | Public Information Officer

United States Attorney's Office, District of Maine

100 Middle Street | East Tower, 6th Floor | Portland, Maine 04101

T: (b)(6) F: 207.780.3304

Please note that any e-mail message you send to me will be retained by the Department of Justice.

JUSTICE NEWS**Department of Justice
Office of Public Affairs**

FOR IMMEDIATE RELEASE

Tuesday, April 10, 2018

Statement by Attorney General Sessions on the Holder Doctrine

Attorney General Jeff Sessions issued the following statement on criminal investigations:

"Earlier this week, I met with President Trump. We engaged in frank and in-depth discussions about the DOJ's unwritten policy of neither fully investigating or prosecuting Wall Street Firms or their Executives when presented with credible criminal complaints.

The President feels the "Holder Doctrine" illegally denies American Citizens who are victims of these financial crimes any recourse within our Justice System. The President also feels the "Holder Doctrine" has encouraged repeated unlawful acts by Companies and Executives within our financial community.

Effective immediately, I will expect all DOJ employees to fully vet all criminal complaints related to financial wrong doing and when justified, investigate and prosecute those that are responsible. We must hold our financial community to the same standards we require from all American's regardless of their wealth or political affiliations.

If any DOJ employee is discouraged from investigating or prosecuting theses crimes, those individuals discouraging the rightful and fair execution of our criminal codes should be reported immediately to my office. Procedures will be put in place to determine if those individuals are attempting to obstruct justice.

"The Department of Justice fully supports a fair and unbiased justice system and will no longer encourage or tolerate what could be perceived as a two-tier justice system, one for the wealthy and politically connected and another for everyone else."

Topic(s):

Financial Crimes

Component(s):Office of the Attorney General**Press Release Number:**

18 - 409

Norris, Elise

From: Norris, Elise
Sent: Thursday, April 12, 2018 5:51 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: Fox News request for Atty John Lausch

Copy!

Elise Norris
Booker, America's Newsroom
(b)(6)

On Apr 12, 2018, at 3:48 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Working on it. Might be too early tomorrow for him. Ugh—sorry will let you know asap in the morning if we can do it!

xxx

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

From: Norris, Elise <Elise.Norris@FOXNEWS.COM>
Sent: Thursday, April 12, 2018 7:43 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Fox News request for Atty John Lausch

Any chance Lausch can do tomorrow?

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, April 11, 2018 4:43 PM
To: Norris, Elise <Elise.Norris@FOXNEWS.COM>
Subject: RE: Fox News request for Atty John Lausch

Looks like we'll pass for tomorrow. Sorry!

xxx

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

From: Norris, Elise <Elise.Norris@FOXNEWS.COM>
Sent: Wednesday, April 11, 2018 8:03 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Fox News request for Atty John Lausch

You bet! If he can't do it, we'd love if you were available. Let me know when you can.

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, April 11, 2018 8:02 AM
To: Norris, Elise <Elise.Norris@FOXNEWS.COM>
Subject: RE: Fox News request for Atty John Lausch

I am. Can I circle back later today on that?

xxx

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

From: Norris, Elise <Elise.Norris@FOXNEWS.COM>
Sent: Wednesday, April 11, 2018 8:01 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Fox News request for Atty John Lausch

Hey Sarah,

Wanted to ask who the media contact was for John Lausch? We were hoping he would be available to join America's Newsroom in the 9 or 10am hours tomorrow, thanks!

Elise Norris
Fox News Channel, Washington DC
Booker, *America's Newsroom 9-11am ET*
Office: (b)(6)
Cell: (b)(6)
elise.norris@foxnews.com

<image001.png> A News Corporation Company

=====

AMERICA has chosen....

FOX NEWS CHANNEL is # 1 in ratings, # 1 with viewers.

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Wade, Drew J. (USMS)

From: Wade, Drew J. (USMS)
Sent: Wednesday, April 11, 2018 2:20 PM
To: Gibson, Jake
Cc: (b)(6), (b)(7)(C), (b)(7)(F); (USMS); Flores, Sarah Isgur (OPA); Boughton, Bryan
Subject: RE: US Marshals Service Houston story

All:
We're good with this plan. Let's go!
Thanks,
Drew

Drew J. Wade

Chief, Office of Public Affairs
U.S. Marshals Service
Main (b)(6), (b)(7)(C), (b)(7)(F)

From: Gibson, Jake [mailto:Jake.Gibson@FOXNEWS.COM]
Sent: Wednesday, April 11, 2018 12:39 PM
To: Wade, Drew J. (USMS) (b)(6), (b)(7)(C), (b)(7)(F)
Cc: (b)(6), (b)(7)(C), (b)(7)(F); (USMS) (b)(6), (b)(7)(C), (b)(7)(F); Flores, Sarah Isgur (OPA) (JMD)
<Sarah.Isgur.Flores@usdoj.gov>; Boughton, Bryan <Bryan.Boughton@FOXNEWS.COM>
Subject: Re: US Marshals Service Houston story

Thanks Drew,

Per our conversation on the phone, I'd like to tease the story on the evening of [April 25th](#) on Shannon Bream's show, that way we set the table for the next day, as well as get some serious visibility on the west coast.

We just need enough to tell a story at that point. We'd like to use video from a ride along and natural sound and maybe a soundbite or two. We would not need to reveal the city, nor the exact nature of the action. However, we'd like to be able to call it an exclusive, and say something like, "We rode along with the US Marshals for a major law enforcement action. We can't divulge some of the details, such as the city in question, but these US Marshals were out pursuing some of the most dangerous criminals in the country, some of them here illegally..." Then we would show some video and sound.

The next morning at 6 or [7am](#) we'd like to be able to report the basics of the story exclusively on Fox n Friends, as well as on FBN and on our digital platform, such as the location of the operation, the targets of the operation, some of the biggest busts, and maybe a general number of arrests.

Obviously once the news conference starts, we'd like to report everything. Maybe give us the release an hour before our competitors so we can write.

This may seem like a lot to ask, but I don't think you are going to get the same level of coverage on this from our network competitors.

Let me know what you think.

Thank you very much,

Jake Gibson
Department of Justice Producer
Fox News Washington

(b)(6)

On Apr 11, 2018, at 9:47 AM, Wade, Drew J. (USMS) (b)(6), (b)(7)(C), (b)(7)(F) wrote:

Jake:

Absolutely. The opportunity still exists for Fox News to cover the USMS enforcement activities in the Houston area.

I understand what your bosses are asking. As we stated in our earliest conversations, letting Fox "tease" the operation the morning of the news conference seems reasonable. That would give the network at least four hours exclusive coverage of the breaking news. That means Fox & Friends and all the other morning shows would get first bite at the story before the other 24-hour news networks or national players. Also, at the local level, news stations agreed to embargo release of their video and stories until after the news conference.

Asking to make "some news" at 11pm on the day before (a full 12+ hours ahead of the official announcement) will require USMS to get buy in from our partner agencies. If you feel that is absolutely necessary to get Fox News on board, I can talk with the operational commanders. However, the answer could be "No. And why are you even asking us?" Based on my experience, the local law enforcement partners are typically focused on their local constituents primarily.

You let me know how best to proceed to get Fox News on board with this story. If you want me to start the ball rolling on the Shannon Bream angle, you will need to confirm it with us. We just need to define "some news" before I have the conversation with the leadership team in Houston.

Thanks,
Drew

Drew J. Wade
Chief, Office of Public Affairs
U.S. Marshals Service
Main (b)(6), (b)(7)(C), (b)(7)(F)

iv11111, (b)(6), (b)(7)(C), (b)(7)(F)

-----Original Message-----

From: Gibson, Jake [<mailto:Jake.Gibson@FOXNEWS.COM>]

Sent: Tuesday, April 10, 2018 8:08 PM

To: Wade, Drew J. (USMS) (b)(6), (b)(7)(C), (b)(7)(F) ; (b)(6), (b)(7)(C), (b)(7)(F) (USMS)

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

Cc: Flores, Sarah Isgur (OPA) (JMD) <Sarah.Isgur.Flores@usdoj.gov>

Subject: US Marshals Service Houston story

Hello all-

Fox News would really like to come down to Houston and cover the US Marshal Service's crackdown on gangs, such as MS-13.

Its starting to sound like the only way my bosses will bite is if I can bill this as some kind of exclusive.

However, since some locals have also had ride alongs, our network competitors will have access to that video.

So... Is there any chance we could break some of this news exclusively on Shannon Bream's Show the night before the official announcement?

Then we would also do live shots on it the whole next day after the announcement.

Thanks for your consideration!

Jake Gibson
Department of Justice Producer
Fox News Washington
(b)(6)

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Prior, Ian (OPA)

From: Prior, Ian (OPA)
Sent: Wednesday, April 11, 2018 1:15 PM
To: Jake.Gibson@FOXNEWS.COM
Subject: Media advisory.doc
Attachments: Media advisory.doc; ATT00001.htm

U.S. Department of Justice
Drug Enforcement Administration
Robert Patterson, Acting Administrator
www.dea.gov
[@DEAHQ](https://twitter.com/DEAHQ)



Date: April 10, 2017
Contact: DEA National Media Affairs
Number: 202 307 7977

Media Advisory

DEA, FBI to host press conference on significant law enforcement announcement

DEA, INL, FBI and U.S. Marshals to participate in joint event

WASHINGTON, D.C. – DEA Acting Administrator Robert W. Patterson will host a press conference this week with leadership from FBI, U.S. Marshals, and the State Department to announce a major law enforcement action. Details are below:

Who: DEA Acting Administrator Robert Patterson, FBI Deputy Director David L. Bowdich, United States Marshals Service (USMS) Acting Associate Director Derrick Driscoll, and Department of State (DOS) Deputy Assistant Secretary James A. Walsh

What: Press conference to announce significant law enforcement action

Where: DEA Headquarters, 700 Army Navy Drive, Arlington, VA. (Pentagon City Metro stop)

When: Thursday, April 12th, 2018 at 2 pm Eastern time.

Please arrive no later than 1 pm for security processing and setup. Parking is available on the street around the building or at the Pentagon City Mall garage across the street.

All interested media should RSVP to DEA National Media Affairs: (202) 307-7977

###

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, April 11, 2018 9:41 AM
To: Groman, Sean; Hadden, Gavin
Cc: Boughton, Bryan; Gibson, Jake
Subject: FW: chaffetz

FYI on chaffetz, he says there was no grand jury in this case so that Lausch doesn't even know this case. Please note, as we've said over and over, the 1.2 million documents the IG has are not all about the Clinton investigation. It includes all investigations (including ongoing) during a year time period. Those do include grand jury testimony. The whole point is that we need to sort through the documents to pick out the ones related to Clinton!

<http://mms.tveyes.com/PlaybackPortal.aspx?SavedEditID=fc12c087-271f-47dd-ae28-52b579d64d21>

ainsley:

let's talk about the investigations going on. we say hillary clinton investigated, never indicted. now the president's attorney is getting raided. many on the right are saying this is a double standard. what are your thoughts?

Jason Chaffetz

it's a total double standard. the raid itself i can't believe. remember, it was the inspector general for the intelligence community who made a referral with potential criminality to it that there was classified information being stored in a non-classified setticlinton's attorney's office. they didn't have the requisite security clearances. it wasn't in a secure setting. what did the fbi do? did they raid it? did they do a no knock hit on the attorney's office? no, those people cheryl mills, heather samuelson, they ended up getting immunity agreements. called up and knocked on the door and would you please give us this. over the course of time they made the transition, a totally different set of standards. and sensitive information that is so classified, even as the chairman of the oversight committee i couldn't see it because it dealt with people's lives. people could have been killed if that information was out in the open.

brian:

we were showing shots of michael cohen. not only has robert mueller taken a wide swath of this investigation indicting people, for lyings, not telling the truth from a dutch lawyer to a michael flynn, to paul Manafort and now two people with paul Manafort. they go in with a no-okay raid with michael cohen's office, four separate offices. on top of that we're finding out he decides to pick up the phone and talk to don lemon at cnn how bizarre are the series of circumstances. what is the message with the president when your lawyer goes on, the biggest critic of your administration?

Jason Chaffetz

i don't know. president trump is dealing with a lot of stuff but that is absolutely off the rails. remember the southern district of new york who got this referral, it was president trump that dismissed that person. remember the whole brouhaha.

Valentine, Alexandria

From: Valentine, Alexandria
Sent: Wednesday, April 11, 2018 5:45 AM
To: Flores, Sarah Isgur (OPA)
Cc: Lewittes, Lee (Kushnir); Osmanski, Julie
Subject: JOHN LAUSCH Fox & Friends this morning

Good morning Sarah,

Looking forward to Mr. Lausch's 7:30 am EST hit! We will be discussing the LATEST IN THE DOCUMENT PRODUCTION TO THE HOUSE JUDICIARY - FROM THE GUY WHO WAS BROUGHT IN TO OVERSEE IT.

Please let us know if you have any questions!

Thank you so much,
Alexandria Valentine

Fox & Friends

1211 Ave. of the Americas, 2nd Fl, New York, NY 10036

W(b)(6) c(b)(6)

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, April 10, 2018 4:34 PM
To: Murray, Andrew
Subject: Re: "Fox & Friends" Interview Tomorrow (Wednesday) LIVE at 7:30am ET

Great! See u there

On Apr 10, 2018, at 4:33 PM, Murray, Andrew <Andrew.Murray@FOXNEWS.COM> wrote:

Does a 7:15am arrival at the DC bureau work? He will be finished at 7:44am ET. Details are below, please let me know if that works.

"Fox & Friends"

DATE: Wednesday, April 11

ARRIVAL: 7:15 A.M. ET

LIVE INTERVIEW: 7:30 am ET with Brian Kilmeade, Steve Doocy, and Ainsley Earhardt

TOPICS: SUPERVISING THE JUSTICE DEPARTMENT'S HANDING OVER OF MATERIALS TO CONGRESS

ADDRESS: FNC DC Bureau: The Hall of the States Building: 400 North Capitol Street, NW, Suite 500

WEDNESDAY AM DC BUREAU GUEST GREETER: JESSICA CURRY, CELL: (b)(6)
Phone: (b)(6) (Main) or (b)(6) Bureau Main Number: (202) 824-6300 /
email: Jessica.Curry@FOXNEWS.COM

WEDNESDAY AM EMERGENCY CONTACT: Montana Marsilio GREENROOM PHONE: (b)(6)
email: montana.marsilio@foxnews.com

Instructions for Tomorrow: Sign in at the guard desk in lobby and receive security pass. Then take the elevators on the left side of the lobby up to the 5th floor, suite is on the left side of the hall.

Thanks in advance,

Andrew Murray
Producer, Politics
"Fox & Friends"
Fox News Channel
1211 Avenue of the Americas, 2nd Floor
New York, NY 10036
Office: (b)(6)
Cell # 1 (b)(6)
Cell # 2 (b)(6)

Cell # 1 (b)(6)

FAX: (212) 301-3421

Email: andrew.murray@foxnews.com
@andrewmurray1

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Tuesday, April 10, 2018 3:54 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: Re: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Great! Yes let's lock it in!

On Apr 10, 2018, at 3:53 PM, Murray, Andrew <Andrew.Murray@FOXNEWS.COM> wrote:

I just heard back...it won't be an issue if he appears on Special Report, so let me know if 7:30am will work tomorrow, and if he can come to our DC bureau.

Thanks in advance,

Andrew Murray
Producer, Politics
"Fox & Friends"
Fox News Channel
1211 Avenue of the Americas, 2nd Floor
New York, NY 10036
Office: (b)(6)
Cell # 1 (b)(6)
Cell # 2 (b)(6)
FAX: (212) 301-3421
Email: andrew.murray@foxnews.com
@andrewmurray1

From: Murray, Andrew
Sent: Tuesday, April 10, 2018 3:08 PM
To: 'Flores, Sarah Isgur (OPA)' <Sarah.Isgur.Flores@usdoj.gov>
Subject: RE: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Let's talk at 6:30pm today.

Andrew

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Tuesday, April 10, 2018 3:05 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: Re: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Ok. Is that an issue for Lausch doing f&f tomorrow?

On Apr 10, 2018, at 2:55 PM, Murray, Andrew <Andrew.Murray@FOXNEWS.COM> wrote:

Ah, no. Jake works on the newsgathering side of FNC..different department.

Andrew

From: Flores, Sarah Isgur (OPA)
[mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Tuesday, April 10, 2018 2:46 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: Re: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Yes and Live--I thought Jake told y'all that when he pitched it

On Apr 10, 2018, at 2:44 PM, Murray, Andrew <Andrew.Murray@FOXNEWS.COM> wrote:

Will he be appearing on "Special Report" today and if so, will it be LIVE or taped?

Andrew

From: Flores, Sarah Isgur (OPA)
[mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Tuesday, April 10, 2018 12:54 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: Re: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Sorry I meant can I confirm with you tonight at 630pm. But yes 730 tomorrow would definitely work.

On Apr 10, 2018, at 12:53 PM, Murray, Andrew <Andrew.Murray@FOXNEWS.COM> wrote:

Could he appear later like 7:30am? If not, we can find a time between 6am-7am depending on what his schedule is tomorrow.

Andrew Murray
Producer, Politics
"Fox & Friends"
Fox News Channel
[1211 Avenue of the Americas, 2nd Floor](#)
[New York, NY 10036](#)
Office: (b)(6)
Cell # 1 (b)(6)
Phone: (b)(6)

Cell # 4 [REDACTED] (b)(6)
FAX: (212) 301-3421
Email: andrew.murray@foxnews.com
@andrewmurray1

On Apr 10, 2018, at 12:43 PM, Flores, Sarah
Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

What's the latest we can book
this? Is 630 too late?

On Apr 10, 2018, at 12:41 PM,
Murray, Andrew
<Andrew.Murray@FOXNEWS.COM> wrote:

Hi Sarah,

Thank you for
appearing
on "Fox &
Friends"
yesterday. Please
let us know if we
can schedule U.S.
Attorney John
Lausch to appear
on our program
tomorrow
(Wednesday)
morning for a
LIVE 5-7 minute
discussion
anytime
between 6am –
9am ET about his
role in
overseeing the
Justice
Department's
response to a
congressional
request for
documents on
some of its most

high-profile
investigations
and decisions.

Thanks in
advance,

Andrew Murray
Producer, Politics
"Fox & Friends"
Fox News
Channel
1211 Avenue of
the Americas,
2nd Floor
New York, NY
10036

Office: (b)(6)

(b)(6)

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(b)(6)

FAX: (212) 301-
3421

Email:

[andrew.murray@
foxnews.com](mailto:andrew.murray@foxnews.com)
@andrewmurray1

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, April 10, 2018 3:05 PM
To: Jake.Gibson@FOXNEWS.COM
Subject: Fwd: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

I thought you were talking to F&f too?

Begin forwarded message:

From: "Murray, Andrew" <Andrew.Murray@FOXNEWS.COM>
Date: April 10, 2018 at 2:55:24 PM EDT
To: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Subject: RE: U.S. Attorney John Lausch Available for "Fox & Friends" on Wednesday?

Duplicative Material - See Bates Stamp Page 20200514-0000501



Singman, Brooke

From: Singman, Brooke
Sent: Tuesday, April 10, 2018 12:32 PM
To: Flores, Sarah Isgur (OPA)
Cc: Prior, Ian (OPA)
Subject: RE: US Attorney Berman USDNY

Thank you

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Tuesday, April 10, 2018 12:29 PM
To: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Cc: Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: Re: US Attorney Berman USDNY

Decline comment

On Apr 10, 2018, at 12:28 PM, Singman, Brooke <brooke.singman@FOXNEWS.COM> wrote:

Hi Sarah and Ian,

Did Deputy AG Rosenstein approve the recusal of US Attorney Geoffrey Berman from investigating President Trump's personal attorney Michael Cohen? ABC News reporting this now. SDNY not commenting.

Deadline as soon as you can.

Thank you !

Brooke

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Monday, April 9, 2018 9:28 AM
To: Bryan.Boughton@FOXNEWS.COM
Subject: John Lausch

This is the US Attorney we're bringing in to oversee the doc production for congress. I'll have him available for tv this week. Can we discuss the best/most impactful way to book him across shows? I'm available to chat any time this am! (b)(6)

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Monday, April 30, 2018 5:29 PM
To: Kaplan (Levine), Karrah
Cc: Prior, Ian (OPA)
Subject: RE: Hi Ian and Sarah! Martha's show again?

Good to know! Thank you!

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM>
Sent: Monday, April 30, 2018 12:53 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Subject: RE: Hi Ian and Sarah! Martha's show again?

Hi Sarah and Ian!

Martha asked me to reach out to see if the AG would come on the program and talk border. She would even go to him in DC with enough notice. Please let me know if this is something he would consider. We would keep it on the topic of border security. Thanks as always for your assistance!
Karrah

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, March 14, 2018 1:59 PM
To: Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM>
Cc: Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: Re: Hi Ian and Sarah! Martha's show again?

(b)(6)

On Mar 14, 2018, at 12:14 PM, Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM> wrote:

We are definitely interested in him for our next immigration segment... do you know his best POC so I can reach out when we do something next? I can figure it out easily, but didn't know if you had the poc in particular you wanted to pass along?

Thanks Sarah!

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, March 14, 2018 11:21 AM
To: Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM>; Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: RE: Hi Ian and Sarah! Martha's show again?

What about McGregor Scott--the US Attorney in Sacramento? He'd be great to talk about these topics. Has done TV before and is knowledgeable for sure.

xxx

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

From: Kaplan (Levine), Karrah [<mailto:Karrah.kaplan@FOXNEWS.COM>]
Sent: Tuesday, March 13, 2018 6:20 PM
To: Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Cc: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Hi Ian and Sarah! Martha's show again?

Hi Ian and Sarah!

Hope you're doing well? I know you all had a rough experience with our last interview so I wanted to respect a cooling off period but Martha keeps asking me if we can try and get the AG on with us so here I am again :)

There are 2 issues she is very passionate about in which we can discuss and agree to stay on topic. One is immigration with Potus on the border tomorrow and the AG's passion on this topic. The other topic is his plan for school security and safety that he released yesterday. Either or both topics are very much up Martha's wheelhouse and she would love to sit down with the AG to discuss.

Wondering if you can give her another shot and we can work out an interview in the near future?

Thank you so much for your time in reading this request and I look forward to working with you both again at some point!

All the best,
Karrah

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

From: (b)(6), (b)(7)(C) per CBP
Sent: Monday, May 7, 2018 11:16 AM
To: jpollak@breitbart.com
Cc: Laco, Kelly (OPA); Flores, Sarah Isgur (OPA)
Subject: RE: AG Press Conference

Joel,

Thank you for the update.

Have great, safe trip.

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

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

Supervisory Border Patrol Agent
Public Affairs Office
Information and Communications Division
San Diego Sector Border Patrol

(b)(6), (b)(7)(C) per CBP desk

(b)(6), (b)(7)(C) per CBP mobile

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

From: jpollak@breitbart.com <jpollak@breitbart.com>
Sent: Monday, May 7, 2018 8:12 AM
To: (b)(6), (b)(7)(C) per CBP
Cc: Laco, Kelly (OPA) <kelly.laco@usdoj.gov>; Flores, Sarah Isgur (OPA) <sarah.isgur.flores@usdoj.gov>
Subject: RE: AG Press Conference

Hi all

It looks like I will not be able to make it today after all. I leave for Israel tomorrow and there is much to do...

Thank you for your efforts! Please send any press releases my way...

Thanks

Joel

-----Original Message-----

From: (b)(6), (b)(7)(C) per CBP
Sent: Sunday, May 6, 2018 10:07pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: AG Press Conference

Press Itinerary:

Attorney General Jeff Sessions /ICE Deputy Director Thomas Homan

Thank you for your response and interest in attending the Press Conference (PC) for the Attorney General on Monday, May 7, 2018 at 1:00 pm. Please note the area of the PC will be tightly controlled. **All attendees will require both their government issued and press credential identification. Transportation and access to the PC will become unavailable after 12:15 pm sharp.**

LOCATION

The staging area will be the parking lot entrance to **Border Field State Park**. Parking at the staging area for the PC will be limited and will be available on a first-come-first-served basis; we will have agents there to assist and direct you in parking and staging vehicles. Please understand that due to the space available for the PC there will be no satellite vehicles, or vehicles of any kind, allowed at the site of the PC. U.S. Border Patrol Agents will transport attendees from the parking and staging area to the location of the PC.

DIRECTIONS

From Interstate 5 (South) and State Route 905 (West)

- 1) Take the **Tocayo Rd.** exit towards Tocayo Rd.
- 2) Continue west on Tocayo Rd. to Hollister Rd.
- 3) Turn left onto Hollister Rd. and drive south.
- 4) Turn right onto Monument Rd. (it will "T" off at the end of Hollister Rd.)
- 5) Continue west on Monument Rd. to Border Field State Park where personnel will direct you in parking and staging.

From Interstate 5 (North)

- 1) Take the Dairy Mart Rd. exit.
- 2) Turn left onto San Ysidro Blvd.
- 3) Turn left onto Dairy Mart Rd and proceed south (over Interstate 5).
- 4) Proceed south on Dairy Mart Rd until it turns west and becomes Monument Rd.
- 5) Continue west on Monument Rd. to Border Field State Park where personnel will direct you in parking and staging.

Border Field State Park Parking area:





Please disseminate this to anyone whom you have listed as attending, for their information.

Thank you.

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

Supervisory Border Patrol Agent
Public Affairs Office
Information and Communications Division
San Diego Sector Border Patrol

(b)(6), (b)(7)(C) per CBP desk

(b)(6), (b)(7)(C) per CBP mobile

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

Joel B. Pollak

From: Joel B. Pollak
Sent: Sunday, May 6, 2018 6:47 PM
To: Laco, Kelly (OPA)
Cc: Flores, Sarah Isgur (OPA)
Subject: Re: San Diego

Thank you!

Sent from my iPhone

On May 6, 2018, at 2:50 PM, Laco, Kelly (OPA) <Kelly.Laco@usdoj.gov> wrote:

Thanks Joel—if you RSVP to sdciid@cbp.dhs.gov you'll get the additional details!

Let me know if you have any other questions. Thanks!

On May 6, 2018, at 2:37 PM, Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov> wrote:

Adding kelly!

On May 6, 2018, at 5:37 PM, Joel B. Pollak
<jpollak@breitbart.com> wrote:

Hi Sarah

Just learned about your press conference in SD — any details?
Would love to cover in person if possible.

Joel

Sent from my iPhone

Sutton, Sarah E. (OPA)

From: Sutton, Sarah E. (OPA)
Sent: Wednesday, April 4, 2018 10:57 AM
To: Singman, Brooke; O'Malley, Devin (OPA)
Cc: Gibson, Jake
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**
Attachments: 1-8 Ex. H - Extradition Compl..pdf; 1-9 Ex. I - Affidavit Waiving Extradition Hrg..pdf; 1-10 Ex. J - Extradition Order.pdf; 1-11 Ex. K - Dzeko Second Instance Verdict.pdf; 1-6 Ex. F - Form N-400.pdf; 1-7 Ex. G - Certificate of Naturalization.pdf

Second half of Dzeko filings.

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, April 4, 2018 10:12 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Sutton, Sarah E. (OPA) <sesutton@jmd.usdoj.gov>
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Hey Devin,

Thank you!
We'll cover this this morning.

Brooke

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]
Sent: Wednesday, April 04, 2018 9:53 AM
To: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Sutton, Sarah E. (OPA) <Sarah.E.Sutton@usdoj.gov>
Subject: FW: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Hey Brooke-

Hope you're well! I sent Jake this email earlier, but he's stuck at the federal courthouse on Mueller duty. I've copied Sarah, who will send you the lawsuits as filed in a zip drive; we are having trouble getting the FOX email system to accept such large files. Let me know if you have any questions.

Devin

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: O'Malley, Devin (OPA)
Sent: Wednesday, April 4, 2018 9:11 AM
To: 'jake.gibson@foxnews.com' <jake.gibson@foxnews.com>
Subject: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Hey Jake-

I mentioned this to you yesterday, and I just now have the documents and everything approved. We just filed two denaturalization lawsuits (attachments forthcoming) for which the release is below. I put embargoed, but really these have been filed and someone could pick them up, especially since one is in DC. So with that said, we will put the release out at noon, and you are free to post any time between now and then. I am giving the same opportunity to McClatchy. Let me know if you have any questions.

Here are some other photos of these folks:

- Yetisen
 - o https://www.hercegbosna.org/vijesti/bih/pocinitelji-razotkriveni-na-redu-i-nalogodavci-5510.html?fb_comment_id=10150687467713736_22222994
 - o http://www.nbcnews.com/id/45799565/ns/world_news-europe/t/us-extradites-war-crimes-suspect-bosnia/
 - o <https://www.pdxmonthly.com/articles/2014/9/2/how-to-catch-a-war-criminal-in-beaverton-september-2014>
 - o <http://www.kptv.com/story/14822673/beaverton-woman-accused-of-war-crimes-in-bosnia-4-13-2011>
- Dzeko
 - o <http://www.balkaninsight.com/en/article/edin-dzeko-sentenced-to-12-years-in-prison>
 - o <http://www.balkaninsight.com/en/article/edin-dzeko-extradited-to-bosnia>

**JUSTICE DEPARTMENT SEEKS TO DENATURALIZE TWO FOREIGN-CONVICTED
WAR CRIMINALS WHO FRAUDULENTLY OBTAINED REFUGEE STATUS AND
NATURALIZED INTO U.S. CITIZENSHIP**

***Defendants Concealed that They Had Murdered Civilians and Prisoners of War During the 1990s
Balkans Conflict***

WASHINGTON – The Justice Department today filed denaturalization lawsuits against two convicted war criminals and natives of the former Yugoslavia, who according to the Department's complaints, murdered civilians and prisoners of war because of their religion and ethnicity, then fraudulently obtained refugee status and later naturalized into U.S. citizenship by concealing their crimes. The civil complaints were filed in federal court in the District of Oregon and the District of Columbia.

"War criminals will find no safe haven or shelter within the United States," said Attorney General Jeff Sessions. "We will be steadfast as we investigate and prosecute human rights violators, torturers, and war criminals. This is especially true for those who fraudulently obtain U.S. citizenship. For too long, we have tolerated egregious fraud in our refugee program, our immigration system, and the naturalization process. This Administration will hold alleged fraudsters accountable."

"We at DHS are committed to working with our partners across the federal government to target those who seek to break our immigration laws to obtain U.S. citizenship. There will be consequences," said Secretary Kirstjen Nielsen from the Department of Homeland Security. "National security is homeland security and fraudulently obtaining U.S. citizenship will not be tolerated. Those who abuse our generous immigration system take opportunities away from those who follow our laws and who

undoubtedly deserve U.S. citizenship."

Today's lawsuits allege that Edin Dzeko, 46, and Sammy Rasema Yetisen, aka Rasema Handanovic, aka Zolja, 45, were part of an elite unit of the Army of the Republic of Bosnia and Herzegovina that attacked the village of Trusina on April 16, 1993, in what is known as the Trusina massacre. The unit targeted Bosnian Croats who resided in the village because of their Christian religion and Croat ethnicity, killing 22 unarmed individuals including women and the elderly. A Bosnian court previously found that Dzeko and Yetisen played key roles in the massacre: both were part of a firing squad that executed six unarmed prisoners of war and civilians, and Yetisen proceeded to make sure all six were dead by shooting them again. In addition to his participation in the firing squad, Dzeko also killed a crippled elderly man, and then shot the man's wife in the back, killing her because she would not stop crying.

According to the complaints, Dzeko's and Yetisen's actions came to light in 2011 when the United States granted their extradition to Bosnia and Herzegovina at that country's treaty-based request. In April 2012, Yetisen was convicted in a Bosnia court pursuant to a guilty plea of war crimes against prisoners of war and war crimes against civilians based on the firing squad execution-style killings. In exchange for her plea and cooperation, Yetisen was sentenced to five years and six months in prison. In June 2014, Dzeko was convicted in Bosnia court of war crimes against prisoners of war and war crimes against civilians, and held responsible for the eight killings described above, in part based on Yetisen's testimony against him. Yetisen has been released from prison and resides in Oregon. Dzeko is still serving his sentence in Bosnia and Herzegovina.

Before their war crimes had come to light, Dzeko and Yetisen each requested and received refugee status from the United States, claiming themselves to be victims of persecution. The complaints allege that Dzeko and Yetisen concealed and affirmatively misrepresented their criminal history, military service, and persecutory acts throughout their immigration proceedings. Such benefits would have been denied had immigration authorities known about the defendants' roles in the Trusina massacre.

"The United States has been a safe haven and symbol of hope for people fleeing from persecution, not for war criminals," said U.S. Attorney Jessie K. Liu of the District of Columbia. "The actions taken in the District of Columbia and in Oregon today demonstrate that we will use every tool to ensure the integrity of our refugee programs."

"The United States is a refuge for those fleeing violence and the atrocities of war, not those responsible for these unthinkable acts," said U.S. Attorney Billy J. Williams of the District of Oregon. "I applaud the hard work and coordination of law enforcement across the country that culminated in these lawsuits."

Today's civil denaturalization cases follow on the [recent criminal conviction](#) of a Bosnia Serb residing in North Carolina for making materially false claims and statements on his initial application for refugee status, which involved similar concealment of service in a military unit involved in the July 1995 Srebrenica massacre that resulted in the deaths of between 7,000 and 8,000 Bosnian Muslim men.

The cases were investigated by U.S. Immigration and Customs Enforcement's (ICE) Homeland Security Investigations Human Rights Violator and War Crimes Unit and the Civil Division's Office of Immigration Litigation, District Court Section (OIL-DCS) National Security and Affirmative Litigation Unit (NS/A Unit), with consultation and support from ICE's Office of the Principal Legal Advisor (OPLA) Human Rights Law Section and Seattle Office of the Chief Counsel, and the Criminal Division's Human Rights and Special Prosecutions Section.

The cases are being jointly prosecuted by Deputy Chief Timothy Belsan and Senior Counsel for National Security Aram Gavoor of OIL-DCS's NS/A Unit and Trial Attorney Steven Platt of OIL-DCS, Assistant U.S. Attorney Wynne Kelly of the U.S. Attorney's Office for the District of Columbia, and

Assistant U.S. Attorney Jim Cox of the U.S. Attorney's Office for the District of Oregon.

The claims made in these complaints are allegations only, and there have been no determinations of liability.

Members of the public who have information about foreign nationals or naturalized U.S. citizens suspected of engaging in human rights abuses or war crimes are encouraged to call the ICE tip line at 1-866-DHS-2-ICE or to complete its [online tip form](#); or the Justice Department's Human Rights and Special Prosecutions Section at 1-202-616-2492. Callers may remain anonymous.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDIN DZEKO,

Defendant.

Civil Action No. 1:18-cv-759

**COMPLAINT TO REVOKE
NATURALIZATION**

The United States of America (“Plaintiff”) brings this civil action against Defendant Edin Dzeko (“Dzeko”) under 8 U.S.C. § 1451(a) to revoke his naturalized U.S. citizenship. In support of its complaint, Plaintiff alleges as follows:

I. PRELIMINARY STATEMENT

Bosnia and Herzegovina was in the midst of war on the dawn of April 16, 1993, when Dzeko, executed a well-prepared attack on the village of Trusina with members of his unit, the Zulfikar Special Forces Detachment made up of elite, primarily ethnic Bosniak soldiers. The attack, however, had no legitimate military purpose or objective, and resulted in war crimes committed against the ethnic Croats residing therein because of their Christian religion and Croat nationality. By early afternoon, Dzeko’s unit had summarily executed twenty-two unarmed ethnic Croats, including women and the elderly, and seriously wounded four others, including a two-year-old girl. The incident became known as the Trusina massacre. Dzeko personally participated in the murder of at least eight of the victims: an elderly Bosnian Croat couple and six prisoners of war taken during the attack.

For sixteen years, Dzeko escaped accountability for the war crimes he committed at Trusina. After leaving the Army of the Republic of Bosnia and Herzegovina, Dzeko was

Sutton, Sarah E. (OPA)

From: Sutton, Sarah E. (OPA)
Sent: Wednesday, April 4, 2018 10:55 AM
To: Singman, Brooke; O'Malley, Devin (OPA)
Cc: Gibson, Jake
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**
Attachments: 1-2 Ex. B - Yetisen First Instance Verdict.pdf; 1-3 Ex. C - Form I-590.pdf; 1-1 Ex. A - AGC.PDF

Rest of Yetisen filings attached.

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, April 4, 2018 10:12 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Sutton, Sarah E. (OPA) <sesutton@jmd.usdoj.gov>
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Duplicative Material



Sutton, Sarah E. (OPA)

From: Sutton, Sarah E. (OPA)
Sent: Wednesday, April 4, 2018 10:54 AM
To: Singman, Brooke; O'Malley, Devin (OPA)
Cc: Gibson, Jake
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**
Attachments: 1-6 Ex. F - Certificate of Naturalization.pdf; 1-7 Ex. G - Extradition Compl..pdf; 1-8 Ex. H - Extradition Request.pdf; Yetisen Complaint.pdf; 1-4 Ex. D - Form G-646.pdf; 1-5 Ex. E - Form N-400.pdf

Got another bounce back, so going to try this again. You're going to receive multiple emails sorry!

These are all filings from Yetisen. One more email for Yetisen filings to follow.

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, April 4, 2018 10:12 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Sutton, Sarah E. (OPA) <sesutton@jmd.usdoj.gov>
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Duplicative Material



Sutton, Sarah E. (OPA)

From: Sutton, Sarah E. (OPA)
Sent: Wednesday, April 4, 2018 10:29 AM
To: Singman, Brooke; O'Malley, Devin (OPA)
Cc: Gibson, Jake
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**
Attachments: TRUSINAMASSACREDENATURALIZATION.zip

Here ya go!

From: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Sent: Wednesday, April 4, 2018 10:12 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Sutton, Sarah E. (OPA) <sesutton@jmd.usdoj.gov>
Subject: RE: **EMBARGOED UNTIL 12:00 PM EDT - TRUSINA MASSACRE DENATURALIZATION**

Duplicative Material



O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Wednesday, April 4, 2018 9:15 AM
To: jake.gibson@foxnews.com
Subject: Lawsuit Attachment - Email 3 of 3
Attachments: U.S. v. Yetisen - Compl & Exhibits (consolidated).pdf

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA,

Case No. 3:18 cv 570

Plaintiff,

v.

COMPLAINT TO REVOKE
NATURALIZATION
(8 U.S.C. § 1451(a))

SAMMY RASEMA YETISEN,
a/k/a Rasema Handanovic,
a/k/a Zolja,

Defendant.

The United States of America (“Plaintiff”) brings this civil action against Defendant Sammy Rasema Yetisen a/k/a Rasema Handanovic a/k/a “Zolja” (“Defendant”) under 8 U.S.C. § 1451(a) to revoke her naturalized U.S. citizenship. In support of its complaint, Plaintiff alleges as follows:

I. PRELIMINARY STATEMENT

Bosnia and Herzegovina was embroiled in war on the dawn of April 16, 1993, when Defendant executed a well-prepared attack on the village of Trusina with members of her unit, the Zulfikar Special Forces Detachment made up of elite, primarily ethnic Bosniak soldiers. The attack on Trusina, however, had no legitimate military purpose or objective, and resulted in war crimes committed against the ethnic Croats residing therein because of their Christian religion and Croat nationality. By early afternoon, Defendant’s unit had summarily executed twenty-two unarmed ethnic Croats, including women and the elderly, and seriously wounded four others, including a two-year-old girl. The incident became known as the Trusina massacre. Defendant

O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Wednesday, April 4, 2018 9:10 AM
To: jake.gibson@foxnews.com
Subject: I'm about to send you three emails

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

Emerald Robinson

From: Emerald Robinson
Sent: Tuesday, April 3, 2018 4:06 PM
To: O'Malley, Devin (OPA)
Subject: Re: Immigration Judge Performance Metrics

Thanks again for taking the time to speak with me today, Devin. Have a great evening.

Emerald Robinson, *White House Correspondent*
One America News Network
Email: Emerald.Robinson@oann.com
Twitter: @emeraldrobinson
Instagram: @Emerald_OANN



On Apr 3, 2018, at 2:51 PM, O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov> wrote:

Office

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Emerald Robinson <Emerald.Robinson@oann.com>
Sent: Tuesday, April 3, 2018 2:42 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: Re: Immigration Judge Performance Metrics

Should I call your cell or your office phone?

Emerald Robinson, *White House Correspondent*
One America News Network
Email: Emerald.Robinson@oann.com
Twitter: @emeraldrobinson
Instagram: @Emerald_OANN
<image001.jpg>

On Apr 3, 2018, at 1:24 PM, O'Malley, Devin (OPA)
<Devin.O'Malley@usdoj.gov> wrote:


That works.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Emerald Robinson <Emerald.Robinson@oann.com>
Sent: Tuesday, April 3, 2018 1:22 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: Re: Immigration Judge Performance Metrics

Getting ready for the President's joint presser.

How about 3:00?

Emerald Robinson, White House Correspondent
One America News Network
Email: Emerald.Robinson@oann.com
Mobile: 310.310.0164
Twitter: @EmeraldRobinson
Instagram: @emeraldrobinson


On Apr 3, 2018, at 1:14 PM, O'Malley, Devin (OPA)
<Devin.O'Malley@usdoj.gov> wrote:

I'm around now if you want to chat.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Emerald Robinson <Emerald.Robinson@oann.com>
Sent: Tuesday, April 3, 2018 12:51 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: Re: Immigration Judge Performance Metrics

Hi Devin-

Thanks for this email. I am now covering the White House providing live coverage, and talking about the issue today for my live coverage from the White House. I would love to talk metrics with you to add into my coverage. I will also pass the information

on to our anchors.

When is a good time of for you talk?

Thanks!

Emerald Robinson,
One America News Network
Email: Emerald.Robinson@oann.com
Twitter: @emeraldrobinson
Instagram: @Emerald_OANN
<image001.jpg>

On Apr 3, 2018, at 12:36 PM, O'Malley, Devin
(OPA) <Devin.O'Malley@usdoj.gov> wrote:

Hi Emerald-

Not sure if Lauren reached out to you yet, but if
OAN is cover immigration judge metrics, I'd be
happy to discuss it with any of your anchors, etc.

Let me know.

Thanks!

Devin

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

Gibson, Jake

From: Gibson, Jake
Sent: Tuesday, April 3, 2018 3:12 PM
To: O'Malley, Devin (OPA)
Subject: Re: Are you back today?

Yes.
I am here.
How u?

Jake Gibson
Department of Justice Producer
Fox News Washington

(b)(6)

On Apr 3, 2018, at 3:09 PM, O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov> wrote:

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

Neil Munro

From: Neil Munro
Sent: Tuesday, April 3, 2018 1:47 PM
To: Cutrell, Carissa F; O'Malley, Devin (OPA)
Subject: Can you tell me what percentage of UACs or 'Family Units' have been sent home?

Davin, Carissa,

Can you tell me what percentage of UACs or 'Family Units' have been sent home since they arrived?

I ask both of your agencies because I do not know which one would have the best data.

Yours,

Neil Munro
Breitbart

Begin forwarded message:

From: "Sadler, Kelly J. EOP/WHO" (b)(6)
Subject: **FACT SHEET: What You Need to Know About Catch and Release**
Date: April 2, 2018 at 4:52:06 PM EDT
To: "Sadler, Kelly J. EOP/WHO" (b)(6)

THE WHITE HOUSE
Office of the Press Secretary

FOR IMMEDIATE RELEASE
April 2, 2018

WHAT YOU NEED TO KNOW ABOUT CATCH AND RELEASE

WHAT: Our immigration system continues to encourage and allow an influx of aliens to illegally cross our borders and resettle in American communities.

Porous borders, legal loopholes, and insufficient immigration enforcement resources allow aliens to illegally cross our borders and often prevent their removal once here. Waves of Unaccompanied Alien Children (UACs) and Family Units have been exploiting these weaknesses in our immigration system for years in order to enter and remain in the country.

Since fiscal year (FY) 2016, more than 107,000 UACs have been released into the interior of the United States. 2,895 UACs were released into the U.S. in February 2018 alone, bringing the total for FY 2018 thus far to 13,186. Once released, most UACs remain here by failing to either show up for court hearings or comply with removal orders. As a result, only 3.5 percent of UACs who are apprehended are eventually removed from the U.S. The surge of UACs entering and remaining in the U.S. is in addition to the more than 167,000 Family Units which were apprehended between FY 2016 and

February 2018. Nearly all apprehended family units are also released into the U.S. due to judicially-imposed constraints on U.S. Immigration and Customs Enforcement's authority to detain them.

This flow of illegal aliens into American communities stands to only grow as a caravan of hundreds of Central Americans currently traveling through Mexico heads toward the U.S. border.

WHY: Catch and release loopholes encourage more and more illegal immigration into the U.S.

Catch and release loopholes, which are the result of statutory and judicial obstacles, encourage illegal immigration into the U.S. and prevent the removal of aliens once they are here. Currently, the Department of Homeland Security (DHS) can only detain UACs for a few days before releasing them to the Department of Health and Human Services (HHS) for resettlement into the United States.

Immigration enforcement efforts are further hamstrung by the fact that current federal law exempts UACs from non-contiguous countries, such as El Salvador, Guatemala, and Honduras, from being promptly returned to their home countries. This results in nationals from these and other countries entering and never leaving.

Foreign nationals see how easy it is to enter the United States, and how hard it is for federal immigration authorities to remove aliens who enter illegally, and are accordingly drawn to the United States. In the absence of lasting solutions to the problems that riddle our immigration system, we can only expect the flow of illegal immigration into our country to continue.

###

[Unsubscribe](#)

The White House · 1600 Pennsylvania Avenue, NW · Washington DC 20500 · 202-455-1111

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, April 3, 2018 1:39 PM
To: Boughton, Bryan
Subject: RE: Possible meeting

Sorry I missed your call. Tried you back! I'll be around for the rest of the afternoon.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Boughton, Bryan <Bryan.Boughton@FOXNEWS.COM>
Sent: Tuesday, April 3, 2018 12:46 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Possible meeting

Sarah,

Jake mentioned the idea of a meeting with Fox News. Can you call me to discuss?

Bryan Boughton
Fox News Channel
VP and Washington Bureau Chief
202-824-6388

(b)(6) (mobile)

This message and its attachments may contain legally privileged or confidential information. It is intended solely for the named addressee. If you are not the addressee indicated in this message (or responsible for delivery of the message to the addressee), you may not copy or deliver this message or its attachments to anyone. Rather, you should permanently delete this message and its attachments and kindly notify the sender by reply e-mail. Any content of this message and its attachments that does not relate to the official business of Fox News or Fox Business must not be taken to have been sent or endorsed by either of them. No representation is made that this email or its attachments are without defect.

Kupec, Kerri (JMD)

From: Kupec, Kerri (JMD)
Sent: Tuesday, April 3, 2018 12:44 PM
To: Gibson, Jake
Cc: Edwards, Jeremy M. (OPA)
Subject: RE: Invitation: Backgrounder tomorrow on no-poach agreements and antitrust law

Great, thanks!

From: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>
Sent: Tuesday, April 3, 2018 12:41 PM
To: Kupec, Kerri (JMD) (b)(6)
Cc: Edwards, Jeremy M. (OPA) <jmedwards@jmd.usdoj.gov>
Subject: Re: Invitation: Backgrounder tomorrow on no-poach agreements and antitrust law

I would like to attend please.

Thanks,

Jake Gibson
Department of Justice Producer
Fox News Washington
(b)(6)

On Apr 2, 2018, at 6:43 PM, Kupec, Kerri (JMD) (b)(6) wrote:

Hi, all –

You are invited to attend a backgrounder on no-poach agreements and antitrust law **TOMORROW (4/3) at 3:30 pm ET**. Please note the information to be shared is on background only; the briefing will run for about 30 minutes.

If these terms are agreeable to you, you are welcome to join us in person in the Andretta Room at the Main Justice building (950 Pennsylvania Ave, Washington DC 20001 – please use the Visitors Center entrance on Constitution Ave. between 9th and 10th St.); you can also call-in using a number/code that will be provided once you RSVP. Whether you are attending in person or via phone, please RSVP to Jeremy Edwards, copied here, by 2 pm tomorrow.

Please let me know if you have any questions.

Best,
Kerri

Kerri Kupec
U.S. Department of Justice
Office of Public Affairs
(b)(6)

(b)(6) (office)
(b)(6) (cell)

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Emerald Robinson

From: Emerald Robinson
Sent: Monday, April 2, 2018 9:08 PM
To: O'Malley, Devin (OPA)
Subject: Re: Question about asylum cases

Excellent! So glad it worked out. John is great.

Emerald Robinson, *Political Correspondent*
One America News Network
Email: Emerald.Robinson@oann.com
Mobile: (b)(6)
Twitter: @EmeraldRobinson
Instagram: @emeraldrobinson



On Apr 2, 2018, at 9:04 PM, O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov> wrote:

No worries! Enjoyed myself at 101 today with John!

Sent from my iPhone

On Apr 2, 2018, at 8:56 PM, Emerald Robinson <Emerald.Robinson@oann.com> wrote:

Very helpful. Thanks Devin!

Emerald Robinson, *Political Correspondent*
One America News Network
Email: Emerald.Robinson@oann.com
Mobile: (b)(6)
Twitter: @EmeraldRobinson
Instagram: @emeraldrobinson



On Apr 2, 2018, at 6:21 PM, O'Malley, Devin (OPA)

<Devin.O'Malley@usdoj.gov> wrote:

294,065. I think it's also important to point out the following info (from an AG speech in October:

<https://www.justice.gov/opa/speech/attorney-general-jeff-sessions-delivers-remarks-executive-office-immigration-review>):

- DHS finds a credible fear in 88 percent of claims adjudicated; that means if you are entering the country illegally, you have an 88% chance to avoid expedited removal just by claiming a fear of return.
- 50% of individuals that pass USCIS screening (i.e., seeking asylum) file an asylum application once they are in the United States.
- Many of those released into the United States after their credible fear determination from DHS do not show up at their immigration hearings—in 2016, there were 700% more removal orders issued in absentia for cases that began with a credible fear claim than in 2009. And removal orders have doubled since 2012.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Ehram, Lauren (OPA)
Sent: Monday, April 2, 2018 3:57 PM
To: Emerald Robinson <Emerald.Robinson@oann.com>
Cc: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: RE: Question about asylum cases

+Devin O'Malley who handles immigration issues for OPA. Thank you!

From: Emerald Robinson <Emerald.Robinson@oann.com>
Sent: Monday, April 2, 2018 3:56 PM
To: Ehram, Lauren (OPA) <lehram@jmd.usdoj.gov>
Subject: Question about asylum cases

Hey Lauren-

I know you're hearing from me a lot lately! lol

Question, do you all at the DOJ happen to have the exact number of asylum cases that are currently back logged in the courts? A senior admin official said it goes in the the hundreds of thousand but hoping to find out something more specific.

THANK YOU

1 nanks!!!

Emerald Robinson, *Political Correspondent*

One America News Network

Email: Emerald.Robinson@oann.com

Twitter: @emeraldrobinson

Instagram: @Emerald_OANN

<image001.jpg>

Emerald Robinson

From: Emerald Robinson
Sent: Monday, April 2, 2018 4:00 PM
To: Ehram, Lauren (OPA)
Cc: O'Malley, Devin (OPA)
Subject: Re: Question about asylum cases

Excellent, thanks Lauren.

Emerald Robinson, *Political Correspondent*
One America News Network
Email: Emerald.Robinson@oann.com
Twitter: @emeraldrobinson
Instagram: @Emerald_OANN



On Apr 2, 2018, at 3:57 PM, Ehram, Lauren (OPA) <Lauren.Ehram@usdoj.gov> wrote:

Duplicative Material



O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Monday, April 2, 2018 7:38 PM
To: Brown, Kristin
Subject: DOJ official

These performance metrics, which were agreed to by the immigration judge union that is now condemning them, are designed to increase productivity and efficiency in the system without compromising due process

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Monday, April 2, 2018 7:33 PM
To: Brown, Kristin
Subject: FW: Immigration Judge Performance Metrics
Attachments: PWP Element 3 new.pdf

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: EOIR Director (EOIR)
Sent: Friday, March 30, 2018 5:27 PM
To: All of Judges (EOIR) <All_of_Judges@EOIR.USDOJ.GOV>
Subject: Immigration Judge Performance Metrics

Good afternoon,

As you have likely heard, EOIR has established new performance metrics for immigration judges. In advance of implementing these new metrics on October 1, 2018, I am happy to share them with you today (attached). The new metrics will be added to the current immigration judge Performance Work Plan at Job Element 3: Accountability for Organizational Results.

At the outset, I would like to encourage you to review the metrics in conjunction with Article 22 of the Collective Bargaining Agreement between EOIR and NAJ. For example, Article 22.3.h. contains a number of relevant factors that will be taken into consideration when evaluating an immigration judge's performance against these metrics. Similarly, Article 22.5.d. requires the Agency to give an immigration judge the opportunity to provide input regarding his or her performance prior to rating the judge below Satisfactory in any element.

Article 22.4.c. requires the Agency to "make available on a routine basis reports necessary for the Judge to assess his or her performance based on any numerical standards imposed by the Agency." In an effort to ensure that you are able to track your performance against the metrics in real time, we are in the process of creating a performance dashboard that will enable each of you to see how you are performing in relation to the metrics. We anticipate that the dashboard will be available in April, and we will provide additional information about it at that time.

As for evaluating immigration judge performance, please note that we are changing the performance rating period to align with the fiscal year. This change is being made across the Agency for all employees. As a result of this realignment, the current rating period for immigration judges that began on July 1, 2017, will now end on September 30, 2019.

The purpose of announcing the metrics now is to give you an opportunity to become familiar

with them and the performance dashboard, when it becomes available. On October 1, 2018, the Agency plans to begin reviewing immigration judge performance in accordance with the new metrics. Subject to the terms of Article 22, when appraising performance for the 2017-2019 rating period, rating officials will take into consideration immigration judge performance as compared to the metrics from October 1, 2018, through September 30, 2019.

The impact and implementation of the metrics are subject to bargaining with NAIJ, so further details regarding the application of the metrics may be forthcoming.

Using metrics to evaluate performance is neither novel nor unique to EOIR. The purpose of implementing these metrics is to encourage efficient and effective case management while preserving immigration judge discretion and due process. I am confident that you will meet and surpass our high expectations. As always, I thank you for your hard work and dedication to the mission of EOIR.

Sincerely,

James McHenry
Director

EOIR PERFORMANCE PLAN

Adjudicative Employees

3. Job Element: Accountability for Organizational Results

X	Critical		Non-critical
---	----------	--	--------------

Definition: Exercises effort to ensure the integrity of the organization. Holds self accountable for organizational goals and objectives. Ensures cases are completed in a timely, efficient, and effective manner that meets objectives. Focuses on established organizational goals, results, and attainment of outcomes. Specific goals are attached.

Performance Standards:

Satisfactory:

Performance at this level is satisfactory when the applicable standards stated below are achieved in a timely and correct manner.

3.1 Acts consistently with the goals and priorities established by the Agency. (See attached goals)

3.2 Makes rulings and decisions in a timely manner, consistent with available resources.

3.3 Manages the immigration judge calendar efficiently, monitoring pending caseload, as needed.

3.4 Cooperates to achieve a productive work environment with other judges, court administrators, and staff members.

3.5 As assigned, performs special assignments and details, including conducting hearings of various types, at times on short notice, based on the needs of the agency.

3.6 Demonstrates appropriate use of courtroom technology.

Unsatisfactory:

Performance at this level shows a serious deficiency in one or more factors of this element.

Performance Goals
Immigration Judge

All goals are measured annually, from October 1 to September 30.

Satisfactory performance:

Case Completions: 700 cases per year.

and

Remand Rate (including BIA and Circuit Courts): less than 15%.

and

The immigration judge meets at least half of the following Benchmarks that are applicable to the judge's work during the rating period, as long as the judge's performance in each Benchmark is above the "Unsatisfactory" performance level.

Benchmarks:

- In 85% of non-status detained removal cases, no more than three days elapse from merits hearing to immigration judge case completion.
- In 85% of non-status, non-detained removal cases, no more than 10 days elapse from merits hearing to immigration judges case completion, unless completion is prohibited by statute (e.g. a cap on grants of relief) or completion is delayed due to a need for completion of background checks.
- In 85% of motions matters, no more than 20 days elapse from immigration judge receipt of the motion to adjudication of the motion.
- In 90% of custody redetermination cases, case is completed on the initial scheduled custody redetermination hearing date unless DHS does not produce the alien on the hearing date.
- In 95% of all cases, individual merits hearing is completed on the initial scheduled hearing date, unless, if applicable, DHS does not produce the alien on the hearing date.
- In 100% of credible fear and reasonable fear reviews, case is completed on the initial hearing date unless DHS does not produce the alien on the hearing date.

Needs improvement:

Case Completions: More than 560 but fewer than 700 cases per year.

or

Remand Rate (including BIA and Circuit Courts): between 15% and 20%.

or

The immigration judge fails to perform to the Satisfactory level in more than half of the applicable Benchmarks, as long as the judge's performance in each Benchmark is above the "Unsatisfactory" performance level.

Unsatisfactory performance:

Case Completions: fewer than 560 cases per year.

or

Remand Rate (including BIA and Circuit Courts): greater than 20%.

or

The immigration judge's performance in one or more of the following Benchmarks is Unsatisfactory.

Unsatisfactory Performance Benchmarks:

- In greater than 35% of non-status detained removal cases, more than three days elapse from merits hearing to immigration judge case completion.
- In greater than 35% of non-status, non-detained removal cases, more than 10 days elapse from merits hearing to immigration judge case completion, excepting cases where completion is prohibited by statute (e.g. a cap on grants of relief) or completion is delayed due to a need for completion of background checks.
- In greater than 35% of motions matters, more than 20 days elapse from immigration judge receipt of the motion to adjudication of the motion.
- In greater than 30% of custody redetermination cases, case is not completed on the initial scheduled custody redetermination hearing date excluding cases where DHS does not produce the alien on the hearing date.
- In greater than 25% of all cases, individual merits hearing is not completed on the initial scheduled hearing date, excluding cases where DHS does not produce the alien on the hearing date.
- In greater than 20% of credible fear and reasonable reviews, case is not completed on the initial hearing date, excluding cases where DHS does not produce the alien on the hearing date.

O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Monday, April 2, 2018 7:13 PM
To: Brown, Kristin
Subject: RE: For Fox - quotes for immigration judges?

Call you in a moment.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Brown, Kristin <Kristin.brown@FOXNEWS.COM>
Sent: Monday, April 2, 2018 6:51 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: For Fox - quotes for immigration judges?

Hi Devin! I'm one of the White House producers at Fox News - do you all have a statement or comment on the report that the administration will be imposing quotes on immigration judges?

Thanks very much!

Kristin Brown
White House Producer
Fox News Channel

(b)(6)

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jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Monday, April 2, 2018 5:26 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: new California suit

Thank you!

Joel

<http://www.breitbart.com/california/2018/04/02/sessions-states-like-california-believe-law/>

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Monday, April 2, 2018 5:04pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: new California suit

Yep!

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: jpollak@breitbart.com <jpollak@breitbart.com>
Sent: Monday, April 2, 2018 5:04 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: new California suit

So I can quote this in full?

J

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Monday, April 2, 2018 4:58pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: new California suit

Sending this soon from the AG:

I regret the need to file yet another lawsuit against the state of California today. The Department of Justice is fighting every day to take guns and drugs off our streets, combat the opioid epidemic and secure our borders from drug traffickers and criminal aliens, and protect our national security from radical Islamic extremists and foreign threats to our cyber security. But once again, we see that too many of our resources are being diverted to deal with meritless and unnecessary lawsuits.

We are forced to spend our resources to bring these lawsuits against states like California that

believe they are above the law and are passing facially unconstitutional laws specifically intended to interfere with the federal government's ability to carry out its legitimate law enforcement duties. And we are forced spend our resources to defend against lawsuits that are patently meritless like one now filed by California claiming that adding back a question on citizenship to the census is unconstitutional after decades of its inclusion. Both of these lawsuits are forcing us to spend precious tax payer dollars and Department resources to litigate issues that most Americans believe are common sense—the executive branch should be able to remove criminal aliens from a jail instead of your neighborhood, the federal government should have an accurate count of who can legally vote in our federal elections, a Department should be able to rescind an unlawful policy intended to usurp Congress' role in passing immigration laws, or that the President should be able to know who is coming into our country from countries that are terrorist havens.

The waste is compounded by ideological judging and forum shopping that drags these cases out for months and years. In the meantime, the federal government can be prevented from carrying out its lawful duties by a single district court judge regardless of how many of the other 600 plus district court judges may disagree. The increasing frequency of limitless injunctions is simply unsustainable, and the ever-more extreme nature of these injunctions is only making it more obvious just how unlawful they are. This is not a political or a partisan issue. It is a constitutional issue and a rule of law issue and, more frequently now, a question of how we are allocating our tax payer dollars—to protecting Americans from violent crime and a raging drug epidemic or defending frivolous lawsuits from partisan actors.

Government-by-litigation isn't what the American people voted for and attempting to thwart an administration's elected agenda through endless, meritless lawsuits is a dangerous precedent.

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: jpollak@breitbart.com <jpollak@breitbart.com>
Sent: Monday, April 2, 2018 4:44 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: new California suit

Great!

Joel

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Monday, April 2, 2018 4:42pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: new California suit

I cant comment on the ongoing litigation—but I could give you some lead time on a statement from the AG that we are putting out shortly? Would that help?

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: jpollak@breitbart.com <jpollak@breitbart.com>
Sent: Monday, April 2, 2018 4:42 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: new California suit

Dear Sarah,

Is there any unique quote you might be able to give me about the new lawsuit?

<https://twitter.com/ReutersUS/status/980884294070620160>

Also, do California's new guidelines on interpreting SB 54 ("California Values Act" or "sanctuary state" law) affect the merits of the ongoing DOJ lawsuit?

<http://www.breitbart.com/california/2018/03/30/california-ag-becerra-clarifies-on-sanctuary-state-will-follow-federal-law-but-not-act-as-immigration-agents/>

Many thanks

Joel

Kristina Wong

From: Kristina Wong
Sent: Monday, April 2, 2018 1:35 PM
To: Hornbuckle, Wyn (OPA)
Cc: SpecialCounselPress; Prior, Ian (OPA)
Subject: Re: Add to media list, please

Thank you!!

--
Kristina Wong
Pentagon reporter, Breitbart News
(b)(6)
@kristina_wong

On Apr 2, 2018, at 1:00 PM, Hornbuckle, Wyn (OPA) <Wyn.Hornbuckle@usdoj.gov> wrote:

OK, we can add you to our general list and you should get everything

From: Kristina Wong <kwong@breitbart.com>
Sent: Monday, April 02, 2018 12:56 PM
To: Hornbuckle, Wyn (OPA) <whornbuckle@jmd.usdoj.gov>
Cc: SpecialCounselPress <SpecialCounselPress@jmd.usdoj.gov>; Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Subject: Re: Add to media list, please

Thanks. I am part of that list. I would like to be added to the DOJ's list, for Department or Session statements...

--
Kristina Wong
Pentagon reporter, Breitbart News
(b)(6)
@kristina_wong

On Apr 2, 2018, at 12:51 PM, Hornbuckle, Wyn (OPA) <Wyn.Hornbuckle@usdoj.gov> wrote:

Hi Kristina,
I would suggest you contact specialcounselpress@usdoj.gov

From: kwong@breitbart.com <kwong@breitbart.com>
Sent: Monday, April 02, 2018 12:36 PM

To: Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>; Hornbuckle, Wyn (OPA)
<whornbuckle@jmd.usdoj.gov>

Subject: Add to media list, please

Hi Ian and Wyn,

Can I please be added to press releases re: the special counsel or anything related to the Russia probes? (I am already on DOJ IG list).

Thank you!

Kristina

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Monday, April 2, 2018 9:48 AM
To: Gibson, Jake
Subject: anymore thoughts on which NYC people we should meet with?

Thursday is looking like most likely day

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Wallace, Christopher

From: Wallace, Christopher
Sent: Friday, March 30, 2018 8:55 PM
To: Flores, Sarah Isgur (OPA)
Subject: Anything on this?

BG confirmation perhaps?

Hope you're great

<https://www.cnn.com/2018/03/30/politics/mccabe-comey-fbi-report/index.html>

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 30, 2018 7:11 PM
To: Gibson, Jake
Subject: Re: thursday

Yes NYC. Bringing Boyd too. Could be Friday if that's easier.

On Mar 30, 2018, at 4:42 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

You mean NY below not DC correct?

And this sounds like a meeting I should be in!

But yes... I can think of some people.

Jake Gibson
Department of Justice Producer
Fox News Washington
(b)(6)

On Mar 30, 2018, at 3:19 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

I feel like I cant go on tv as much because it will only annoy the powers that be if I push back on the wackier conspiracy theories. So I'd like to do that in person with folks in DC—producers/hosts or whomever you think would be helpful. Can walk through what an IG can do, what Huber can do, why the AG recused, whatever they want to talk about and we can do it all off the record so they can hear it without any filter.

xxx

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

From: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>
Sent: Friday, March 30, 2018 3:17 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: thursday

Right.
I was hoping we weren't talking about yesterday and I had just missed the email by a day.

It depends on what you're trying to accomplish...

Jake Gibson
Department of Justice Producer
Fox News Washington

(b)(6)

On Mar 30, 2018, at 2:21 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

Subject line: Thursday :)

On Mar 30, 2018, at 2:20 PM, Gibson, Jake
<Jake.Gibson@FOXNEWS.COM> wrote:

When are you going?

Jake Gibson
Department of Justice Producer
Fox News Washington

(b)(6)

On Mar 30, 2018, at 12:40 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

Whitaker and I are probably going to NYC.
Who should we meet with at Fox to talk 2nd
special counsel, Russia, etc?

S

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

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THE END OF THE WORLD IS NOT NEAR.

Berry, Porter

From: Berry, Porter
Sent: Friday, March 30, 2018 12:54 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: thursday?

Hey there... yep- I should be in town!

On Mar 30, 2018, at 9:40 AM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

The AG's chief of staff and I are going to be in NYC—any chance you're around?

S

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

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Groman, Sean

From: Groman, Sean
Sent: Thursday, March 29, 2018 6:52 PM
To: Flores, Sarah Isgur (OPA)
Cc: Hadden, Gavin; Gibson, Jake
Subject: Re: Letter from the Attorney General regarding a second special counsel

Hosts are usually out quick after the show. Especially on a Friday. Gavin and I should be around.

Sean Groman
FOX News Channel

> On Mar 29, 2018, at 6:38 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:
>
> Also the Chief of Staff Matt Whitaker and I were thinking of coming up to NYC on Friday next
week--any chance we could sit down with yall and the hosts after the show on Friday? We can talk
off the record on Russia, Mueller, etc. I thought it could be helpful!
>
> ***
> Sarah Isgur Flores
> Director of Public Affairs
> (b)(6)
>
>
> -----Original Message-----
> From: Groman, Sean <sean.groman@FOXNEWS.COM>
> Sent: Thursday, March 29, 2018 6:34 PM
> To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
> Cc: Hadden, Gavin <Gavin.Hadden@FOXNEWS.COM>; Gibson, Jake <Jake.Gibson@FOXNEWS.COM>
>
> Subject: Re: Letter from the Attorney General regarding a second special counsel
>
> Must be nice! Sounds good. Thank you.
>
> Sean Groman
> FOX News Channel
>
>
>> On Mar 29, 2018, at 6:32 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

>>

>> Let me know if yall want to talk on the phone either tonight or in the am about this. I'll leave my ringer on and we can always discuss when you get into the office (and I can just go back to sleep afterward! Ha!)

>>

>> ***

>> Sarah Isgur Flores

>> Director of Public Affairs

>> (b)(6)

>>

>> From: Flores, Sarah Isgur (OPA)

>> Sent: Thursday, March 29, 2018 4:58 PM

>> To: 'porter.berry@foxnews.com' <porter.berry@foxnews.com>; 'Wells, Justin'

<justin.wells@FOXNEWS.COM>; 'Pfeiffer, Alex' <Alex.Pfeiffer@FOXNEWS.C

OM>; 'shannon.bream@foxnews.com' <shannon.bream@foxnews.com>; 'Conti, Andrew'

<Andrew.conti@FOXNEWS.COM>

>> Cc: 'Gibson, Jake' <Jake.Gibson@FOXNEWS.COM>; Mears, William <William.Mears@FOXNEWS.C

OM>; Groman, Sean <sean.groman@FOXNEWS.COM>; Hadden, Gavin

<Gavin.Hadden@FOXNEWS.COM>

>> Subject: FW: Letter from the Attorney General regarding a second special counsel

>>

>> Flagging for yall. My off the record take on this is we are announcing that there is someone doing the work of a special counsel without the title (and could still recommend the need for a special counsel), he has been reporting regularly to the AG, and he has been working since the Nov 13th letter. Huber was a Mike Lee pick btw. This is what Grassley recommended in his footnote 5 here: https://urldefense.proofpoint.com/v2/url?u=https-3A__www.judiciary.senate.gov_imo_media_doc_2018-2D03-2D15-2520CEG-2520LG-2520JC-2520TT-2520to-2520AG-2520DAG-2520-28Special-2520Counsel-29.pdf&d=DwlGaQ&c=cnx1hdOQtEPkpermZGwQ&r=tn9W7BBngRDIEW6y1m-byATs3UcETlo-Ta0s_Lswovw&m=i_UfKDwtaBv0R1kAcfMAcaYB8us0KRsp1fZIS2dmigo&s=SGz8FyWskqCirnPhmPZ41HGRIwEjNzhYAu0uEeeHkRA&e=<https://urldefense.proofpoint.com/v2/url?u=https-3A__www.judiciary.senate.gov_imo_media_doc_2018-2D03-2D15-2520CEG-2520LG-2520JC-2520TT-2520to-2520AG-2520DAG-2520-28Special-2520Counsel-29.pdf&d=DwMFAg&c=cnx1hdOQtEPkpermZGwQ&r=tn9W7BBngRDIEW6y1m-byATs3UcETlo-Ta0s_Lswovw&m=1fsGs95i8MhJjUI_Mw1U40tLUrqg5leQO7ZQ5Qvhy8&s=Y0KHxkTuQNejtK_5fH22l8VsGDI6A1lfBtkSUET5pYc&e=>

>>

>> Also note that the IG can and does interview people outside the Department—which has been mischaracterized. Also he can make his findings public at the end—something that doesn't happen with a criminal investigation.

>>

>> ***

>> Sarah Isgur Flores

>> Director of Public Affairs

>> (b)(6)

>>

>>

>> <AG Letter Re IG and Huber Reviews.pdf>

>

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Office of the Attorney General
Washington, D. C. 20530

March 29, 2018

The Honorable Charles E. Grassley
Chairman
Committee on the Judiciary
United States Senate
Washington, DC 20510

The Honorable Robert W. Goodlatte
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

The Honorable Trey Gowdy
Chairman
Committee on Oversight and Government Reform
U.S. House of Representatives
Washington, DC 20515

Dear Chairmen Grassley, Goodlatte, and Gowdy:

I write in response to recent letters requesting the appointment of a Special Counsel to review certain prosecutorial and investigative determinations made by the Department of Justice in 2016 and 2017. I take the concerns you raise seriously.

Since I took this office, it has been my goal to establish the highest standards for our work and to maintain integrity and discipline throughout the Department of Justice. I know this Department, I respect it and its mission, and I love it and its people. I am deeply proud of the important work that the hardworking men and women of the Department do every day to fight violent crime, reduce opioid addictions and deaths, keep Americans safe from threats both foreign and domestic, and uphold the rule of law. We are determined to be worthy of the responsibility we have been given and to earn the trust of Congress and the American people. I appreciate your support for the Department and our law enforcement community.

It is important that Congress and the American people have confidence in the Department of Justice. No institution is perfect. That is why I and my senior leadership team, including FBI Director Wray, are working every day to ensure the

The Honorable Charles E. Grassley
The Honorable Robert W. Goodlatte
The Honorable Trey Gowdy
Page 2

highest levels of performance and integrity as we carry out our fundamental mission. We view Congress as partners in this effort. However, the law requires that much of the work we are doing to accomplish these goals remain confidential to ensure full and fair process and just outcomes. In that regard, as you know, the Department of Justice cannot provide continuous updates on ongoing investigations, or confirm or deny the existence thereof. This is integral to our duty to adhere to the highest ethical standards, and to ensure that prosecutorial and investigative decisions are made without political bias or favoritism—in either direction.

As you are aware, I have asked the Department's Inspector General, Michael E. Horowitz, to review certain matters that you and some members of your committees have raised in recent and previous letters. In addition to his ongoing investigation, the Inspector General has now confirmed that he has opened a review into the Department's compliance with certain legal requirements and Department and FBI policies and procedures with respect to certain applications filed with the U.S. Foreign Intelligence Surveillance Court.

Congress created the Department's Office of the Inspector General explicitly for the purpose of, among other things, investigating alleged violations of criminal and civil laws by Department employees, including actions taken by former employees after they have left government service. The Inspector General's jurisdiction extends not only to allegations of legal violations, but also to allegations that Department employees violated established policies as well.

To carry out these duties, Title 5 of the United States Code provides the Inspector General with broad discretion and significant investigative powers. The office currently employs approximately 470 staff, a significant number of whom are lawyers, auditors, and investigators who may exercise wide discretion on matters under their jurisdiction. If the Inspector General finds evidence of criminal wrongdoing, he may refer it to a United States Attorney who can then convene a grand jury or take other appropriate actions. To be clear, the Inspector General has the authority to investigate allegations of wrongdoing, collect evidence through subpoena, and develop cases for presentation to the Attorney General and the Deputy Attorney General for prosecution or other action. The Inspector General also may, under appropriate circumstances, make information available to the public even if no criminal or disciplinary action is recommended. In contrast, this type of information would not normally be publicly available after the conclusion of a traditional criminal investigation.

The Honorable Charles E. Grassley
The Honorable Robert W. Goodlatte
The Honorable Trey Gowdy
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Pursuant to Department of Justice regulations, the appointment of a Special Counsel, by design, is reserved for use in only the most “extraordinary circumstances.” 28 C.F.R. § 600.1(a). Under the regulations, any Special Counsel must be “selected from outside the United States Government.” *Id.* § 600.3(a). To justify such an appointment, the Attorney General would need to conclude that “the public interest would be served by removing a large degree of responsibility for the matter from the Department of Justice.” 64 Fed. Reg. 37038, 37038 (July 9, 1999). The Department has successfully investigated and prosecuted many high-profile, resource-intensive matters since the regulations were promulgated in 1999, but the regulations’ standard has been found to be satisfied on only two occasions.

The regulations recognize that, when presented with a matter “that might warrant consideration of the appointment of a Special Counsel,” the Attorney General may conclude that the circumstances do not justify such a departure “from the normal processes of the Department,” and that he may instead determine that other “appropriate steps” can be taken to mitigate any conflicts of interest. 28 C.F.R. § 600.2(c). Thus, in high-profile circumstances involving other politically sensitive matters, it has been more common to make special arrangements within the Department to ensure that actual or apparent conflicts can be avoided, while experienced and accountable prosecutors conduct an efficient and appropriate investigation that comports with the interests of justice and with the public interest.

As noted in Assistant Attorney General Stephen E. Boyd’s November 13, 2017, letter to the House Committee on the Judiciary, I already have directed senior federal prosecutors to evaluate certain issues previously raised by the Committee. In that letter, Mr. Boyd stated:

“These senior prosecutors will report directly to the Attorney General and the Deputy Attorney General, as appropriate, and will make recommendations as to whether any matters not currently under investigation should be opened, whether any matters currently under investigation require further resources, or whether any matters merit the appointment of a Special Counsel.”

Specifically, I asked United States Attorney John W. Huber to lead this effort. Mr. Huber is an experienced federal prosecutor who was twice confirmed unanimously by the Senate as United States Attorney for the District of Utah in 2015 and 2017. Mr. Huber previously served in leadership roles within the U.S. Attorney’s Office as the National Security Section Chief and the Executive Assistant U.S. Attorney. He has personally prosecuted a number of high-profile cases and coordinated task forces focused against violent crime and terrorism. This work

The Honorable Charles E. Grassley
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The Honorable Trey Gowdy
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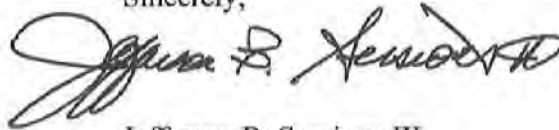
garnered commendations from the highest levels of the Department over the course of two administrations.

Mr. Huber is conducting his work from outside the Washington, D.C. area and in cooperation with the Inspector General. The additional matters raised in your March 6, 2018, letter fall within the scope of his existing mandate, and I am confident that Mr. Huber's review will include a full, complete, and objective evaluation of these matters in a manner that is consistent with the law and the facts. I receive regular updates from Mr. Huber and upon the conclusion of his review, will receive his recommendations as to whether any matters not currently under investigation should be opened, whether any matters currently under investigation require further resources, or whether any matters merit the appointment of a Special Counsel.

We understand that the Department is not above criticism and it can never be that the Department conceals errors when they occur. I expect every person in this Department to adhere to the highest level of integrity, ethics, and professionalism. If anyone falls short of these high standards, I will fulfill my responsibility to take necessary action to protect the integrity of our work.

Thank you for your leadership on these and other matters. I am making your letters on this and related issues available to the Department's leadership, Inspector General Horowitz, and Mr. Huber for such action as is appropriate. Please contact me personally if you have additional questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Jefferson B. Sessions III". The signature is fluid and cursive, with a large initial "J" and a stylized "S".

Jefferson B. Sessions III
Attorney General

cc: The Honorable Dianne Feinstein
Ranking Member, Senate Committee on the Judiciary

The Honorable Jerry Nadler
Ranking Member, House Committee on the Judiciary

The Honorable Elijah Cummings
Ranking Member, House Committee on Oversight and Government Reform

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Thursday, March 29, 2018 10:30 AM
To: Joel B. Pollak
Subject: Re: Time: Jeff Sessions Is Winning for Donald Trump. If Only He Can Keep His Job

Awww I'll pass that along to the boss. Thank you.

On Mar 29, 2018, at 10:27 AM, Joel B. Pollak <jpollak@breitbart.com> wrote:

Congratulations.

(b)(6)

is very impressed with Sessions as a person who follows the rules — such a rare thing to see these days.

"He's our kind of guy," (b)(6) said to me recently.

Joel

Sent from my iPhone

Begin forwarded message:

From: Comms Alert <CommsAlert@gop.com>
Date: March 29, 2018 at 7:22:24 AM PDT
To: undisclosed-recipients;;
Subject: Time: Jeff Sessions Is Winning for Donald Trump. If Only He Can Keep His Job

Jeff Sessions Is Winning for Donald Trump. If Only He Can Keep His Job

Time Magazine

Molly Ball

March 29, 2018 - 6:29 AM

<http://time.com/5220086/jeff-sessions-is-winning-for-donald-trump-if-only-he-can-keep-his-job/>

When Jeff Sessions was a boy of 7 or 8, he had a dog that followed him everywhere. But one day, the dog got him in trouble. Sessions had run with the mutt into the woods of rural Alabama, figuring it knew where it was going. By the time he realized he was wrong, the two of them were hopelessly lost. "They closed all the stores and everyone had to go looking for me," Sessions recalled with a chuckle. "My excuse was, I was just following him."

Sessions told me this story on March 15—the day before he fired former deputy FBI director Andrew McCabe—from his blue vinyl club chair on the military jet that had

...and then Sessions' move from the side. They, like him, on the primary job that has whisked the U.S. Attorney General away from Washington. It had the ring of a parable: beware those who seem the most loyal to you; it is they who will lead you astray.

Donald Trump once followed Sessions' lead, promising as a candidate the crackdowns on crime, immigration and trade for which Sessions crusaded in the Senate. The first Senator to endorse Trump, Sessions gave him credibility with the far right and provided the intellectual framework for his law-and-order sloganeering. And as Attorney General, he has turned Trump's rhetoric into reality, emerging as the most effective enforcer of the President's agenda.

But if the fixation on law and order brought Sessions and Trump together, it is also what has rent them asunder. When Sessions recused himself a year ago from the investigation into Russian meddling in the 2016 U.S. presidential election, he set in motion the chain of events that culminated in the appointment of special counsel Robert Mueller. Trump has never forgiven him. In public and private, the President has denigrated the proud former Senator, calling him an "idiot," "beleaguered" and "disgraceful."

The broken relationship has turned the job of a lifetime into an exercise in humiliation. Rumors that Sessions' neck is on the chopping block are constant, and Environmental Protection Agency chief Scott Pruitt has been angling to replace him. As Sessions and I spoke on the plane, he was headed to Nashville to give a speech to a police chiefs' convention, followed by a stop in Lexington, Ky., to meet with prosecutors, police and families affected by the opioid crisis. All the while, Fox News played on mute above his head, its chyrons questioning whether Sessions was about to be fired.

Even if his tenure ends tomorrow, Sessions would leave a legacy that will affect millions of Americans. He has dramatically shifted the orientation of the Justice Department, pulling back from police oversight and civil rights enforcement and pushing a hard-line approach to drugs, gangs and immigration violations. He has cast aside his predecessors' attempts to rectify inequities in the criminal-justice system in favor of a maximalist approach to prosecuting and jailing criminals. He has rescinded the Obama Administration's Deferred Action for Childhood Arrivals (DACA) program and reversed its stances on voting rights and transgender rights. "I am thrilled to be able to advance an agenda that I believe in," he told a group of federal prosecutors in Lexington later that day. "I believed in it before I came here, and I'll believe in it when I'm gone."

Sessions' liberal critics agree that he's been remarkably effective. That's why they find him so frightening. He has, they charge, put the full force of law behind Trump's racially coded rhetoric. "The Justice Department is supposed to be protecting people, keeping people safe and affirming our basic rights," says Senator Cory Booker of New Jersey, a Democrat who took the extraordinary step of testifying against a fellow Senator during Sessions' confirmation hearings last year. "But he has rolled back the Justice Department's efforts to do that." The irony of Sessions' position is that the same critics who despise his policy initiatives are adamant that

problem is that we came across him despite his policy mistakes and admitted that Trump should not remove him. "Jeff Sessions is not acting in defense of the rights of Americans. He should not be in that job," Booker told me. "But I do not think he should be fired for the reasons Donald Trump would fire him."

As the chaos in the White House rages and threatens to consume him, Sessions professes to pay it no heed. "I want to do what the President wants me to do," he said in his slow, drawling voice, his blue-green eyes peering over the top of his glasses. A wry smirk lifted a corner of his lips. "But I do feel like we're advancing the agenda that he believes in. And what's good for me is it's what I believe in too."

It was a brisk, sunny day in Lexington, with dirty clumps of snow still clinging to the ground. Sessions marched across the tarmac into the waiting motorcade. At 71, he is full of energy, and his slight stature and elfin ears give him a buoyancy that belies his severe views. His bright eyes and upturned mouth make him look like he's smiling even when he's delivering a jeremiad against criminals or foreigners.

In an upstairs room in the building housing the U.S. Attorney's office, a group of white people sat in a semicircle, surrounded by framed photographs of their dead loved ones. Sessions sat before them, listening to their pleas for more help from the federal government. "Just say no, it won't work with this drug," said a stocky man named Dennis, whose 24-year-old daughter died of a fentanyl overdose.

After hearing the stories, Sessions had a question. "How many of your children had treatment before they died?" Seeing nearly all the hands raised, he nodded grimly. "Well, we need treatment," he said, "but it is true that a lot of people it doesn't work for."

What does work, according to Sessions, is arresting people and locking them up. He has stuck to this stance, forged by his work as a prosecutor in the 1970s and '80s, even as the mainstream consensus has shifted. In recent years, most experts have come to view the war on drugs as a counterproductive failure, and a bipartisan movement for criminal-justice reform seeks to soften the harsh and unequal penalties it imposed.

The reformers have made considerable headway at the state level. Texas has closed eight prisons and saved millions of dollars without seeing crime rise. In the '80s and '90s, "we put a lot of people in prison, but there's no evidence that made us any safer," says Koch Industries' Mark Holden, who has led the conservative Koch brothers' push on the issue. (Koch Industries, through a subsidiary, is an investor in Meredith Corporation, TIME's parent company.)

Under Obama, the Justice Department investigated local police departments, exposing systematic mistreatment of minorities, and secured agreements, known as "consent decrees," to reform their practices. Attorney General Eric Holder launched a "smart on crime" initiative urging federal prosecutors to use discretion in seeking harsh sentences. Reform efforts have helped reduce the federal prison population from 220,000 to 180,000 in the past five years. To Obama's progressive supporters, these changes were among his greatest strokes of racial progress.

happens, these changes were among the greatest scenes of racial progress.

But in the view of Sessions and his supporters, including many in law enforcement, the reformers have it backward. Under Obama, Sessions believes, the DOJ sent all the wrong signals, demoralizing police officers and soft-pedaling the dangers of drugs. In speeches, he cites the shrinking prison population not as a breakthrough but as a worrisome trend. "We've got some space to put some people!" he told the chiefs in Nashville. Sessions believes today's low crime rates are a direct result of "proactive policing" and harsh sentences, and that dialing them back is causing crime to rise. According to the FBI, the violent crime rate rose 7% between 2014 and 2016, and the murder rate rose 20%, following years of decline.

Sessions has moved swiftly to unwind the Obama Justice Department's policies. He canceled the "smart on crime" initiative and replaced it with a directive to pursue maximal charging and sentencing. He pulled out of the consent decrees and rescinded Holder's hands-off marijuana-enforcement policy. He announced the end of DACA, stepped up deportation orders and sued California over sanctuary cities. He has embraced Trump's call to impose the death penalty on some drug dealers, which some legal scholars consider unconstitutional. Emphasizing treatment for drug addicts isn't just ineffective, according to Sessions—it's dangerous. "The extraordinary surge in addiction and drug death is a product of a popular misunderstanding of the dangers of drugs," he told me. "Because all too often, all we get in the media is how anybody who's against drugs is goofy, and we just ought to chill out."

In February, Sessions sent a letter warning the Senate that a bill to reduce federal sentences risked "putting the very worst criminals back into our communities." (An outraged Chuck Grassley, the Republican Senator from Iowa, told reporters that if Sessions wanted to keep making laws, he should go back to elected office.) Sessions believes his erstwhile colleagues have been misled. "This whole mentality that there's another solution other than incarceration," he told me, "all I will say to you is, people today don't know that every one of these things has been tried over the last 40 years."

Sessions seemed exasperated when I asked him to address the disproportionate impact of harsh policing and incarceration on black families and communities. He cited the work of Heather Mac Donald, the controversial conservative scholar who argues that racial bias in the criminal-justice system is a myth and that the real problem is a "war on cops." Mac Donald popularized the concept of the "Ferguson effect," an unproven theory that crime rises when police feel hamstrung by political oversight. Sessions embraces this notion. In cities like Baltimore and Chicago, he told me, politicians "spend all that time attacking the police department instead of the criminals."

To critics, all these theories are no more than window dressing for a racist system that intimidates, imprisons and kills black people indiscriminately in order to make white people feel safe. Since the 1960s, "law and order" has been a coded political slogan, a fear-based appeal to galvanize white voters. "There is a consensus that the war on drugs of the 1980s and '90s destroyed communities, disproportionately impacted people of color, ballooned the criminal-justice system and the prisons, and

impacted people of color, exacerbated the criminal justice system and the prison, and exacerbated poverty and inequality in our country," says Todd Cox, director of policy for the NAACP Legal Defense and Educational Fund. By turning the Justice Department away from civil rights and toward harsh enforcement, Sessions embodies what many see as the institutional racism of the Trump Administration. He has taken the racially coded messages that served as dog whistles during the campaign and operationalized them into policy.

The conviction among his critics that Sessions is racist has sometimes led them to overreach. In February, a Democratic Senator and the American Civil Liberties Union blasted him for referring to the "Anglo-American heritage of law enforcement" in a speech. It was a factual description, one Obama had used on many occasions. But in explaining it to me, Sessions couldn't resist a detour into cultural stereotypes. "I believe the American legal system, which clearly developed out of England, is a wonder of the world, and it's based on the fact that lady justice is blindfolded," he said. "When you go and travel like I have—to Kosovo, to Afghanistan, to Iraq—where we've invested huge amounts of money and effort to export our legal system to a culture that's totally unfamiliar with it, it doesn't work. It's because it requires a degree of trust and respect, education and maybe even a cultural predisposition."

Sessions contends that the policies he champions help minority communities by cleaning up their neighborhoods. "If you do the map of your city and you've got five times the murders in a minority neighborhood, do you just go away?" he asked me, eyes narrowed. "Or do you prosecute the criminals who are committing the murders? That's the fundamental answer. And the other thing is, you think the mothers who've got children, the older people who are afraid to walk to the grocery store—shouldn't they be free just like they are in the elite part of town?"

Sessions leaned over the plastic airplane table. "Whose side are you on?" he asked. "I'm on the victims' side, and overwhelmingly the victims are minorities. The prosecution of certain minorities for murder, the victim is overwhelmingly another African American or Hispanic. It occurs within their own communities." (Law-enforcement statistics show white criminals also tend to target white victims.)

His eyes gleamed as he sat back. "We are protecting minority citizens," he concluded. "The fundamental question is, Who rules the streets? The government, or the outlaws?"

Jefferson Beauregard Sessions III grew up in Hybart, a small town in rural southwestern Alabama, where his father owned a country store. He was raised to follow the rules. "I was always persnickety about integrity and all that," he said. The troubled history of race in America runs through his family. His grandfather, the original J.B. Sessions, was named after two icons of the Confederacy, Jefferson Davis and P.G.T. Beauregard, and was 2 when his own father died at Antietam. Sessions' ancestors migrated south in the 1830s, when President Andrew Jackson forcibly removed Native Americans from the land that is now Alabama to accommodate the growing white population. Like many white Southerners of long lineage, he is descended from numerous slave owners, including his mother's great-grandfather Oliver Powe, who the 1860 Census records as having owned 25 slaves.

Sessions attended segregated schools and an all-white university. After earning his law degree from the University of Alabama, he joined the U.S. Attorney's office in Mobile, and in 1986, then President Reagan nominated him for a federal judgeship. Sessions' confirmation turned contentious when the Senate Judiciary Committee confronted him with charges of racism. A black assistant U.S. Attorney testified that Sessions had addressed him as "boy" and had said that he thought the Ku Klux Klan was all right until he found out they smoked pot. (Sessions said he was joking.) Just as disturbing to liberals on the committee was a voter-fraud case Sessions had brought against a group of civil rights activists who were helping black voters cast their ballots. (The activists were acquitted.) Sessions protested that he was not a racist, and had allowed civil rights cases to move through his office. His nomination was rejected with a combination of Democratic and Republican votes.

Elected to the Senate in 1996, Sessions became known as a dogmatic outlier. As many Republicans called for increases in legal immigration and clemency for the undocumented, Sessions gave fiery floor speeches denouncing those ideas. He also jibed with Trump on trade, having come to view big global agreements as a raw deal for the American worker. With less immigration and fewer imported goods, he reasoned, companies would be forced to produce their wares in America, using American workers paid a substantial wage. Most economists disagree, arguing that even if these policies were feasible, they would raise prices and lower living standards.

Another crucial element of Sessions' worldview was his sense of resentment against elites. He saw what he called "Wall Street geniuses" and "masters of the universe" as out of touch with his working-class constituents' lives. "He was extraordinarily consistent," says Josh Holmes, a former chief of staff to Senate majority leader Mitch McConnell, and "sort of the opposite of a chamber of commerce Republican."

Although his crusades were often lonely, Sessions could be effective. In 2013, when a bill providing a pathway to citizenship for undocumented immigrants had support from powerful advocates across the political spectrum, Sessions was its loudest critic. He couldn't keep it from passing the Senate but successfully led the charge to stop it in the House. The conservative *National Review* dubbed him "Amnesty's worst enemy."

If many of Sessions' colleagues regarded him as a gadfly, a growing faction of the hard right came to see him as a hero. The nationalist views he espoused attracted the attention of [Breitbart.com](https://www.breitbart.com) and its then chairman, Stephen Bannon. At a time when many Republicans thought only a message of moderation could win back the White House, Bannon, who would go on to become Trump's chief campaign and White House strategist, was inspired by Sessions' insistence that restricting immigration and trade could be a political winner. As Sessions wrote in a 2012 memo to his colleagues: "This humble and honest populism—in contrast to the [Obama] Administration's cheap demagoguery—would open the ears of millions who have turned away from our party."

In 2013, Bannon tried to convince Sessions to run for President; he demurred. But Sessions was pleasantly surprised when Trump began campaigning on his old themes. Sessions' aide Stephen Miller went to work for Trump's campaign, helping shape his policy platform on immigration, trade and other issues. Just before Super Tuesday, Sessions became the first and only Senator to endorse Trump in the primary, dealing a blow to then rival Ted Cruz. Accepting the endorsement at a massive rally in Madison, Trump called Sessions "a great man."

Sessions became a close and trusted adviser to the campaign. He was thrilled that Trump had become the pitchman for his positions. "Here he comes on all of it, boom boom boom," Sessions told me. "Nobody else was saying that."

As the sun set outside the plane window, Sessions began to wax philosophical about the rule of law. The Attorney General's job, he said, is to tell the executive what he can and can't do legally. Tenting his fingers beneath his chin, Sessions said he stands by his recusal from the Russia investigation: "I think I did the right thing. I don't think the Attorney General can ask everybody else in the department to follow the rules if the Attorney General doesn't follow them."

Trump appears to see it differently; he has reportedly griped that Sessions has failed to "protect" him. "He does get frustrated," Sessions concedes. "He's trying to run this country, and he's got to spend his time dealing with certain issues."

Like so many Republicans, Sessions has accommodated himself to Trump in ways that seem to contravene his principles. The day after I interviewed him, Sessions—acting on a recommendation from the inspector general and FBI disciplinary officials—fired the FBI's McCabe two days before he was set to retire. McCabe decried the act as politically motivated retaliation, an impression Trump bolstered with a set of gloating morning-after tweets. It was subsequently reported that McCabe had previously investigated Sessions over his Russian contacts.

Still, when it comes to the Russia investigation, Sessions has held the line against Trump's interference. Shortly before our trip, he had dinner at a Washington restaurant with Solicitor General Noel Francisco and Deputy Attorney General Rod Rosenstein, the official overseeing the Mueller probe. The tiniest of symbolic protests, it nonetheless reportedly sent Trump into a rage. Sessions declined to comment on the dinner conversation, but he did say he ordered the fried chicken—a house specialty—and a banana split that was too big to finish.

Sessions' ultimate loyalty, he told me, is not to any man but to a principle. "Congress passes a law, judges follow the law, and nobody's above the law, including the judges, and including the President," he said. Yet every person of conviction makes a bargain by going to work for Trump: to wield the levers of power, to make changes you believe are for the better, you will have to make certain compromises. As many others can attest—and as Sessions may soon discover—following Trump can lead you astray.

Spinato, Eric

From: Spinato, Eric
Sent: Thursday, March 29, 2018 6:59 AM
To: Flores, Sarah Isgur (OPA)
Subject: Good morning, Sarah

Would you be able to join us tomorrow, to discuss FBI slow response to House request of emails, info, etc

Thank you,
Eric

Eric Spinato

Senior Story Editor, Fox Business Network

W 212-601-2399

C (b)(6)

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John Carney

From: John Carney
Sent: Wednesday, March 28, 2018 9:47 PM
To: Kupec, Kerri (JMD)
Cc: Edwards, Jeremy M. (OPA)
Subject: Re: Antitrust and Amazon: A Lesson from Banking History

Nice to meet you too Kerri!

John Carney
Editor, Finance & Economics
Breitbart News
(b)(6)
jcarney@breitbart.com
@carney

On Mar 28, 2018, at 6:21 PM, Kupec, Kerri (JMD) (b)(6) wrote:

Thanks – Nice to meet you, John.

From: Abueg, Mark (OIG)
Sent: Wednesday, March 28, 2018 5:14 PM
To: John Carney <jcarney@breitbart.com>
Cc: Kupec, Kerri (JMD) (b)(6); Edwards, Jeremy M. (OPA)
<jmedwards@jmd.usdoj.gov>
Subject: Re: Antitrust and Amazon: A Lesson from Banking History

John,

Thanks for sharing.

Please note I no longer work for DOJ's Office of Public Affairs.

Introducing you to Kerri Kupec, who is the Antitrust Division spokeswoman.

Best,

Mark

On Mar 28, 2018, at 5:08 PM, John Carney <jcarney@breitbart.com> wrote:

Thought you guys might find this interesting.

<http://www.breitbart.com/big-government/2018/03/28/in-frustration-with-amazon-history-repeats-itself/>

John Carney
Finance & Economics Editor
Breitbart News
(b)(6)
jcarney@breitbart.com

On Nov 20, 2017, at 9:32 PM, Abueg, Mark (OPA)
<Mark.Abueg@usdoj.gov> wrote:

John,

Nice read. Thanks for sharing.

Best,


Mark

On Nov 20, 2017, at 9:16 PM, John Carney
<jcarney@breitbart.com> wrote:

Thought you guys might find this worth reading.

—John

The Trump Era of Antitrust Enforcement Dawns
0

 AP Photo

The Associated Press
by [JOHN CARNEY](#) 20 Nov 2017 **0**

The Justice Department filed its much-anticipated

lawsuit to block AT&T's \$85.4 billion bid for Time Warner, signaling the end of the Obama era of antitrust and the beginning of the Trump era.

Although written in the often dry prose that characterizes many legal documents, the Justice Department's challenge to the AT&T deal caps a dramatic showdown and marks a departure from the practices of the Obama administration, whose approach to mergers in media, communications, and technology often felt outdated—as if it were rooted in an earlier era.

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The Obama administration's Justice Department, for example, approved Comcast's acquisition of NBCUniversal in 2011, imposing numerous conditions that demanded a level of scrutiny and regulatory vigilance that has been notably absent in the years since. For many on the political left and right, that deal has come to stand for the proposition that so-called behavioral remedies are not able to effectively avoid anti-competitive harm in the digital-everything age.

Makan Delrahim, the Justice Department's top antitrust lawyer, made this point in a speech to fellow lawyers last week. "Behavioral remedies presume that the Justice Department should serve as a roving ombudsman of the affairs of business. Even if we wanted to do this, we often don't have the skills or the tools to do so effectively," he said.

Delrahim's speech made clear that in his view—which is to say, now the view of the U.S. government—"antitrust is law enforcement, not regulation." Which is to say, effective antitrust enforcement should not require erecting new powers for the administrative state but instead assure that markets can function properly. Indeed, Delrahim argued that his view of antitrust regulation could assist with reducing regulation—what Steven Bannon once referred to

as “the deconstruction of the administrative state.”

“At its best, it supports reducing regulations, by encouraging competitive markets that, as a result, require less government intervention. That is to say, proper and timely antitrust enforcement helps competition police markets instead of bureaucrats in Washington, D.C. doing it,” Delrahim said. “Vigorous antitrust enforcement plays an important role in building a less regulated economy in which innovation and business can thrive, and ultimately the American consumer can benefit.”

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The Obama administration’s reliance on behavioral remedies, Delrahim said, made antitrust not enforcement but “fundamentally regulations, imposing ongoing government oversight on what should preferably be a free market.”

This shift in the fulcrum of antitrust has certainly caught AT&T by surprise. In a hastily organized press conference following the filing of the Justice Department’s lawsuit, AT&T chief Randall Stephenson and the company’s lawyers repeated over and over again the idea that the lawsuit was “a serious and very troubling departure from antitrust guidelines and decades of legal precedence,” in the words of AT&T’s outside counsel Dan Petrocelli. Similarly, Petrocelli pointed out that the government has often failed when it has pursued cases against “vertical mergers” in recent decades.

Those complaints, however, sound terribly dated. It should come as no surprise that novel legal interpretations—or, in this case, revivals of traditional interpretations long out-of-fashion—are employed as the market develops in a new direction. The same approaches to antitrust law that led to the break-up of the old AT&T in 1982 can hardly be expected to keep in check anticompetitive business combinations in today’s digital reality.

And there can be little question that both the Justice Department’s practice and internal guidelines have struggled to keep up with new developments. For one thing, Justice’s guidelines on vertical mergers were last

updated in 1984. And many of the deals that have been approved—not just the Comcast purchase of NBCUniversal—probably should have raised at least an eyebrow or two. Think of how quickly, for example, Facebook is using Instagram to destroy the market share of Snapchat and market value of its parent company, Snap. Where were the antitrust enforcement officers when that deal came together?

Although business interests are often assumed to be opposed to regulation, the AT&T case—like the Comcast merger before it—lays bare a starker truth. Businesses often prefer regulators to free markets. AT&T said in the press conference Monday that it would have preferred the kind of regulation and supervision mandated for the Comcast deal than a “structural remedy” that requires them to sell assets. In other words, it wants the Obama era and the regulators back. It doesn’t like the way enforcement feels.

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Populists on the right and left can probably see that for what it is: a sign that the status quo favored the powerful corporate interests above the interests of consumers, competitors, and innovators.

Perhaps the one thing AT&T’s Stephenson got undoubtedly right at Monday’s press conference was when he said that the Justice Department’s lawsuit had sent a shiver of doubt throughout all the big players in tech, communications, and media. They no longer know what they thought they knew. The rules are being rewritten once again.

And this time the buyers who need to beware are the corporate giants.

John Carney
Editor, Finance & Economics
Breitbart News
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@carney

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 28, 2018 4:47 PM
To: kwong@breitbart.com
Subject: Re: Second Special Counsel -- Breitbart

No announcements on that front

On Mar 28, 2018, at 4:43 PM, "kwong@breitbart.com" <kwong@breitbart.com> wrote:

Hi Sarah,

Re: the DOJ IG announcing an IG review on alleged FISA abuse and the FBI/DOJ's relationship with Christopher Steele -- does this mean that AG Sessions has reached a conclusion on whether to appoint a second special counsel, or is that still under consideration?

Thank you,

Kristina

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 28, 2018 2:29 PM
To: Talarico, Julie
Subject: RE: Tomorrow— Newsroom?

I'm going to pass on this for now—sorry!

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Talarico, Julie <Julie.Talarico@FOXNEWS.COM>
Sent: Wednesday, March 28, 2018 8:55 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Tomorrow— Newsroom?

Hey Sarah—

Hope all is well! Any chance you can join us on Newsroom tomorrow to discuss the sanctuary city battle in California?

Let me know whenever you get a chance, thanks!

Julie Talarico
Associate Producer/Booker
America's Newsroom

(b)(6)

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Jenkins, Griff

From: Jenkins, Griff
Sent: Wednesday, March 28, 2018 2:03 PM
To: Flores, Sarah Isgur (OPA)
Cc: Johnson, Liz; Hahn, Julia A. EOP/WHO; Hoffman, Jonathan
Subject: Re: Great fox news story idea

Thank you, Sarah!

Yes - Liz - I am headed to OC for Tucker/Hannity, et al and looking to identify any inmates or residents who would be wanted or have a detainer request on them.

I'm shooting tomorrow all day and would love to be at the jail door when one or more of them are released tomorrow or Fri.

And maybe local ICE folks there can assist?

My cell - (b)(6) .

Many thanks!

Sent from my iPhone

On Mar 28, 2018, at 1:58 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Griff has a great idea and is headed out to Orange County right now. Liz—he'll need your help so putting yall together on this email!

xxx

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

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Prior, Ian (OPA)

From: Prior, Ian (OPA)
Sent: Wednesday, March 28, 2018 1:09 PM
To: Ian Mason; Hudson, Andrew (OLP)
Cc: Flores, Sarah Isgur (OPA)
Subject: Re: Bureau of Prisons Contact

Drew should be able to help

Ian D. Prior
Principal Deputy Director of Public Affairs
Office: 202.616.0911
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

On Mar 28, 2018, at 1:07 PM, Ian Mason <imason@breitbart.com> wrote:

Ian and Sarah,

Which of your people covers corrections issues and the Bureau of Prisons? I've contacted BOP directly, but I have a policy question regarding the NYT's [piece](#) this morning I thought main DOJ may be better able to answer.

Thanks very much,

Ian Mason

Breitbart News
(b)(6)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 28, 2018 12:34 PM
To: Gibson, Jake; Jarrett, Laura
Subject: FW: Cassell study on Chicago murder rates

Thought yall might find this interesting....

SYNOPSIS

Article: “What Caused the 2016 Chicago Homicide Spike? An Empirical Examination of the ‘ACLU Effect’ and the Role of Stop and Frisks in Preventing Gun Violence”

Authors: Paul Cassell & Richard Fowles (University of Utah)

In Brief: Paul Cassell (a law professor and former federal judge) and Richard Fowles (an economist) analyzed the 2016 spike in Chicago homicides—a 58% jump from 480 in 2015 to 754 in 2016—using statistical methods to identify and test potential causes of the spike. The study considered numerous potential causes but concluded that the single factor contributing most to the dramatic increase in homicides was the abrupt decline in “stop and frisks” in late 2015, following a settlement agreement between Chicago and the ACLU regarding that police practice. The authors recommend that the settlement agreement be modified to encourage broader use of appropriate stop and frisk methods.

Key Takeaways

- The 58% increase (274 additional homicides) from 2015 to 2016 in Chicago represents the largest single-year increase in the last quarter-century among the five largest U.S. cities. Additionally, the dramatic increase was unique to Chicago and, within Chicago, was mostly from gun-related crimes.
- The study used common statistical methods to consider numerous possible causes of the increase in gun violence in Chicago. The statistical analysis identifies the single most important cause of the increase to be the decline in “stop and frisks” beginning in late 2015.
- In 2012 to 2015, Chicago police “stops” numbered about 40,000 per month (and likely more, as record-keeping regarding these stops was limited at the time). From November 2015 to January 2016, these stops abruptly declined to less than 10,000 per month, and remained low throughout 2016.
- This decline corresponded with the implementation of new paperwork requirements imposed by a settlement agreement between Chicago and the ACLU, under which police have to make a detailed report on every stop and submit them for review by the ACLU and a former U.S. magistrate judge.
- The authors argue that, based on a statistical analysis and other evidence, the settlement agreement was the primary cause of the decreased police stops, and that the decreased police stops were the primary cause of the spike in homicides and gun violence.
- One of the authors’ key conclusions is that, “[b]ecause of fewer stop and frisks in 2016, it appears that (conservatively calculating) approximately 236 additional victims were killed and 1115 additional shootings occurred in that year alone.”
- The authors also show that these tragic additional homicides and other shootings disproportionately fell on African-American and Hispanic communities.
- Drawing on prior work that estimates the financial cost of crime to society, the authors estimate that the increased shootings resulting from the decline in stop and frisks imposed a societal cost of at least \$1.56 billion.

Additional Data:

Additional Detail

- The study analyzed homicide data along with fatal and nonfatal shooting data in Chicago, weighting the data to account for seasonal shifts in violent crime (violent crime is more likely to occur during warmer months than during colder ones).
- One of the factors evaluated as a potential cause for the increase in homicides was the decline in stop and frisks (the police tactic of temporarily detaining, questioning, and sometimes searching civilians for contraband such as illegal weapons based on an officer's reasonable suspicion of criminal activity) beginning in late 2015, when Chicago and the ACLU entered into a settlement agreement concerning the practice.
- Under the settlement agreement, beginning in December 2015 police officers were required to document every stop and frisk with a detailed report (including over 70 separate data fields) that would then be forwarded to the ACLU and a U.S. magistrate judge for review.
- This study is not the first to analyze the connection between stop and frisks and homicides (in particular, firearm homicides), nor does it attempt to establish that stop and frisks generally cause a decrease in gun deaths. Indeed, the study cites multiple other studies (including a National Academy of Science review of literature the subject) that have already found a link between stop and frisks and decreased gun deaths. The point of this study is to analyze whether the decline in stop and frisks resulting from the ACLU settlement was the cause of *Chicago's* homicide increase.
- Notably, as found in prior studies, stop and frisks appear to be most effective in reducing firearm-related crimes, and have a lesser effect on other crimes. This makes intuitive sense, as an important purpose of stop and frisks is to seize illegal weapons and discourage the carrying of such weapons in the first place.
- The study suggests that November 2015 was the "breaking point" for Chicago, when homicides began an unmistakable upward spike. The analysis also shows that the spike was limited to Chicago—the increase was 58% for Chicago in 2016, while the increase was only 4.7% for the rest of Illinois. None of the largest U.S. cities had homicide increases resembling Chicago's in 2016. All of this suggests that the cause of Chicago's spike was something unique to (or at least concentrated in) Chicago. Additionally, Chicago's other types of crime did not experience a similar spike.
- The number of stop and frisks declined sharply in late 2015. From January 2012 through November 2015, stop and frisks by the Chicago Police Department (CPD) were approximately 40,000 per month (and perhaps as high as 60,000 per month, since CPD had limited documentation of these stops during that time). Once Chicago implemented new procedures resulting from its settlement agreement with the ACLU in December 2015, average stop and frisks per month plummeted to less than 10,000 in January, and remained low throughout 2016 (at only 20 to 25 percent of what they had been from 2012-2015).
- Analyzing this data together, the authors conclude the sharp decline in stop and frisks following the ACLU settlement agreement (what it terms the "ACLU effect") was the most likely cause of the spike in homicides. The decline in stop and frisks meets all of the criteria expected of a primary driver in this case: the timing of the settlement closely matched the increase in homicides; it was confined to Chicago; and it was particularly connected to gun homicides (because of stop and frisks' well-established impact on gun violence) rather than to crime in general.
- The study did not rule out the possibility that other events, such as the release of a video of CPD Officer Van Dyke shooting Laquan McDonald 16 times (an incident which seven CPD officers were involved in attempting to cover up), affected Chicago's homicide rates. Rather, it outlined reasons why the most likely driver of the increase was the ACLU effect, and why other possible explanations were inadequate.

Critical Reception

- ^[1] ~~Primary criticisms against the study, all of which are already addressed within the study,~~ in public reports, such as a March 20, 2016 article in the *Chicago Tribune*, ^[1] ~~critics leveled three~~
 - Some critics claim the study's conclusions were "offensive" or "insulting." Of course, whether the conclusion is offensive has no bearing on whether it is sound or accurate. Nor do the study's

authors suggest that police should engage in unconstitutional conduct.

- Other critics claim the video of the Laquan McDonald shooting, which was released in November 2015, could have caused the spike.
 - The study authors do not rule out that possibility. Rather, they note that it is unlikely that the general backlash against CPD and the resulting protests against police officers could have directly caused the spike, because the spike was concentrated on gun-related homicides whereas general backlash against police (and reduced crime reporting) would have resulted in a more general increase in crime.
 - They also note that the video, while inflammatory, was limited in its effect on crime because the McDonald shooting had gained attention months earlier.
 - The authors suggest that, if the video release caused the homicide increase, it most likely would have been an indirect effect—if officers were increasingly timid for fear of becoming the next viral YouTube video, they may have reduced their use of proactive tactics like stop and frisk, which could have resulted in increased homicides. The lack of impact on other crime categories suggests this was not the primary cause, even indirectly, although it may have been a contributing factor.
- Finally, other critics note that New York City did not experience similar homicide rate increases despite having substantially reduced stop and frisks (a 95% reduction from 2011-2015). The study devotes substantial discussion to this point, arguing that New York, not Chicago, is the anomaly.
 - The study's authors argue that New York is simply different than Chicago, including in its gun crime rate (and general gun ownership), its police levels, and its population trends.
 - For example, in New York guns are involved in a smaller percentage of homicides than in Chicago (which is important because of stop and frisk's more focused impact on gun crime). Comparatively smaller civilian ownership of guns in New York may also make it more difficult for criminals to replace seized guns than in Chicago.
 - Additionally, New York's police resources are substantially larger than Chicago's (approximately 25% more police overall per capita), meaning that New York has approximately 260 police employees per gun homicide compared to 19 police employees per gun homicide in Chicago. This has allowed New York to increase police presence in homicide-prone areas in a way that may offset the lack of stop and frisks.
 - Finally, the study notes different demographic changes in New York compared with Chicago, including higher levels of gentrification, which other studies have suggested may have a significant impact on violent crime rates.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Champoux, Mark (OLP)
Sent: Monday, March 26, 2018 2:47 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Hudson, Andrew (OLP) <ahudson@jmd.usdoj.gov>; Crytzer, Katherine (OLP) <kcrytzer@jmd.usdoj.gov>
Subject: Cassell study on Chicago murder rates

Sarah,

You may know about this already but just a heads up in case not. Law professor (and former judge) Paul

Cassell is publishing a statistical study that concludes, among other things, that a large portion of Chicago's murder rate spike in 2016 is attributable to the ACLU-Chicago settlement policy on stop-and-frisks that went into effect in late 2015 (i.e., the "ACLU effect"). Chicago Tribune published an article today (<http://www.chicagotribune.com/news/local/breaking/ct-met-chicago-violence-2016-aclu-effect-20180315-story.html>)

Also today, Prof. Cassell posted his paper on SSRN, so it is now publicly available:

https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3145287

<https://reason.com/volokh/2018/03/26/the-2016-chicago-homicide-spike-explaine>

[1]

See Jeremy Gomer, *Study blames 'ACLU effect' for spike in Chicago's violence in 2016, but experts differ*, Chicago Tribune (Mar. 26, 2018), <http://www.chicagotribune.com/news/local/breaking/ct-met-chicago-violence-2016-aclu-effect-20180315-story.html>.

Moni, Alyssa

From: Moni, Alyssa
Sent: Tuesday, March 27, 2018 8:32 PM
To: Carr, Peter (OPA); SpecialCounselPress
Subject: Fox News Statement Request

Hello-

Would you like to provide a comment to us for Fox News on this story by 9pm et?

<https://saraacarter.com/mueller-madness-special-counsel-hands-over-all-evidence-on-mike-flynn/>

Thank you,
Alyssa

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 27, 2018 6:58 PM
To: Lajeunesse, William
Cc: Prior, Ian (OPA)
Subject: RE: hey / MS 13

Sorry I missed this! Adding ian who might have some good stuff he can send for next time.

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Sent: Tuesday, March 27, 2018 11:36 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Subject: hey / MS 13

Sarah

I am doing something today on the MS 13 arrests in Las Vegas...I am including some sound from Jeff last year in Boston and Las Vegas..

Any chance you have a one pager or some metrics I can cite from DOJ as a result of your crackdown..

Also – while LVMPD – handled yesterday's briefing – anything / or could I speak to the US Attorney's office in LV – for an interview or background.

LMK

William La Jeunesse
Fox News Channel
National Correspondent
Los Angeles Bureau

O (b)(6)

C (b)(6)

William.lajeunesse@foxnews.com

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Lajeunesse, William

From: Lajeunesse, William
Sent: Tuesday, March 27, 2018 2:08 PM
To: O'Malley, Devin (OPA)
Subject: RE: hey / MS 13

COPY –

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]
Sent: Tuesday, March 27, 2018 10:57 AM
To: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Subject: RE: hey / MS 13

I don't think so. These are just statistics that public affairs is keeping since the AG took office. The statistics folks here don't keep numbers on gang affiliations.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Sent: Tuesday, March 27, 2018 1:55 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: RE: hey / MS 13

BY CHANCE – do you have any way to compare that to 2015 or 2016?

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]
Sent: Tuesday, March 27, 2018 10:53 AM
To: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Subject: RE: hey / MS 13

I think it's more accurate to say "more than 1,200 convictions" and "arrests and charges for some 4,000 MS-13 members"

Those links, plus this additional one can substantiate those: <https://www.justice.gov/opa/pr/justice-department-continues-aggressive-prosecutions-transnational-criminal-organizations-and>

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Sent: Tuesday, March 27, 2018 12:50 PM

Sent: Tuesday, March 27, 2018 12:33 PM

To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>

Subject: RE: hey / MS 13

Understood.

Do you have anything cumulative for DOJ arrests or prosecutions of MS -13 members, and any additional breakdown – like that in the release – of country of origin, UACs, type of charge.

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]

Sent: Tuesday, March 27, 2018 9:55 AM

To: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>

Subject: RE: hey / MS 13

That was from that one operation.

Devin M. O'Malley

Department of Justice

Office of Public Affairs

Office: (202) 353-8763

Cell: (b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>

Sent: Tuesday, March 27, 2018 12:54 PM

To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>

Subject: RE: hey / MS 13

Thank you Devin – so the latest figures you have is November – I will then use the 214 MS 13 arrests from the release.

I will check with Sara at ICE as well.

W

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]

Sent: Tuesday, March 27, 2018 9:44 AM

To: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>

Subject: RE: hey / MS 13

<https://www.justice.gov/opa/pr/3800-gang-members-charged-operation-spanning-united-states-and-central-america>

<https://www.justice.gov/opa/pr/22-ms-13-members-and-associates-charged-federally-ice-s-ms-13-targeted-operation-raging-bull>

Devin M. O'Malley

Department of Justice

Office of Public Affairs

Office: (202) 353-8763

Cell: (b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Sent: Tuesday, March 27, 2018 12:13 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: FW: hey / MS 13

Devin – I sent this to Sarah...I know you guys are busy, but hadn't heard anything...this is for Special Report tonite.

I will go ahead and try the US Attorney in LV – although I assume the request will somehow make it back to you

Otherwise LMK about MS 13 stats

W

From: Lajeunesse, William
Sent: Tuesday, March 27, 2018 8:36 AM
To: sarah.isgur.flores@usdoj.gov
Cc: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Subject: hey / MS 13

Duplicative Material



O'Malley, Devin (OPA)


From: O'Malley, Devin (OPA)
Sent: Tuesday, March 27, 2018 12:14 PM
To: Lajeunesse, William
Subject: RE: hey / MS 13

Let me check

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Lajeunesse, William <william.lajeunesse@FOXNEWS.COM>
Sent: Tuesday, March 27, 2018 12:13 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: FW: hey / MS 13

Duplicative Material



Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 27, 2018 6:48 PM
To: Gibson, Jake; Jarrett, Laura
Subject: from DOJ insider

Senior staff on both sides of the street have met on this and the FBI is getting called to the carpet. The Attorney General is angry with how slow the process has moved when it comes to requests from Congress to the FBI. He's told Wray that the pace is unacceptable and that if the FBI needs to double the number of people working on this, then that's what they need to do, but he is done seeing the Department criticized for the FBI's slow walking of requests from Congress like the last administration when this requests should be a top priority.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 27, 2018 6:43 PM
To: Gibson, Jake
Subject: FW: Statement from FBI Director Christopher Wray
Attachments: Director Press Statement3-27-2018.doc

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: NPO <NPO@FBI.GOV>
Sent: Tuesday, March 27, 2018 6:36 PM
Subject: Statement from FBI Director Christopher Wray

Attached is a statement from FBI Director Christopher Wray on records requests.



U.S. Department of Justice
Federal Bureau of Investigation
Washington, D.C. 20535

FOR IMMEDIATE RELEASE
March 27, 2018

NATIONAL PRESS OFFICE
(202) 324-3691
www.fbi.gov

Statement from FBI Director Christopher Wray on Records Requests

As the Director of the FBI, I am committed to ensuring that the Bureau is being transparent and responsive to legitimate congressional requests.

Up until today, we have dedicated 27 FBI staff to review the records that are potentially responsive to Chairman Goodlatte's requests. The actual number of documents responsive to this request is likely in the thousands. Regardless, I agree that the current pace of production is too slow.

Accordingly, I am doubling the number of assigned FBI staff, for a total of 54, to cover two shifts per day from 8am to midnight to expedite completion of this project.

###

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 27, 2018 6:30 PM
Cc: Mears, William
Subject: Are you around for some stuff tonight?

Some goodlatte related stuff coming down the pike—would be helpful to hop on the phone

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Kupec, Kerri (JMD)

From: Kupec, Kerri (JMD)
Sent: Tuesday, March 27, 2018 2:04 PM
To: Gibson, Jake
Subject: Since FOX is covering the census/citizenship latest - do you have our quote?

"Since 1965, every Census, with the exception of the one administered in 2010, has contained a citizenship question used by the Department of Justice to protect voters against racial discrimination. The Census Bureau continues to ask a citizenship question, but in recent years has moved that question to the American Community Survey, which—as the Census Bureau itself has recognized—is not the most appropriate data to use as a basis for redistricting. The Justice Department looks forward to defending the reinstatement of the citizenship question, which will allow the Department to protect the right to vote and ensure free and fair elections for all Americans."

Attributable to me – thanks!

Kerri Kupec
U.S. Department of Justice
Office of Public Affairs

(b)(6)

(b)(6) (office)

(b)(6) (cell)

Alex Pfeiffer

From: Alex Pfeiffer
Sent: Tuesday, March 27, 2018 12:52 PM
To: O'Malley, Devin (OPA)
Subject: New year, new email Re: **EMBARGOED UNTIL 3:00 PM EDT: Justice Department & West Palm Beach Reach Settlement Agreement re: 1373 Compliance**

Hi - I am no longer with The Daily Caller. I am working as an off-air reporter for Tucker Carlson Tonight and can be reached at Alex.Pfeiffer@Foxnews.com

Thanks

Peter Hasson

From: Peter Hasson
Sent: Tuesday, March 27, 2018 12:52 PM
To: O'Malley, Devin (OPA)
Subject: New email address Re: **EMBARGOED UNTIL 3:00 PM EDT: Justice Department & West Palm Beach Reach Settlement Agreement re: 1373 Compliance**

Thanks for your email. I no longer use this email address as of March 1, 2018. Please contact me at phasson@dailycallernewsfoundation.org or (b)(6)

Thanks

--
Peter Hasson
Associate Editor
The Daily Caller
(b)(6)

Gibson, Jake

From: Gibson, Jake
Sent: Friday, March 23, 2018 5:19 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: TRUMP TWEETS DOJ WILL MAKE BUMP STOCK BAN OFFICIAL TODAY

Ha!
Okay... okay!
Thanks!

On Mar 23, 2018, at 5:14 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Its on the damn website! <https://www.justice.gov/opa>

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

From: Gibson, Jake [<mailto:Jake.Gibson@FOXNEWS.COM>]
Sent: Friday, March 23, 2018 5:13 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: TRUMP TWEETS DOJ WILL MAKE BUMP STOCK BAN OFFICIAL TODAY

I don't see it...

On Mar 23, 2018, at 4:59 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

You got it in your inbox

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

From: Gibson, Jake [<mailto:Jake.Gibson@FOXNEWS.COM>]
Sent: Friday, March 23, 2018 4:56 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Fwd: TRUMP TWEETS DOJ WILL MAKE BUMP STOCK BAN OFFICIAL TODAY

Will you pass along the actual rule?

[Donald J. Trump](#) @realDonaldTrump

1m

Obama Administration legalized bump stocks. BAD IDEA. As I promised, today the Department of Justice will issue the rule banning BUMP STOCKS with a mandated comment period. We will BAN all devices that turn legal weapons into illegal machine guns.

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jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Friday, March 23, 2018 4:04 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: oakland update

Thank you!

Joel

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Friday, March 23, 2018 2:01pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Cc: "O'Malley, Devin (OPA)" <Devin.O'Malley@usdoj.gov>
Subject: oakland update

Figure your readers may be interested:

The following targets were not apprehended during the SF operation, but were arrested by local law enforcement agencies for committing additional crimes since ICE's operation:

- A citizen and national of Mexico **arrested March 5, 2018**, by the Los Banos Police Department **for robbery, carrying a concealed weapon, carrying a loaded firearm in a public place, and willful discharge of firearm with gross negligence**. The individual was previously released back into the community following his arrest for conspiracy to commit crime and vandalism in November 2017, despite the detainer request lodged by ICE to Merced County, CA, due to sanctuary policies.
- A citizen and national of Mexico **arrested March 2, 2018** in in Sacramento County for **Driving Under the Influence of Alcohol (DUI)**. The individual has been removed from the US by ICE three times and has previous criminal convictions for false imprisonment in 2009, DUI in 2010 and 2017, and battery on a spouse in 2010.
- A citizen and national of Mexico **arrested March 10, 2018**, in Tulare County, CA for **corporal injury of spouse**. The individual has been removed from the US by ICE two times and has criminal convictions for drug possession, hit and run, DUI alcohol, DUI drugs, possession of narcotics equipment, felony - resisting officer, felony parole violation, disturbing the peace, and DUI drugs.

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Gibson, Jake

From: Gibson, Jake
Sent: Friday, March 23, 2018 4:03 PM
To: O'Malley, Devin (OPA)
Subject: Re: Oakland

Can u give me a call please?
I tried u but got vm on both numbers.

Thanks much.

On Mar 23, 2018, at 2:20 PM, O'Malley, Devin (OPA) <Devin.O'Malley@usdoj.gov> wrote:

Yes

Sent from my iPhone

On Mar 23, 2018, at 1:17 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

Were these guys targeted in the original operation?

Like... can it be argued that the Mayor tipped these guys off?

On Mar 23, 2018, at 2:01 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

Fox will love this, Jake:

The following targets were not apprehended during the SF operation, but were arrested by local law enforcement agencies for committing additional crimes since ICE's operation:

- A citizen and national of Mexico **arrested March 5, 2018**, by the Los Banos Police Department for robbery, carrying a concealed weapon, carrying a loaded firearm in a public place, and willful discharge of firearm with gross negligence. The individual was previously released back into the community following his arrest for conspiracy to commit crime and vandalism in November 2017, despite the detainer request lodged by ICE to Merced County, CA, due to sanctuary policies.
- A citizen and national of Mexico **arrested March 2, 2018** in in

Sacramento County for **Driving Under the Influence of Alcohol (DUI)**. The individual has been removed from the US by ICE three times and has previous criminal convictions for false imprisonment in 2009, DUI in 2010 and 2017, and battery on a spouse in 2010.

- A citizen and national of Mexico arrested **March 10, 2018**, in Tulare County, CA for **corporal injury of spouse**. The individual has been removed from the US by ICE two times and has criminal convictions for drug possession, hit and run, DUI alcohol, DUI drugs, possession of narcotics equipment, felony - resisting officer, felony parole violation, disturbing the peace, and DUI drugs.

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Gibson, Jake

From: Gibson, Jake
Sent: Friday, March 23, 2018 2:12 PM
To: Flores, Sarah Isgur (OPA)
Cc: O'Malley, Devin (OPA)
Subject: Re: Oakland

On it..

On Mar 23, 2018, at 2:01 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Duplicative Material



Prior, Ian (OPA)

From: Prior, Ian (OPA)
Sent: Friday, March 23, 2018 2:14 PM
To: Gibson, Jake
Subject: indictment
Attachments: U.S. v. Rafatnejad et al Indictment.pdf

Ian D. Prior
Principal Deputy Director of Public Affairs
Department of Justice
Office: 202.616.0911
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v.-

GHOLAMREZA RAFATNEJAD,
EHSAN MOHAMMADI,
ABDOLLAH KARIMA,
a/k/a "Vahid Karima,"
MOSTAFA SADEGHI,
SEYED ALI MIRKARIMI,
MOHAMMED REZA SABAHI,
ROOZBEH SABAHI,
ABUZAR GOHARI MOQADAM, and
SAJJAD TAHMASEBI,

Defendants.

SEALED INDICTMENT

18 Cr. _____

18 CRIM 94

COUNT ONE

(Conspiracy to Commit Computer Intrusions)

The Grand Jury charges:

OVERVIEW

1. At all times relevant to this Indictment, GHOLAMREZA RAFATNEJAD, EHSAN MOHAMMADI, ABDOLLAH KARIMA, a/k/a "Vahid Karima," MOSTAFA SADEGHI, SEYED ALI MIRKARIMI, MOHAMMED REZA SABAHI, ROOZBEH SABAHI, ABUZAR GOHARI MOQADAM, and SAJJAD TAHMASEBI, the defendants, all of whom were nationals of the Islamic Republic of Iran ("Iran") living and working within Iran, were leaders, contractors, associates, hackers for hire, and affiliates of the Mabna Institute, an Iran-based company

O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Friday, March 23, 2018 10:46 AM
To: jessica.rosenthal@foxnews.com
Cc: Sutton, Sarah E. (OPA)
Subject: Re: media inquiry

Hi Jessica-

Hope you're well!

DOJ declines comment on this.

Thanks

Devin

Sent from my iPhone

On Mar 23, 2018, at 8:14 AM, Press <Press@jmd.usdoj.gov> wrote:

For context: <https://www.nytimes.com/aponline/2018/03/22/us/ap-us-california-immigration-lawsuit.html>

Thanks,

Eduardo

From: Rosenthal, Jessica [<mailto:jessica.rosenthal@FOXNEWS.COM>]
Sent: Thursday, March 22, 2018 7:32 PM
To: Press <Press@jmd.usdoj.gov>
Subject: media inquiry

Hi there. Not sure if you guys are commenting but if you are, looking for a statement on Judge Newman's order that Mr. Homan testify in the administration's lawsuit against California...

Thank you,

Jessica Rosenthal
Fox News Network LLC
West Coast Radio Correspondent
Fox News Rundown Podcast

(b)(6) (office)

(b)(6) (cell)

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Ehrsam, Lauren (OPA)

From: Ehrsam, Lauren (OPA)
Sent: Thursday, March 22, 2018 10:41 PM
To: Martin, Lynne Jordal
Cc: Egner, David; Debelle Duplan, Morgan
Subject: Re: URGENT - FROM LYNNE, FOX NEWS OPINION EDITOR - YES!! RE: AG op-ed for your consideration

Hi Lynne,

Wonderful to hear from you! Tomorrow after 9:00 am would be perfect and I will keep an eye out for the link in the am. Thank you for making this happen. Please let me know if you need anything else from me tonight. I'll be up for a bit longer and back online after 6:30 am ET tomorrow.

Also, if you have a few min tomorrow, I would love to learn more about what you're looking for in op eds right now so that I can send more good ones your way.

Thank you!
Lauren

On Mar 22, 2018, at 10:33 PM, Martin, Lynne Jordal <Lynne.JordalMartin@FOXNEWS.COM> wrote:

Dear Lauren,
A thousand apologies for the delay in responding to your email. From the subject line I thought this was a STATE AG or a former state AG. I did not realize this was from THE Attorney General!! We would like to run this tomorrow morning after 9am. I hope it is still possible to run it.
Thanks very much, Lauren.
Don't hesitate to call me on my mobile in the next 15 mins, too.
Best,
Lynne

Lynne Jordal Martin
Senior Editor, Opinion
Fox News
1211 Ave. of the Americas
New York NY 10036

(b)(6) (o)
(b)(6) (m)

From: Ehrsam, Lauren (OPA) <Lauren.Ehrsam@usdoj.gov>
Sent: Thursday, March 22, 2018 7:49:44 PM
To: Martin, Lynne Jordal
Subject: RE: AG op-ed for your consideration

Hi Lynne – wanted to bring this to the top of your inbox and see if this is something that you're interested in from the Attorney General. Thank you!

from the Attorney General, thank you.

From: Ehram, Lauren (OPA)
Sent: Thursday, March 22, 2018 1:57 PM
To: 'Lynne.JordalMartin@FOXNEWS.COM' <Lynne.JordalMartin@FOXNEWS.COM>
Subject: AG op-ed for your consideration

Hi Lynne,

Hope you're well! We are hoping that you might be interested in the below op-ed from Attorney General Sessions on the gun control measures that the Justice Department and Administration are already taking to make America safer. You could run it as soon as you are able. With the continued debate on the issues, and parents wondering what, if anything, the Administration is doing to make sure that our country's children are safe, I am sure that your readers would be very interested to see the Attorney General's thoughts.

Thank you as always for your consideration and please let me know what you think.

Lauren

By: Attorney General Jeff Sessions

No child should have to fear going to school or walking the streets of their neighborhood. And yet, we know that many in our country do live in fear, in part because of a string of cowardly and barbaric school shootings in recent years.

Just last month, the American people were shocked and horrified by the vicious murder of 17 innocent students and educators in Parkland, Florida.

Fortunately, we have a law-and-order president who is determined to make America safer. In the aftermath of the shooting, President Trump and his administration have moved swiftly and taken action.

The Department of Justice will provide \$1 million in emergency funding to law enforcement components in Broward County and other jurisdictions that assisted with the response and investigation at Marjory Stoneman Douglas High School.

After the deadly mass murder in Las Vegas back in October, President Trump instructed the Administration to review how ATF, our lead firearms agency, has regulated bump stocks and similar devices. In December, the Department of Justice announced its intention to issue a rule clarifying whether bump stocks qualified as machineguns and thus were prohibited under federal law.

President Trump then directed the Department of Justice to propose rulemaking on bump stocks as expeditiously as possible. This month, the Department of Justice proposed a rule clarifying that bump stocks should be prohibited because they effectively transform legal semi-automatic weapons into machine guns, which have been illegal in this country for decades under federal law.

Last week, the Department of Justice announced our next steps to build-upon our response to the Parkland shooting. Following President Trump's call to keep our schools and our neighborhoods safe, the Department of Justice is taking immediate action.

First, we are investing in putting more highly trained armed personnel in our schools.

Every year, the Department of Justice helps local communities hire more police officers. Now we will give priority consideration to cities and states that specifically want to hire more school police officers.

Second, we are making several improvements to our criminal background check systems.

I have ordered our federal prosecutors to aggressively prosecute those who lie to the background check system in order to try to get guns illegally. We cannot tolerate this kind of fraud. Under my tenure as Attorney General, we have already increased federal gun prosecutions to a 10-year high and violent crime prosecutions to a 25-year high—the highest level since we started keeping track. But we are just getting started. With this new policy in place, and with our continued emphasis on federal prosecution of the most dangerous gun offenders, we intend to break these records again.

We are also taking steps to ensure that the information accessible during a background check is both complete and up to date. After all, our background check systems are only as good as the information they receive.

We are holding federal agencies—as well as state and local jurisdictions—accountable for providing us with the information we need to know if someone shouldn't have a gun.

I have ordered the FBI to identify the jurisdictions that fail to give us the information we need in a timely fashion. One problem we face all too often is that the FBI will have access to an arrest record, but there is no indication of the final outcome of the case. As a result of this information gap, people who are prohibited from having a gun can still pass a background check.

But we will help the states in this process. We will provide funding for increasing accessibility to the input of criminal records, especially domestic violence convictions, and information on persons who have firearm restrictions related to mental illness.

Additionally, we must ensure that when we have information coming in from the public, we use it properly. That's why we will also improve the way Department of Justice law enforcement agencies respond to tips from the public. I have ordered an immediate audit and review of our existing process. We will ensure that we respond to life-saving and crime-fighting tips quickly and effectively.

With these new measures in place, we are better positioned to disarm criminals and protect the law-abiding people of this country. Achieving those two goals will help us fulfill President Trump's goal of a safer America.

Lauren Ehrsam
Spokeswoman and Media Affairs Specialist
O:(b)(6) C:(b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

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Trey Yingst

From: Trey Yingst
Sent: Thursday, March 22, 2018 2:19 PM
To: Prior, Ian (OPA)
Subject: RE: Questions Re: Leaks

Thank you!

Best,

Trey Yingst
Chief White House Correspondent
One America News
(b)(6)
Twitter [@Treyyingst](#)
FB [/Treyyingst](#)

From: Prior, Ian (OPA) [Ian.Prior@usdoj.gov]
Sent: Thursday, March 22, 2018 12:38 PM
To: Trey Yingst
Subject: RE: Questions Re: Leaks

So off the record, our press conference was on unauthorized disclosure of classified material. In those cases, the originating classifier sends a referral to NSD. And we cant discuss specific referrals bc that would confirm classified material which we don't do. And this case doesn't sound like it involved classified material – so it kind of is a bit unrelated to what the DAG was talking about.

If you need something from me on the record it would have to be: The Department of Justice does not confirm, deny, or otherwise comment on the existence of investigations.

Thx

Ian D. Prior
Principal Deputy Director of Public Affairs
Department of Justice
Office: 202.616.0911
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

From: Trey Yingst [mailto:Trey.Yingst@oann.com]
Sent: Thursday, March 22, 2018 9:44 AM
To: Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Subject: FW: Questions Re: Leaks

Hey Ian,

Forwarding this request to you also, as I know Sarah gets a ton of requests.

Best,

Trey Yingst
Chief White House Correspondent
One America News

(b)(6)

Twitter [@Treyyingst](#)

FB [/Treyyingst](#)

From: Trey Yingst

Sent: Thursday, March 22, 2018 8:48 AM

To: sarah.Isgur.Flores@usdoj.gov

Subject: Questions Re: Leaks

Hi Sarah,

I hope all is well. I received a tip that the White House is considering asking the DOJ to investigate the leak of President Trump's briefing material from a call this week with Russian President Putin.

-Has the DOJ received this request from the White House?

-Deputy AG Rosenstein said last year that the DOJ would anybody, including WH staff, for leaks of classified information. Does that still hold true in this case, of classified material being leaked?

Thank you,

Trey Yingst
Chief White House Correspondent
One America News

(b)(6)

Twitter [@Treyyingst](#)

FB [/Treyyingst](#)

Moni, Alyssa

From: Moni, Alyssa
Sent: Thursday, March 22, 2018 12:10 PM
To: Carr, Peter (OPA)
Subject: Fox News Statement Request

Hello Mr. Carr,

I hope you are doing well.

I am reaching out from Fox News to see if you can please provide a statement to us on this article by 8:45pm et tonight:

<https://saraacarter.com/robert-mueller-andrew-weissmann-the-fbi-and-the-mob/>

Thank you,
Alyssa

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Thursday, March 22, 2018 9:37 AM
To: Conti, Andrew
Cc: Alexa Henning White House
Subject: RE: INGRAHAM ANGLE INTERVIEW REQUEST AG SESSIONS

Ag is traveling for the rest of the week

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Conti, Andrew [mailto:Andrew.conti@FOXNEWS.COM]
Sent: Thursday, March 22, 2018 9:05 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: Alexa Henning White House <catherine.a.henning@who.eop.gov>
Subject: INGRAHAM ANGLE INTERVIEW REQUEST AG SESSIONS

Hi Sarah,

I am checking in to see if there is any chance AG Sessions might be available for an interview with Laura Ingraham for the Ingraham Angle on Fox. We can talk much more about the interview request. Thanks very much for your consideration.

Best,
Andrew

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Ian Mason

From: Ian Mason
Sent: Wednesday, March 21, 2018 7:08 PM
To: Kupec, Kerri (JMD)
Subject: Re: Comment on President's a Lou Dobbs's Critique of Handling of AZ License Case

Hey very sorry, just on another call, can you give me 5?

-----Original Message-----

From: "Kupec, Kerri (JMD)" (b)(6)
Sent: Wednesday, March 21, 2018 7:04pm
To: "Ian Mason" <imason@breitbart.com>
Subject: Re: Comment on President's a Lou Dobbs's Critique of Handling of AZ License Case

Just tried you!

Sent from my iPhone

On Mar 21, 2018, at 6:34 PM, Ian Mason <imason@breitbart.com> wrote:

OK, whenever you're free.

-----Original Message-----

From: "Ian Mason" <imason@breitbart.com>
Sent: Wednesday, March 21, 2018 6:29pm
To: "Kupec, Kerri (JMD)" (b)(6) >
Subject: Re: Comment on President's a Lou Dobbs's Critique of Handling of AZ License Case

(b)(6)

I'm just on another call this second. Can I shoot you an email when I'm off?

-----Original Message-----

From: "Kupec, Kerri (JMD)" (b)(6) >
Sent: Wednesday, March 21, 2018 6:16pm
To: "Ian Mason" <imason@breitbart.com>
Subject: Re: Comment on President's a Lou Dobbs's Critique of Handling of AZ License Case

Hi Ian - what's your phone #?

Sent from my iPhone

On Mar 21, 2018, at 4:54 PM, Ian Mason <imason@breitbart.com> wrote:

Hi Kerri,

Can I get a comment from OSG on President Trump's [criticism](#) (citing

Can't get a comment from OSG on President Trump's [criticism](#) (citing Fox's Lou Dobbs) that the Department filed a brief opposing Arizona's cert petition in [Brewer v. Arizona Dream Act Coalition](#) instead of supporting it.

OSG has limited resources and is traditionally reluctant to weigh in on state matters. Beyond the arguments in the brief, can your office speak to the broader strategy afoot? Does preserving federal authority over these matters simplify, for example, the ongoing litigation over sanctuary city funding and DACA rescission to which DOJ is a party?

Thanks so much,
Ian Mason
Breitbart News

Kupec, Kerri (JMD)

From: Kupec, Kerri (JMD)
Sent: Wednesday, March 21, 2018 6:32 PM
To: Ian Mason
Subject: Re: Comment on President's a Lou Dobbs's Critique of Handling of AZ License Case

Sure

Sent from my iPhone

On Mar 21, 2018, at 6:29 PM, Ian Mason <imason@breitbart.com> wrote:

Duplicanve Material



Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 21, 2018 4:09 PM
To: Jarrett, Laura; Gibson, Jake
Subject: FW: FYI

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Levine, Mike [mailto:Mike.Levine@abc.com]
Sent: Wednesday, March 21, 2018 4:05 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: FYI

<http://abcnews.go.com/US/exclusive-fired-fbi-official-authorized-criminal-probe-sessions/story?id=53914006>

Decker, Jonathan

From: Decker, Jonathan
Sent: Wednesday, March 21, 2018 3:55 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Fox and Friends Weekend

Okay, Thank you.

Sent from [Mail](#) for Windows 10

From: [Flores, Sarah Isgur \(OPA\)](#)
Sent: Wednesday, March 21, 2018 3:54 PM
To: [Decker, Jonathan](#)
Subject: RE: Fox and Friends Weekend

Not at this point—sorry!

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

From: Decker, Jonathan [mailto:jonathan.decker@FOXNEWS.COM]
Sent: Wednesday, March 21, 2018 12:09 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Fox and Friends Weekend

Sarah,

I wanted to reach out and see if you might be available this Saturday or Sunday to speak about the below?

Thank you so much,
Jonathan Decker
Jonathan.Decker@foxnews.com
(b)(6)

WASHINGTON – Today Attorney General Sessions issued the following memo to U.S. Attorneys providing guidance regarding the use of capital punishment in drug-related prosecutions:

"The opioid epidemic has inflicted an unprecedented toll of addiction, suffering, and death on communities throughout our nation. Drug overdoses, including overdoses caused by the lethal substance fentanyl and its analogues, killed more than 64,000 Americans in 2016 and now rank as the leading cause of death for Americans under 50. In the face of all of this death, we cannot continue with business as usual.

"Drug traffickers, transnational criminal organizations, and violent street gangs all contribute substantially to this scourge. To combat this deadly epidemic, federal prosecutors must consider every

lawful tool at their disposal. This includes designating an opioid coordinator in every district, fully utilizing the data analysis of the Opioid Fraud and Abuse Detection Unit, as well as using criminal and civil remedies available under federal law to hold opioid manufacturers and distributors accountable for unlawful practices.

"In addition, this should also include the pursuit of capital punishment in appropriate cases. Congress has passed several statutes that provide the Department with the ability to seek capital punishment for certain drug-related crimes. Among these are statutes that punish certain racketeering activities (18 U.S.C. § 1959); the use of a firearm resulting in death during a drug trafficking crime (18 U.S.C. § 924(j)); murder in furtherance of a continuing criminal enterprise (21 U.S.C. § 848(e)); and dealing in extremely large quantities of drugs (18 U.S.C. § 3591(b)(1)). I strongly encourage federal prosecutors to use these statutes, when appropriate, to aid in our continuing fight against drug trafficking and the destruction it causes in our nation."

FOR IMMEDIATE RELEASE
WEDNESDAY, MARCH 21, 2018

Note: To view the signed memo click [here](#).

ATTORNEY GENERAL SESSIONS ISSUES MEMO TO U.S. ATTORNEYS ON THE USE OF CAPITAL PUNISHMENT IN DRUG-RELATED PROSECUTIONS

WASHINGTON – Today Attorney General Sessions issued the following memo to U.S. Attorneys providing guidance regarding the use of capital punishment in drug-related prosecutions:

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"Drug traffickers, transnational criminal organizations, and violent street gangs all contribute substantially to this scourge. To combat this deadly epidemic, federal prosecutors must consider every lawful tool at their disposal. This includes designating an opioid coordinator in every district, fully utilizing the data analysis of the Opioid Fraud and Abuse Detection Unit, as well as using criminal and civil remedies available under federal law to hold opioid manufacturers and distributors accountable for unlawful practices.

"The following is a summary of the key points of the memo issued to U.S. Attorneys on March 21, 2018.

in addition, this should also include the pursuit of capital punishment in appropriate cases. Congress has passed several statutes that provide the Department with the ability to seek capital punishment for certain drug-related crimes. Among these are statutes that punish certain racketeering activities (18 U.S.C. § 1959); the use of a firearm resulting in death during a drug trafficking crime (18 U.S.C. § 924(j)); murder in furtherance of a continuing criminal enterprise (21 U.S.C. § 848(e)); and dealing in extremely large quantities of drugs (18 U.S.C. § 3591(b)(1)). I strongly encourage federal prosecutors to use these statutes, when appropriate, to aid in our continuing fight against drug trafficking and the destruction it causes in our nation."

#

AG

18 - 339

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 21, 2018 3:52 PM
To: Gibson, Jake; Jarrett, Laura
Subject: chuck statement EMBARGOED

And not for internal distribution until ABC story posts.

Chuck Cooper: The Special Counsel's Office has informed me that after interviewing the Attorney General and conducting additional investigation, the Attorney General is not under investigation for false statements or perjury in his confirmation hearing testimony and related written submissions to Congress.

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Gibson, Jake

From: Gibson, Jake
Sent: Wednesday, March 21, 2018 12:16 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: This accurate?

Right...I assume you would say there should be a line in there about how the president never asked the solicitor general...etc.... but now is tweeting about it after the fact.

On Mar 21, 2018, at 12:11 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

No doesn't convey that at all as far as I can tell

On Mar 21, 2018, at 12:05 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

But does it convey the idea that the president didn't ask the DOJ to do what he now says should have been done?

On Mar 21, 2018, at 12:03 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Seems accurate

On Mar 21, 2018, at 11:07 AM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

I didn't write this. However... do you want me to clarify anything in here?

—

Let's be clear about what the DOJ's Solicitor General's office did and did not do. The case is *Brewer v. Arizona Dream Coalition* (16-1180). The Court on Monday denied Brewer's petition to review the issue after a federal appeals earlier ruled against the former governor.

As we reported last summer, the Court asked the

As we reported last summer, the Court asked the federal government to weigh in on the driver's license issue and "to file a brief in this case expressing the views of the United States."

The SG's office did just that on February 14, and as the attached brief shows, DOJ asked the Court to delay consideration of the appeal until the Court decided a separate appeal from DOJ on DACA. The justices on February 26 decided not intervene now in the DACA deadline dispute.

Here is what the SG's office February 14 asked the high court to do:

" In the view of the United States, the petition for a writ of certiorari in this case should be held pending the Court's disposition of the petition for a writ of certiorari before judgment in United States Department of Homeland Security v. Regents of the University of California, No. 17-1003 (filed Jan. 18, 2018). If the Court grants the Regents petition, this petition should be held pending the decision in that case and then disposed of as appropriate in light of that decision. If the Court denies the Regents petition, this petition should also be denied."

The SG brief also concluded: "Arizona apparently is the only State to have adopted such a regime, and therefore the question is not a matter of broad significance."

Arizona's attorney general's office then strongly objected to the points made in the SG's brief (supplemental brief attached).

So bottom line, since the DACA issue is still pending in the lower federal courts, the Trump DOJ concluded it would not be appropriate for the high court to jump in now decide the driver's license issue.

Regents of the University of California v. U.S. Department of Homeland Security (17-1003) -

The administration took the unusual step of asking the high court to step in now and decide the legality of a judge's ruling last month that put on hold any plans by the administration to end the Deferred Action for Childhood Arrivals (DACA) program, which affects nearly 800,000 young immigrants. The Justice Department is in effect bypassing a federal appeals court, a move the justices rarely allow, preferring

instead an issue to move through the normal complete appellate process. The issue continues to be negotiated in Congress, which could resolve the political impasse before a planned March 5 deadline set by the President, when DACA protections would conceivably "wind down." That would likely make current court cases moot, at least for now.

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Gibson, Jake

From: Gibson, Jake
Sent: Wednesday, March 21, 2018 12:14 PM
To: Prior, Ian (OPA)
Subject: Re: ATTORNEY GENERAL SESSIONS ISSUES MEMO TO U.S. ATTORNEYS ON THE USE OF CAPITAL PUNISHMENT IN DRUG-RELATED PROSECUTIONS

What is the actual change here?
What is new?

On Mar 21, 2018, at 12:10 PM, Prior, Ian (OPA) <Ian.Prior@usdoj.gov> wrote:

You always could use it for that. It's just never been sought in connection with that statute

Ian D. Prior
Principal Deputy Director of Public Affairs
Office: (b)(6)
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

On Mar 21, 2018, at 12:06 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

So it does now?

On Mar 21, 2018, at 11:33 AM, Prior, Ian (OPA) <Ian.Prior@usdoj.gov> wrote:


FYI from DOJ official - kingpin statute never used to seek death penalty before

Ian D. Prior
Principal Deputy Director of Public Affairs
Office: (b)(6)
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

Begin forwarded message:

From: USDOT-Office of Public Affairs <USDOT-OfficeofPublicAffairs@public.govdelivery.com>
Date: March 21, 2018 at 10:48:41 AM EDT
To: <Ian.prior@usdoj.gov>
Subject: ATTORNEY GENERAL SESSIONS ISSUES MEMO TO U.S. ATTORNEYS ON THE USE OF CAPITAL PUNISHMENT IN DRUG-RELATED PROSECUTIONS
Reply-To: <USDOT-OfficeofPublicAffairs@public.govdelivery.com>

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FOR IMMEDIATE RELEASE
WEDNESDAY, MARCH 21, 2018

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and the destruction it causes in our nation."

#

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Spinato, Eric

From: Spinato, Eric
Sent: Wednesday, March 21, 2018 11:45 AM
To: Flores, Sarah Isgur (OPA)
Cc: Spinato, Eric
Subject: AG Sessions with Maria this Sunday

Sarah, hello

I hope your week is going well.

I like to request a live or pre-taped interview with AG Sessions, to join Maria Bartiromo
On her Fox Sunday program, to discuss capital punishment being used for drug related prosecutions.

If he can't join Maria on this weekend, would you like to join us on Friday?

Thank you, for your consideration
Eric

Eric Spinato

Senior Story Editor, Fox Business Network

W 212-601-2399

C (b)(6)

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Fenton, Amy

From: Fenton, Amy
Sent: Tuesday, March 20, 2018 2:48 PM
To: Fields, Daryl (USATXW)
Cc: Flores, Sarah Isgur (OPA); Hornbuckle, Wyn (OPA)
Subject: RE: Fox News Inquiry: Austin

Thank you all! I really appreciate it!

From: Fields, Daryl (USATXW) (b)(6)
Sent: Tuesday, March 20, 2018 2:28 PM
To: Fenton, Amy <Amy.Fenton@FOXNEWS.COM>
Cc: Flores, Sarah Isgur (OPA) (JMD) <Sarah.Isgur.Flores@usdoj.gov>; Hornbuckle, Wyn (OPA) (JMD) <Wyn.Hornbuckle@usdoj.gov>
Subject: RE: Fox News Inquiry: Austin

Thanks Wyn!

Hello Amy –

Feel free to give me a call whenever it is convenient for you.

Df

Daryl Fields
Public Affairs Officer
United States Attorney's Office
Western District of Texas
Direct: (210) 384-7440
Cell: (b)(6)
www.justice.gov/usao-wdtx
Twitter: @usao_wdtx

From: Hornbuckle, Wyn (OPA) [<mailto:Wyn.Hornbuckle@usdoj.gov>]
Sent: Tuesday, March 20, 2018 1:17 PM
To: Fenton, Amy <Amy.Fenton@FOXNEWS.COM>
Cc: Fields, Daryl (USATXW) (b)(6); Flores, Sarah Isgur (OPA) (JMD) <Sarah.Isgur.Flores@usdoj.gov>
Subject: RE: Fox News Inquiry: Austin

Hi Amy,

Looping in Daryl Fields, who is our PIO for the U.S. Attorney's office in Western Texas. Daryl can be your main point of contact and also get you in touch with the FBI/ATF contacts on the ground.

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 20, 2018 1:59 PM

To: Fenton, Amy <Amy.Fenton@FOXNEWS.COM>
Cc: Hombuckle, Wyn (OPA) <whornbuckle@jmd.usdoj.gov>
Subject: RE: Fox News Inquiry: Austin

You bet. Will make sure our team is aware.

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Fenton, Amy [<mailto:Amy.Fenton@FOXNEWS.COM>]
Sent: Tuesday, March 20, 2018 12:03 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Fox News Inquiry: Austin

Hi Sarah!

I am heading down to Austin tonight to be the booking contact for Fox News Channel's daytime programming. If there is anyone from DOJ is doing interviews locally from Austin, I would be the best point of contact for anytime between 9amET and 3pET. Let me know if you have any questions. I really appreciate it.

Amy Fenton
The Daily Briefing w/Dana Perino

(b)(6)

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Fenton, Amy

From: Fenton, Amy
Sent: Tuesday, March 20, 2018 2:00 PM
To: Flores, Sarah Isgur (OPA)
Cc: Hornbuckle, Wyn (OPA)
Subject: RE: Fox News Inquiry: Austin

Thank you! And if it's beyond the daytime, I also am happy to help get you in contact with the right person!
Thank you!

Amy

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Tuesday, March 20, 2018 1:59 PM
To: Fenton, Amy <Amy.Fenton@FOXNEWS.COM>
Cc: Hornbuckle, Wyn (OPA) <Wyn.Hornbuckle@usdoj.gov>
Subject: RE: Fox News Inquiry: Austin

Duplicative Material



Talarico, Julie

From: Talarico, Julie
Sent: Tuesday, March 20, 2018 2:36 PM
To: Flores, Sarah Isgur (OPA)
Cc: Fields, Daryl (USATXW)
Subject: Re: Tomorrow -- Austin

Thanks!

Daryl—

If you have anyone on the ground tomorrow who could give us an update on America's Newsroom, would love to make something work. We're live from 9am-11am ET.

Julie Talarico
Associate Producer/Booker
America's Newsroom
(b)(6)

On Mar 20, 2018, at 2:33 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Im going to let Austin handle this for the time being. They know far more up to date than I do.
Adding Daryl here who will be coordinating press needs.

xxxx

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

From: Talarico, Julie [<mailto:Julie.Talarico@FOXNEWS.COM>]
Sent: Tuesday, March 20, 2018 12:11 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Tomorrow -- Austin

Hi Sarah –

Hope all is well! Just saw your statement on the DOJ's ongoing response to Austin. Wasn't sure what your schedule was like tomorrow but if you wanted to come on Newsroom tomorrow to give us an update, we'd love to have you. Let me know whenever you can, thanks!

Julie Talarico
Associate Producer/Booker
America's Newsroom
Fox News Channel
Desk: 212-301-5766
Mobile: (b)(6)
julie.talarico@foxnews.com

<image001.png> & News Corporation Company)

=====

AMERICA has chosen....

FOX NEWS CHANNEL is # 1 in ratings, # 1 with viewers.

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Monday, March 19, 2018 3:22 PM
To: Gibson, Jake; Jarrett, Laura
Subject: to talk death penalty on drug trafficking

On Mar 19, 2018, 12:07 PM, JOHN WALTERS <(b)(6)> wrote:

I am defending the mandatory minimums and the death penalty elements of Administration announcement (I actually testified in favor of the "death penalty for drug kingpins in the old days). I am arguing the tough laws are needed to turn kingpins into weapons against trafficking networks and we cannot stop the dying without destroying the networks (I am suggesting that even those charged under the death penalty will plead down).

If you do not object to those arguments and want to send reports my way, my desk number is (b)(6)
(b)(6) Hudson email (b)(6)

xxx

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

jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Monday, March 19, 2018 10:09 AM
To: O'Malley, Devin (OPA)
Subject: RE: Query re: Lizbeth Mateo

Thank you!

<http://www.breitbart.com/big-government/2018/03/19/trump-admin-blasts-california-illegal-alien-office/>

Joel

-----Original Message-----

From: "O'Malley, Devin (OPA)" <Devin.O'Malley@usdoj.gov>
Sent: Monday, March 19, 2018 9:21am
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: Query re: Lizbeth Mateo

From admin official- "California continues to break new ground in an effort to thumb their nose at the rule of law. Their message to the world is clear: California's 'leadership' is willing to protect anyone—including criminals—in an effort to score political points. Intentionally undermining public safety in this manner is not an equation that bodes well for Californians."

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: jpollak@breitbart.com [mailto:jpollak@breitbart.com]
Sent: Monday, March 19, 2018 9:00 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: RE: Query re: Lizbeth Mateo

Sure, that would be good.

Joel

-----Original Message-----

From: "O'Malley, Devin (OPA)" <Devin.O'Malley@usdoj.gov>
Sent: Monday, March 19, 2018 8:55am
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: Query re: Lizbeth Mateo

Hi Joel-

I can give you something as an administration official, but I don't think we'll have an official DOJ statement for you.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: jpollak@breitbart.com [mailto:jpollak@breitbart.com]
Sent: Monday, March 19, 2018 8:43 AM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Query re: Lizbeth Mateo

Hi Devin

Is there anything new on this yet ? Thank you very much!

Joel

-----Original Message-----

From: "O'Malley, Devin (OPA)" <Devin.O'Malley@usdoj.gov>
Sent: Friday, March 16, 2018 7:55pm
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Subject: RE: Query re: Lizbeth Mateo

Sill having conversations about this. Thanks for your patience.

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: jpollak@breitbart.com [mailto:jpollak@breitbart.com]
Sent: Friday, March 16, 2018 12:07 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Cc: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: RE: Query re: Lizbeth Mateo

Thanks -- anything you can offer would be helpful, even a statement.

J

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Friday, March 16, 2018 11:56am
To: "jpollak@breitbart.com" <jpollak@breitbart.com>
Cc: "O'Malley, Devin (OPA)" <Devin.O'Malley@usdoj.gov>
Subject: RE: Query re: Lizbeth Mateo

+Devin

This is a really interesting story—so first of all thanks for flagging

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: jpollak@breitbart.com [mailto:jpollak@breitbart.com]

Sent: Friday, March 16, 2018 10:55 AM

To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

Subject: Query re: Lizbeth Mateo

Dear Sarah

It was great to see you last week in Sacramento.

I am sure you have seen the story of Lizbeth Mateo, an illegal alien who was appointed to state office in California this week:

<http://www.breitbart.com/big-government/2018/03/15/california-appoints-illegal-alien-state-office/>

I did a bit of digging and discovered she left the U.S. for Mexico in 2013, was arrested when she tried to re-enter (as part of a protest), and then filed a claim for asylum:

<http://www.breitbart.com/big-government/2018/03/15/californias-illegal-alien-office-holder-arrested-mexican-border-2013/>

The claim appears to be bogus.

Also, she is not a DACA beneficiary, per the AP:

<https://apnews.com/71f34f3a96544c699ba457226f8031f2>

I was wondering if DOJ had any idea what's happening with her asylum claim, and whether there are any plans to take action, given California's open flouting of the law.

Or perhaps DOJ has a statement about it?

Many thanks.

Joel

Moni, Alyssa

From: Moni, Alyssa
Sent: Monday, March 19, 2018 10:07 AM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Hannity Monday?

Thanks for getting back to me on this Sarah.
Since tonight can't work, is there another day this week or sometime soon we can set up an interview?

-----Original Message-----

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Saturday, March 17, 2018 11:17 AM
To: Moni, Alyssa <Alyssa.Moni@FOXNEWS.COM>
Subject: Re: Hannity Monday?

Sorry can't at this point.

> On Mar 17, 2018, at 11:15 AM, Moni, Alyssa <Alyssa.Moni@FOXNEWS.COM> wrote:

>

> Hi Sarah,

> Can Attorney General Sessions join us for an interview Monday live in the 9pm et hour?

> Thanks!

> Alyssa

>

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>

Groman, Sean

From: Groman, Sean
Sent: Sunday, March 18, 2018 2:23 PM
To: Flores, Sarah Isgur (OPA); Fleming, Taylor
Cc: Decker, Jonathan
Subject: Re: Fox and Friends/ DOJ AM

got it.

From: Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov>
Sent: Sunday, March 18, 2018 2:20:47 PM
To: Fleming, Taylor
Cc: Groman, Sean; Decker, Jonathan
Subject: Re: Fox and Friends/ DOJ AM

Sorry won't be able to come on anytime soon to talk McCabe etc bc it's a personnel issue.

On Mar 18, 2018, at 2:19 PM, Fleming, Taylor <Taylor.Fleming@FOXNEWS.COM> wrote:

Hi Sarah – I'm following up to see if you might be available to join us tomorrow at 8:15A for FOX and Friends. Thanks so much, and please let me know. -Taylor

Taylor Fleming
Booker, FOX and Friends

From: Groman, Sean
Sent: Sunday, March 18, 2018 10:38 AM
To: Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov>
Cc: Decker, Jonathan <jonathan.decker@FOXNEWS.COM>; Fleming, Taylor <Taylor.Fleming@FOXNEWS.COM>
Subject: Re: Fox and Friends/ DOJ AM

Hi Sarah,
Would Monday FOX & Friends work for you or AG?

From: Groman, Sean
Sent: Saturday, March 17, 2018 11:52 AM
To: Flores, Sarah Isgur (OPA)
Cc: Decker, Jonathan
Subject: Re: Fox and Friends/ DOJ AM

ok appreciate the response.

sean

From: Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov>
Sent: Saturday, March 17, 2018 11:49 AM
To: Groman, Sean
Cc: Decker, Jonathan
Subject: Re: Fox and Friends/ DOJ AM

Sorry can't thisntime

On Mar 17, 2018, at 11:37 AM, Groman, Sean <sean.groman@FOXNEWS.COM> wrote:

Hi Sarah,
Would you or the Attorney General be able to join us tomorrow on FOX & Friends?
Sean

From: Groman, Sean
Sent: Friday, March 16, 2018 11:57 PM
To: Sarah.Isgur.Flores@usdoj.gov
Subject: Fox and Friends/ DOJ AM

Hi Sarah,
F&F will be covering the DOJ/McCabe developments first thing in the morning. Let me know if there's anything additional on you end and if you'd be interested in appearing. We're live from 6 to 10 Saturday.
Thanks,

Sean

Sean Groman
FOX News Channel

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 16, 2018 11:17 PM
To: Gibson, Jake
Subject: Re: not accurate

He lacked candor under oath at some point.

On Mar 16, 2018, at 11:15 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

Understood.
But is the implication that he lied under oath to the IG?

On Mar 16, 2018, at 11:13 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

He gave under oath and not under oath statements.

On Mar 16, 2018, at 11:10 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

In other words... he was under oath when he spoke to the IG?

On Mar 16, 2018, at 11:09 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

They don't know what they're talking about. There's cause for under oath and not under oath. You'll note in our McCabe statement we said he lacked candor including under oath--ie both.

On Mar 16, 2018, at 11:04 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

What is this person saying?

the FBI has terminated 19 employees for lack of candor from March 2017 to March 2018, and those people were not even under oath at the time.

From twitter:

They are NEVER under oath in those interviews. They don't HAVE to be under oath because 18 USC 1001 applies anyway.

Will people please stop making this moronically stupid comment?!? Please??

On Mar 16, 2018, at 10:39 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

Twitter from McCabe

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

From: Gibson, Jake
[<mailto:Jake.Gibson@FOXNEWS.COM>]
Sent: Friday, March 16, 2018
10:38 PM
To: Flores, Sarah Isgur (OPA)
<siflores@jmd.usdoj.gov>
Subject: Re: not accurate

Who is reporting they were not?

On Mar 16, 2018, at 10:34 PM,
Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov>
> wrote:

Mr. McCabe and his attorney were informed in advance of any news media.

Sarah Isgur Flores
Director of Public

Affairs

(b)(6)

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Gibson, Jake

From: Gibson, Jake
Sent: Friday, March 16, 2018 10:43 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: not accurate

Copy that.
Laura is going full bore.
I just did two phoners.

On Mar 16, 2018, at 10:39 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Duplicative Material



Alex Pfeiffer

From: Alex Pfeiffer
Sent: Friday, March 16, 2018 9:58 PM
To: Flores, Sarah Isgur (OPA)
Subject: New year, new email Re: Statement from the Attorney General

Hi - I am no longer with The Daily Caller. I am working as an off-air reporter for Tucker Carlson Tonight and can be reached at Alex.Pfeiffer@Foxnews.com

Thanks

Peter Hasson

From: Peter Hasson
Sent: Friday, March 16, 2018 9:58 PM
To: Flores, Sarah Isgur (OPA)
Subject: New email address Re: Statement from the Attorney General

Thanks for your email. I no longer use this email address as of March 1, 2018. Please contact me at phasson@dailycallernewsfoundation.org or (b)(6)
Thanks

--
Peter Hasson
Associate Editor
The Daily Caller
(b)(6)

O'Malley, Devin (OPA)

From: O'Malley, Devin (OPA)
Sent: Friday, March 16, 2018 6:37 PM
To: Conti, Andrew
Bcc: Flores, Sarah Isgur (OPA)
Subject: RE: Hello Sarah, Laura Ingraham asking...

Thanks, Sarah (bcc).

Hi Andrew-

For your background and as you are likely aware, this [memo](#) was not necessarily a directive with a concrete deadline, but rather a reinforcement of the principles that the Department should adhere to when “effectively promot[ing] a peaceful and lawful society” and protecting the civil rights of all individuals. As you know, President Trump directed the Attorney General—in one of three [EOs](#) on about public safety—to promote public safety by “support[ing] law enforcement efforts nationwide.” In the first year plus of the administration, a district court judge has [found](#) Seattle in full compliance with their consent decree. Same with East Haven, CT.

Let me know if this was at all helpful. Happy to provide more info if you need it and I'm able.

Thanks!

Devin

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 16, 2018 5:59 PM
To: Conti, Andrew <Andrew.conti@FOXNEWS.COM>; O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Subject: Re: Hello Sarah, Laura Ingraham asking...

+devin and sorry for delay!

On Mar 16, 2018, at 5:56 PM, Conti, Andrew <Andrew.conti@FOXNEWS.COM> wrote:

See below please

From: Conti, Andrew <andrew.conti@foxnews.com>
Sent: Friday, March 16, 2018 11:09 AM
Subject: Hello Sarah, Laura Ingraham asking...
To: 'Flores, Sarah Isgur (OPA)' <sarah.isgur.flores@usdoj.gov>

Hi Sarah,

Laura Ingraham for the Ingraham Angle on Fox is asking what the status is over the DOJ review of police reform agreements that was ordered by DOJ back in late March/early April 2017. Any updates I can pass along to Laura please? Thanks. Link below on the specific story.

Andrew

(b)(6) -cell

https://www.washingtonpost.com/world/national-security/sessions-orders-justice-department-to-review-all-police-reform-agreements/2017/04/03/ba934058-18bd-11e7-9887-1a5314b56a08_story.html?utm_term=.c6d4ee7dc9e9

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Conti, Andrew

From: Conti, Andrew
Sent: Friday, March 16, 2018 5:56 PM
To: Flores, Sarah Isgur (OPA)
Subject: Fwd: Hello Sarah, Laura Ingraham asking...

See below please

From: Conti, Andrew <andrew.conti@foxnews.com>
Sent: Friday, March 16, 2018 11:09 AM
Subject: Hello Sarah, Laura Ingraham asking...
To: 'Flores, Sarah Isgur (OPA)' <sarah.isgur.flores@usdoj.gov>

Duplicative Material



Meadows, Jessica

From: Meadows, Jessica
Sent: Friday, March 16, 2018 5:45 PM
To: O'Malley, Devin (OPA)
Cc: Sutton, Sarah E. (OPA)
Subject: RE: Media Request- Fox News Channel

Thank you

From: O'Malley, Devin (OPA) [mailto:Devin.O'Malley@usdoj.gov]
Sent: Friday, March 16, 2018 5:42 PM
To: Meadows, Jessica
Cc: Sutton, Sarah E. (OPA)
Subject: RE: Media Request- Fox News Channel

DOJ declines comment

Devin M. O'Malley
Department of Justice
Office of Public Affairs
Office: (202) 353-8763
Cell: (b)(6)

From: Press
Sent: Friday, March 16, 2018 4:10 PM
To: O'Malley, Devin (OPA) <domalley@jmd.usdoj.gov>
Cc: Sutton, Sarah E. (OPA) <sesutton@jmd.usdoj.gov>
Subject: FW: Media Request- Fox News Channel

https://www.washingtonpost.com/national/attorneys-mexican-mans-us-charges-vindictive/2018/03/16/b6bd85be-293e-11e8-a227-fd2b009466bc_story.html

Thank you - KS

From: Meadows, Jessica [mailto:Jessica.Meadows@FOXNEWS.COM]
Sent: Friday, March 16, 2018 4:07 PM
To: Press <Press@jmd.usdoj.gov>
Subject: Media Request- Fox News Channel

Good afternoon,

Does the DOJ have a statement or response to Jose Ines Garcia Zarate's lawyers arguing that his gun charges are "vindictive"?
We are under deadline so a response as soon as possible is greatly appreciated.

Thanks in advance,

Jessica Meadows
Producer

Attorneys for a Mexican man acquitted of murder in a San Francisco shooting that helped fuel the U.S. immigration debate are seeking a court order for documents to help them argue his U.S. gun charges are vindictive. Federal prosecutors charged Jose Ines Garcia Zarate with two counts of illegal gun possession in November after jurors found him not guilty of the 2015 killing of Kate Steinle.

The San Francisco sheriff's department released Garcia Zarate from jail several weeks before the shooting despite a federal request to detain him.

Garcia Zarate's attorneys, J. Tony Serra and Maria Belyi, said in a court filing Tuesday that his federal prosecution is an attempt to punish him for his acquittal in state court.

The court filing was first reported by Courthouse News.

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kwong@breitbart.com

From: kwong@breitbart.com
Sent: Friday, March 16, 2018 3:19 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Special Counsel on FISA abuse, etc.

Thanks, Sarah.

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Friday, March 16, 2018 3:10pm
To: "kwong@breitbart.com" <kwong@breitbart.com>
Subject: RE: Special Counsel on FISA abuse, etc.

Don't have anything on this for you right now.

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: kwong@breitbart.com [mailto:kwong@breitbart.com]
Sent: Friday, March 16, 2018 2:19 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: Special Counsel on FISA abuse, etc.

Hi Sarah,

In light of Grassley, Graham, Cornyn and Tillis calling for a second special counsel, on top of Goodlatte and Gowdy's call last week....

Is this a request that's under consideration?

How would a decision be made as to opening a second special counsel? Does the decision go to Rosenstein, or to the DOJ #3?

Thank you,

Kristina

Kristina Wong
Pentagon reporter, Breitbart News

(b)(6)

[@kristina_wong](#)

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 16, 2018 11:55 AM
To: Saagar Enjeti
Subject: RE: Daily Caller inquiry regarding former POTUS aide Johnny McEntee

We don't confirm or deny investigations so I won't be able to discuss any matters with you whether they exist at DOJ or not.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Saagar Enjeti [mailto:enjeti@dailycaller.com]
Sent: Friday, March 16, 2018 11:48 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Daily Caller inquiry regarding former POTUS aide Johnny McEntee

Sarah,

Saagar Enjeti here again with The Daily Caller.

I'm seeking to talk about former POTUS aide Johnny McEntee who was dismissed from the White House recently.

Media reports have cited DHS as the agency looking into McEntee's finances however officials I've spoken with told me to reach out to you on this matter.

Can we talk off the record and possibly on background about this? Deadline is 2pm EST. My phone number is (b)(6).

Saagar Enjeti
White House Correspondent

P: (b)(6)
T: @esaagar

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 16, 2018 11:55 AM
To: Herridge, Catherine; Prior, Ian (OPA)
Cc: Gibson, Jake; Mears, William
Subject: RE: planning / AG decision

No plans to share at this point. Sorry.

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Herridge, Catherine [mailto:Catherine.Herridge@FOXNEWS.COM]
Sent: Friday, March 16, 2018 11:50 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>; Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Cc: Gibson, Jake <Jake.Gibson@FOXNEWS.COM>; Mears, William <William.Mears@FOXNEWS.COM>
Subject: planning / AG decision

Good morning

Producer Bill Mears and I are reporting the status of the decision for Special Report tonight. For our planning purposes, are we expecting a resolution before close of business today?

If there is a decision will there be a paper statement, or could we expect an on camera comment from the Attorney General?

We know Jake is out of the office and still monitoring developments, but wanted to touch base as well.

Thanks for the consideration.
Catherine

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jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Friday, March 16, 2018 10:51 AM
To: Flores, Sarah Isgur (OPA)
Subject: article

<http://www.breitbart.com/big-government/2018/03/15/jason-chaffetz-doj-clash-over-whether-jeff-sessions-promised-fast-furious-documents/>

J

jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Thursday, March 15, 2018 5:16 PM
To: Flores, Sarah Isgur (OPA)
Subject: FYI

<https://hotair.com/archives/2018/03/15/guess-oaklands-mayor-talking-tipping-off-illegal-aliens-ice-raid/>

J

Kupec, Kerri (JMD)

From: Kupec, Kerri (JMD)
Sent: Thursday, March 15, 2018 5:06 PM
To: Gibson, Jake
Subject: RE: NIFLA case and event tomorrow

And arguments are at 10 am on Tuesday. It's the only case on the docket for that day.

From: Kupec, Kerri (JMD)
Sent: Thursday, March 15, 2018 5:01 PM
To: 'Gibson, Jake' <Jake.Gibson@FOXNEWS.COM>
Subject: NIFLA case and event tomorrow
Importance: High

Hey, Jake – as follow-up to our conversation earlier this week:

- **Quick summary:** CA passed a law – AB 775 –that forces pro-life pregnancy centers to post a notice saying that California provides free or low-cost abortion and contraception services. The disclosure must also include a phone number for a county office that refers women to Planned Parenthood and other abortion facilities. The law also forces non-medical pregnancy centers to add large disclosures in multiple languages about their non-medical status in all advertisements. Question before SCOTUS: Whether these notices violate First Amendment free speech protections.
- There's an event at the Newseum **tomorrow at 10 am** featuring both sides of the argument – the Arkansas Attorney General, Leslie Rutledge will be on the panel. I think C-SPAN is filming it. Might be something you want to send someone to or check out – I know a bunch of press are going: <http://www.newseum.org/event/california-coerced-speech-and-the-court-a-panel-discussion-on-nifla-v-becerra/>
- It's an Alliance Defending Freedom case – Kristen Waggoner who is the head of legal over there is a great talking head and is in town now through mid-next week.
- Department of Justice (Jeff Wall) will be splitting time with the parties at argument. DOJ's position is that with respect licensed pregnancy center issue, the CA law violates the First Amendment; with respect to the unlicensed centers, the law does not violate the First Amendment.
- Here's what one of your colleagues has written thus far about the case: <http://www.foxnews.com/politics/2018/02/21/supreme-court-to-hear-anti-abortion-and-free-speech-case-breakdown-nifla-v-becerra.html>
- Here's what licensed pregnancy centers provide, free of charge: services include urine pregnancy testing, ultrasound examinations, medical referrals, prenatal vitamins, information on STDs, etc. Non-medical services provided by PCC include: peer counseling and education, emotional support, maternity clothing, baby supplies, support groups, and healthy family support.

Let me know if you have any questions – thanks!

Kerri

Kerri Kupec
U.S. Department of Justice
Office of Public Affairs

(b)(6)

(b)(6) (office)

(b)(6) (cell)

Prior, Ian (OPA)

From: Prior, Ian (OPA)
Sent: Thursday, March 15, 2018 3:13 PM
To: Jake.Gibson@FOXNEWS.COM; Mike.Levine@abc.com;
kcohen@washingtonexaminer.com
Subject: Fwd: Reminder for those with hard passes to the building

Ian D. Prior
Principal Deputy Director of Public Affairs
Office: (b)(6)
Cell: (b)(6)

For information on office hours, access to media events, and standard ground rules for interviews, please click [here](#).

Begin forwarded message:

From: "Flores, Sarah Isgur (OPA)" <siflores@jmd.usdoj.gov>
Date: March 12, 2018 at 11:45:40 AM EDT
To: "Prior, Ian (OPA)" <IPrior@jmd.usdoj.gov>
Subject: **Reminder for those with hard passes to the building**

For those who are new or missed the briefing last year, please refresh the below. And if you have any questions, I'm happy to answer!

(b)(6) make sure to cc me or ian on any civil rights/immigration/all-the-other-things-that (b)(6) -does questions. We will almost certainly not know the answer and make (b)(6) answer his phone to help us.)

S

- Default access is for the 1200 corridor, the 7th floor conference room and the basement cafeteria - additional access throughout DoJ is granted by invitation only.
- When invited to an event (7th floor conference room, Great Hall, individual offices within DoJ) members of the press will adhere to any event specific restrictions or requests made by DoJ staff, to include OPA staff, building security as well as the protective details.
- At the conclusion of any event on the 7th floor, neither members of the press nor the public will not be allowed in the lobby area of elevator bank #9.
- Members of the press may not "stake out" or loiter in any elevator banks or any corridors of DoJ outside of the access areas.
- Additionally, when either the AG or DAG are arriving or departing DoJ via motorcade, members of the press will remain at an appropriate distance (as determined by the protective details) from the motorcade. Members of the press will not be located

protective details from the motorcade. Members of the press will not be located between the motorcade and the entrance to the building, nor to the immediate front or rear of the vehicles.

- If any DOJ staff believes the above rules are being violated, you will be given one warning. After that warning, your access to the building could be at risk.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Singman, Brooke

From: Singman, Brooke
Sent: Thursday, March 15, 2018 2:22 PM
To: Flores, Sarah Isgur (OPA)
Cc: Prior, Ian (OPA)
Subject: Re: mccabe mtg today?

Understood. Thank you so much!

Sent from my iPhone

On Mar 15, 2018, at 2:11 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

I'm traveling w the AG today so not in the office. Plus we really can't comment on personnel stuff.

On Mar 15, 2018, at 2:09 PM, Singman, Brooke <brooke.singman@FOXNEWS.COM> wrote:

Any chance you can give a heads up when a potential imaginary meeting ends...?



From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Thursday, March 15, 2018 2:00 PM
To: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Cc: Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: Re: mccabe mtg today?

Can't comment on specific personnel issues--sorry!

On Mar 15, 2018, at 1:10 PM, Singman, Brooke <brooke.singman@FOXNEWS.COM> wrote:

Hi!

Is Andrew McCabe meeting with Justice Department officials this afternoon???

Thanks,

Brooke Singman
Politics Reporter, Fox News Channel

(b)(6)

(b)(6)

Brooke.singman@foxnews.com

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Singman, Brooke

From: Singman, Brooke
Sent: Thursday, March 15, 2018 2:00 PM
To: Flores, Sarah Isgur (OPA)
Cc: Prior, Ian (OPA)
Subject: RE: mccabe mtg today?

Copy that! Thank you!

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Thursday, March 15, 2018 2:00 PM
To: Singman, Brooke <brooke.singman@FOXNEWS.COM>
Cc: Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: Re: mccabe mtg today?

Duplicative Material



Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 14, 2018 8:35 PM
To: Gibson, Jake
Subject: Re: Have a sec?

Lolllll

On Mar 14, 2018, at 8:30 PM, Gibson, Jake <Jake.Gibson@FOXNEWS.COM> wrote:

Ha!

Begin forwarded message:

From: "Pergram, Chad" <Chad.Pergram@FOXNEWS.COM>
Date: March 14, 2018 at 7:08:30 PM EDT
To: "Gibson, Jake" <Jake.Gibson@FOXNEWS.COM>
Subject: RE: Have a sec?

I have a source which tells me such a move would blow up the Senate.

Chad Pergram
Senior Producer for Capitol Hill
FOX News

From: Gibson, Jake
Sent: Wednesday, March 14, 2018 5:56 PM
To: Pergram, Chad
Subject: Re: Have a sec?

Mike Davis...
Chief Counsel for Nominations at the Judiciary Cmte

I'm told Pruitt sent staff to meet with Davis to ask if Pruitt could get thru senate nomination if Trump fired Sessions and picked Pruitt to be AG.

Call me at office phone
(b)(6)

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Kaplan (Levine), Karrah

From: Kaplan (Levine), Karrah
Sent: Wednesday, March 14, 2018 2:02 PM
To: Flores, Sarah Isgur (OPA)
Cc: Prior, Ian (OPA)
Subject: Re: Hi Ian and Sarah! Martha's show again?

Thank you!

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 14, 2018 1:59 PM
To: Kaplan (Levine), Karrah
Cc: Prior, Ian (OPA)
Subject: Re: Hi Ian and Sarah! Martha's show again?

(b)(6)

On Mar 14, 2018, at 12:14 PM, Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM> wrote:

We are definitely interested in him for our next immigration segment... do you know his best POC so I can reach out when we do something next? I can figure it out easily, but didn't know if you had the poc in particular you wanted to pass along?

Thanks Sarah!

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Wednesday, March 14, 2018 11:21 AM
To: Kaplan (Levine), Karrah <Karrah.kaplan@FOXNEWS.COM>; Prior, Ian (OPA) <Ian.Prior@usdoj.gov>
Subject: RE: Hi Ian and Sarah! Martha's show again?

What about McGregor Scott--the US Attorney in Sacramento? He'd be great to talk about these topics. Has done TV before and is knowledgeable for sure.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Kaplan (Levine), Karrah [<mailto:Karrah.kaplan@FOXNEWS.COM>]
Sent: Tuesday, March 13, 2018 6:20 PM
To: Prior, Ian (OPA) <IPrior@jmd.usdoj.gov>
Cc: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Hi Ian and Sarah! Martha's show again?

Hi Ian and Sarah!

My mother-in-law's husband had a great experience with you last

hope you're doing well. I know you all had a rough experience with our last interview so I wanted to respect a cooling off period but Martha keeps asking me if we can try and get the AG on with us so here I am again :)

There are 2 issues she is very passionate about in which we can discuss and agree to stay on topic. One is immigration with Potus on the border tomorrow and the AG's passion on this topic. The other topic is his plan for school security and safety that he released yesterday. Either or both topics are very much up Martha's wheelhouse and she would love to sit down with the AG to discuss.

Wondering if you can give her another shot and we can work out an interview in the near future?

Thank you so much for your time in reading this request and I look forward to working with you both again at some point!

All the best,

Karrah

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Kaplan (Levine), Karrah

From: Kaplan (Levine), Karrah
Sent: Wednesday, March 14, 2018 8:07 AM
To: Prior, Ian (OPA)
Cc: Flores, Sarah Isgur (OPA)
Subject: Re: Hi Ian and Sarah! Martha's show again?

Also: We would also like to discuss the 5th Circuit ruling from yesterday on sanctuary cities if that's an option. Thank you!

From: Kaplan (Levine), Karrah
Sent: Tuesday, March 13, 2018 6:20 PM
To: 'Prior, Ian (OPA)'
Cc: Flores, Sarah Isgur (OPA)
Subject: Hi Ian and Sarah! Martha's show again?

Duplicative Material



Kaplan (Levine), Karrah

From: Kaplan (Levine), Karrah
Sent: Wednesday, March 14, 2018 11:26 AM
To: Flores, Sarah Isgur (OPA); Prior, Ian (OPA)
Subject: Re: Hi Ian and Sarah! Martha's show again?

Oh good idea - let me ask her and circle back. I think she's also interested in speaking with the AG too but this particular issue she wants to cover regardless.

Thank you!

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 14, 2018 11:21 AM
To: Kaplan (Levine), Karrah; Prior, Ian (OPA)
Subject: RE: Hi Ian and Sarah! Martha's show again?

Duplicative Material



Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Wednesday, March 14, 2018 11:21 AM
To: Conti, Andrew
Subject: what about McGregor Scott--the US Attorney in Sacramento?

He'd be great to talk about these topics. Has done TV before and is knowledgeable for sure.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Joel B. Pollak

From: Joel B. Pollak
Sent: Tuesday, March 13, 2018 11:39 PM
To: Kupec, Kerri (JMD)
Subject: Re: Our statement on the Sokolow brief

Thank you!

Joel

Sent from my iPhone

On Mar 13, 2018, at 3:40 PM, Kupec, Kerri (JMD) (b)(6) wrote:

Hi, Joel –

I'm not sure if we have met before, but I recently joined Public Affairs at DOJ – before that, I was the communications director for Alliance Defending Freedom and used to work with you all occasionally on our Supreme Court cases. At DOJ, I handle public affairs and am spokesperson for the Solicitor General's office, civil, and antitrust divisions.

Saw that you asked the AG about our *Sokolow* brief and wanted to make sure you had our statement in case it comes up in another story.

"The United States condemns acts of terror in the strongest terms and the Department of Justice is committed to prosecuting those who commit terrorist attacks against innocent human beings to the fullest extent that the law allows. The United States sympathizes deeply with the American families who, in 2004, sued the Palestinian Authority and the Palestine Liberation Organization for acts of terrorism committed against their loved ones between 2002 and 2004. The court of appeals decided, however, that the suit was not consistent with due process under the Constitution, and its decision does not meet the usual standards for Supreme Court review. We will continue to support wherever possible all lawful actions to fight terrorism and provide redress to the victims of terrorist attacks and their families."

Thanks, and have a good night!
Kerri

Kerri Kupec
U.S. Department of Justice
Office of Public Affairs

(b)(6)
(b)(6) (office)
(b)(6) (cell)

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 13, 2018 3:23 PM
To: Gibson, Jake
Cc: Prior, Ian (OPA)
Subject: RE: ice

Here's my on the record statement: "Does anyone seriously dispute that the Mayor attempted to thwart the efforts of federal law enforcement to apprehended wanted aliens in Oakland--many of whom had previously been arrested or convicted for crimes ranging from drug trafficking, to domestic abuse, to child pornography? But if the anyone wants to have a public argument over precisely how many dangerous criminal aliens alluded arrest because of the Mayor's irresponsible actions, we are happy to have that debate. We believe in the rule of law and one criminal alien victimizing residents of Oakland is one too many."

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

From: Flores, Sarah Isgur (OPA)
Sent: Tuesday, March 13, 2018 11:04 AM
To: 'Gibson, Jake' <Jake.Gibson@FOXNEWS.COM>
Cc: 'Prior, Ian (OPA)' <ian.prior@usdoj.gov>
Subject: ice

- This is what the AG said which is on the website: <https://www.justice.gov/opa/speech/attorney-general-sessions-delivers-remarks-26th-annual-law-enforcement-legislative-day> "According to Acting Director Homan, ICE failed to make 800 arrests that they would have made if the mayor had not acted as she did. Those are 800 wanted aliens that are now at large in that community—most are wanted criminals that ICE will now have to pursue with more difficulty in more dangerous situations, all because of one mayor's irresponsible action."
- The person you are citing doesn't dispute the number but says: "we were not ever going to be able to capture 100 percent of the target list" of roughly 1,000 undocumented immigrants in Northern California. "I didn't feel like fabricating the truth to defend ourselves against (Schaaf's) actions was the way to go about it," he said. "We were never going to pick up that many people. To say that 100 percent are dangerous criminals on the street, or that those people weren't picked up because of the misguided actions of the mayor, is just wrong."
- So he isn't disputing the number. And the AG said they were "wanted aliens" not criminal.
- Given the Mayor's own comments, its strange to say she wasn't trying to hinder federal law enforcement's ability to pick up these wanted aliens. She has said as much herself that that was the purpose of her comments.

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

Dr. Susan Berry

From: Dr. Susan Berry
Sent: Tuesday, March 13, 2018 11:55 AM
To: Kupec, Kerri (JMD)
Subject: Re: Contraception case

Thank you, Kerri. Much appreciated. Hope you are well.

Best,

Susan

> On Mar 13, 2018, at 11:50 AM, Kupec, Kerri (JMD) (b)(6) wrote:
>
> Hi Susan -
>
> "We are pleased with the court's order, which found that Massachusetts failed to provide the
necessary facts to support its claim of harm they alleged was a result of the agencies' rules. In
these cases and others, the Department of Justice will continue to vigorously defend religious
liberty."
>
> Attributable to DOJ official.
>
> Best,
> Kerri
>
> Sent from my iPhone

Ehrsam, Lauren (OPA)

From: Ehrsam, Lauren (OPA)
Sent: Tuesday, March 13, 2018 11:33 AM
To: Dr. Susan Berry
Cc: Kupec, Kerri (JMD)
Subject: RE: Breitbart News Media Inquiry

Susan,

Hope you're well! I'm adding Kerri Kupec who now handles CIV for OPA.

Thank you!
Lauren

From: Dr. Susan Berry [mailto:sberry@breitbart.com]
Sent: Tuesday, March 13, 2018 11:24 AM
To: Ehrsam, Lauren (OPA) <lehrsam@jmd.usdoj.gov>
Subject: Breitbart News Media Inquiry

Hi Ms. Ehrsam,

Does the Justice Department have any comment on the dismissal by U.S. District Judge Gorton of the lawsuit against the Trump administration brought by the Massachusetts AG regarding the administration's allowance for employers seeking relief from Obamacare's contraceptive mandate for religious reasons?

<https://uk.reuters.com/article/us-usa-trump-healthcare/judge-rejects-massachusetts-challenge-to-trump-birth-control-rules-idUKKCN1GO2M4>

Thank you for considering.

Susan Berry

Dr. Susan Berry
Breitbart News Network
sberry@breitbart.com

Murray, Andrew

From: Murray, Andrew
Sent: Monday, March 12, 2018 4:17 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Yes we spoke, I asked for 7:30am ET tomorrow.....so just making sure I have my ducks in a row when we get the green light.

Andrew

Sent from [Mail](#) for Windows 10

From: Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov>
Sent: Monday, March 12, 2018 4:15:37 PM
To: Murray, Andrew
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Did Alexa find you? I think she wanted to discuss topics. But once yall have connected, I'm good with that time.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Murray, Andrew [mailto:Andrew.Murray@FOXNEWS.COM]
Sent: Monday, March 12, 2018 4:14 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

That's great news! Please let me know if 7:30am ET from our bureau works and if you need transportation.

Andrew

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Monday, March 12, 2018 3:52 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Alexa calling you now. Good news is that it looks like I can go. Bad news is that all you get is me 😊

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Murray, Andrew [<mailto:Andrew.Murray@FOXNEWS.COM>]
Sent: Monday, March 12, 2018 1:23 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

2nd general counsel

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Monday, March 12, 2018 1:22 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Any additional ones?

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Murray, Andrew [<mailto:Andrew.Murray@FOXNEWS.COM>]
Sent: Monday, March 12, 2018 1:14 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Both of those topics work for us.

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Monday, March 12, 2018 1:14 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

What topics are yall thinking? We would love to do school safety and sanctuary city lawsuit. (Also had a great speech this weekend in the conservative world on ending nationwide injunctions bc individual judges are blocking the most basic POTUS policy priorities)

XXXX

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Murray, Andrew [<mailto:Andrew.Murray@FOXNEWS.COM>]
Sent: Monday, March 12, 2018 12:53 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Oh, it's on! If for some reason the Attorney General can't join us, would you please let us know if you can appear in his place?

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Monday, March 12, 2018 12:45 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>

Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Ok I have too—whoever hears back first wins?

xxxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Murray, Andrew [<mailto:Andrew.Murray@FOXNEWS.COM>]

Sent: Monday, March 12, 2018 12:43 PM

To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

I checked in with the White House, about our invitation for Sen. Sessions to appear tomorrow but I haven't heard back yet...

From: Murray, Andrew

Sent: Monday, March 12, 2018 9:43 AM

To: 'Flores, Sarah Isgur (OPA)' <Sarah.Isgur.Flores@usdoj.gov>

Subject: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Hi Sarah,

Please let us know if we can schedule Attorney General Sessions to appear on "Fox & Friends" tomorrow (Tuesday) for a LIVE 5-7 minute discussion between 6am – 9am ET on banning bump stocks.

Thanks in advance,

Andrew Murray
Producer, Politics
"Fox & Friends"
Fox News Channel
1211 Avenue of the Americas, 2nd Floor
New York, NY 10036
Office: (b)(6)
Cell #1 (b)(6)
Cell #2 (b)(6)
FAX: (212) 301-3421
Email: andrew.murray@foxnews.com
@andrewmurray1

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]

Sent: Sunday, March 11, 2018 5:48 PM

To: Fleming, Taylor <Taylor.Fleming@FOXNEWS.COM>

Cc: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>

Subject: Re: FOX and Friends tomorrow?

Not tomorrow. Sorry! I think we are looking possible for Tuesday though if you want to talk guns.

On Mar 11, 2018, at 11:08 AM, Fleming, Taylor <Taylor.Fleming@FOXNEWS.COM> wrote:

On Wed, 11, 2016, at 11:06 AM, Fleming, Taylor <taylor.fleming@foxnews.com> wrote:

Good morning Sarah,

Please let me know if you're available to join us for a live interview on FOX and Friends tomorrow. Thanks so much.

-Taylor

Taylor Fleming
Booker, FOX and Friends
1211 Avenue of the Americas
New York, NY 10036

O:(b)(6)

C:(b)(6)

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Murray, Andrew

From: Murray, Andrew
Sent: Monday, March 12, 2018 1:22 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

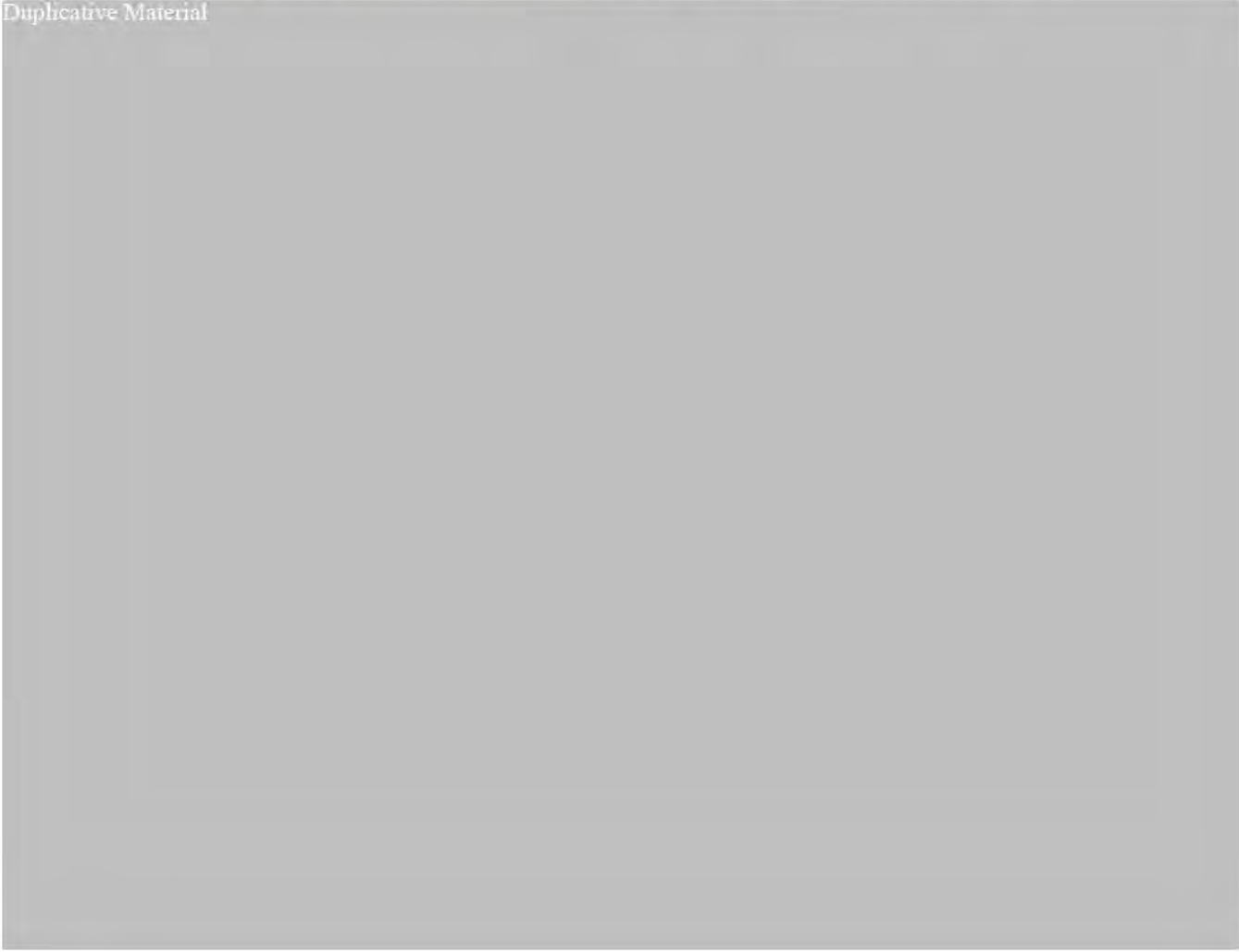
Below are the topics we would like to discuss tomorrow. Please let us know if 7:30am ET works.

Sanctuary City Lawsuit
School Safety, Guns/bump stocks etc.
2nd general counsel

Andrew

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Monday, March 12, 2018 1:14 PM
To: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: RE: Attorney General Sessions Available for "Fox & Friends" Tomorrow (Tuesday)?

Duplicative Material



Fleming, Taylor

From: Fleming, Taylor
Sent: Sunday, March 11, 2018 5:59 PM
To: Flores, Sarah Isgur (OPA)
Cc: Murray, Andrew
Subject: RE: FOX and Friends tomorrow?

Yes, Tuesday would be great. We'd love to discuss guns and any immigration topics. Please let us know if we can confirm.

Taylor Fleming
Booker, FOX and Friends

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Sunday, March 11, 2018 5:48 PM
To: Fleming, Taylor <Taylor.Fleming@FOXNEWS.COM>
Cc: Murray, Andrew <Andrew.Murray@FOXNEWS.COM>
Subject: Re: FOX and Friends tomorrow?

Duplicative Material



Gibson, Jake

From: Gibson, Jake
Sent: Monday, March 12, 2018 12:34 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: Rulemaking!

Thank you!

On Mar 12, 2018, at 12:12 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

https://www.federalregister.gov/uploads/2011/01/the_rulemaking_process.pdf

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Gibson, Jake

From: Gibson, Jake
Sent: Monday, March 12, 2018 10:47 AM
To: Kupec, Kerri (JMD)
Subject: Re: You around today?

Yes... finally.

Will be there in an hour or so.

On Mar 12, 2018, at 9:54 AM, Kupec, Kerri (JMD) (b)(6) wrote:

Kerri Kupec
U.S. Department of Justice
Office of Public Affairs
(b)(6)
(b)(6) (office)
(b)(6) (cell)

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Wells, Justin

From: Wells, Justin
Sent: Friday, March 9, 2018 9:33 PM
To: Flores, Sarah Isgur (OPA)
Subject: Fwd: Carlson .// AG Sessions

Begin forwarded message:

From: Christopher Windley (b)(6)
Date: March 9, 2018 at 9:23:40 PM EST
To: "Giuliano, Jaclyn" <Jaclyn.giuliano@FOXNEWS.COM>, "Transcript service (list-newsteam@fdch.com)" <list-newsteam@fdch.com>
Cc: "Wells, Justin" <justin.wells@FOXNEWS.COM>
Subject: Carlson .// AG Sessions

TUCKER CARLSON, FNC HOST: Mr. Attorney General thank you for coming on.

JEFF SESSIONS, U.S. ATTORNEY GENERAL: Thank you.

CARLSON: This is -- I think it's fair to say an emergency if a city government is making it possible for an accused killer to go free simply because they're morally opposed to Federal immigration law. That's setting up a conflict between the state and the Federal government. Where -- how can this be stopped? What's the next step here?

SESSIONS: The American people have got to speak first and foremost to these governmental leaders. It's just unacceptable to take this case in Denver that you just cited, where the individual will be released from jail. ICE officers are not going to stop looking for him. They're going to out to find him. They'll be at greater risk.

They'll place people in the community at greater risk to try to make an arrest there when then could have been safely picked up in the custody from the custody of the Denver authorities. So this situation is very, very serious and it represents a commitment from the hard left, these activist groups to open borders and non-legal enforcement of immigration cannot be the policy of the United States of America.

CARLSON: So some Democratic politicians say the states are not -- and I think they're legally correct, are not obligated to carry out Federal law. But then others, including the Mayor of Oakland have gone farther and actively tried to subvert Federal law as Mayor Libby Schaaf of Oakland did the other day by warning people that Federal agents are coming. Does that constitute obstruction of justice and should she be prosecuted for that?

SESSIONS: We're looking at that. Our fabulous ICE officers and Tom Homan are keeping us posted on what's really happening there. Those kinds of things depend on the law and the facts and we'll evaluate them at the Department of Justice. But, yes this is a radical ideology that's contrary to the American law, the supreme law of the land is American immigration law and it must be enforced, else we'll just have open borders and that cannot be.

CARLSON: Well we're getting -- we have open borders in effect in a lot of ways. And now we're getting something that looks like insurrection almost. The biggest state saying, we're going to actively work to undermine basic Federal law. Do you worry that the country won't hang together?

SESSIONS: I don't think so. I think this is an extreme act. When I was in California I heard countless people tell me they were embarrassed and outraged about what was going on. I think these people have just been able to get away with it, not been challenged. Not been challenged intellectually as to the meaning of what they're doing. How radical it is. How unacceptable it is. How it places the lives of American police officers and ICE officers at greater risks as well as our communities at greater risks. Because we keep criminals in the country that are due to be deported.

CARLSON: Do -- do you see how if you're looking on as -- as an observer of this, it does seem like the Federal government is toothless in the face of this challenge? Elected officials stand (ph) up, give the finger to Federal immigration authorities, to law enforcement. With impunity, it does seem like they, the mayor of Oakland, has more power than the -- than the Feds.

SESSIONS: Well Tucker, whether -- we're going to use every lawful tool we have to push back against this activity. You can be sure of that. I will say, however, that ultimately, in this country the American people have the final word. And they have got to analyze what their leaders are doing.

And if they're promoting these kind of un -- unlawful, unwise and dangerous policies, they need to be held to account and when the political needle starts moving, I think you'll see politicians start changing.

CARLSON: The attorney general you replaced -- on attorney general before that, Eric Holder has endorsed this. Do you think that it's odd that a former chief law enforcement officer in the country be endorsing ignoring Federal law?

SESSIONS: Well he's being hired by the state, being paid a legal fee to represent the state of California. But I totally believe that this policy that they're defending in California is unwise and many places clearly illegal and we're going to challenge it's legality and we're going to challenge it's wisdom.

And we're going to defend Federal law officers and state law officers who are out there trying to do their duty everyday and are being placed at much greater risk because they won't even let the police talk to the Federal officers who are the only ones that can actually deport a criminal alien.

CARLSON: Just to switch gears. I think a lot of people, certainly I think a lot of our viewers have lost confidence in law enforcement and intelligence gathering agencies in this country, because they think they've been used for political purposes to spy on Americans without real cause. And, Carter Page, I think would be at the top of that list. Don't you think it would go a long way to restoring public confidence in those agencies if the rest of us had some sense of the basis upon which the FISA warrants were gotten for spying on Carter Page?

SESSIONS: It is our responsibility and I think my responsibility to ensure that the FISA process is carried out professionally, properly, lawfully and with integrity. I intend to do that. We are working on that now. The Office of Inspector General has almost 500 employees, investigators and prosecutors and they are going to work on this and get to the bottom of it.

CARLSON: But, could we see -- I mean, because there's so much lying about this from partisan line, maybe from both sides. I know from one, about why the court granted the government the right to spy on this American citizen. Would it just dispel all the myths and the conspiracies if we could see, redacted of course, but if we could see the basis for it?

SESSIONS: Well we've never produced publicly the FISA warrants. But I have to tell you Tucker, we have produced more documents in this case, more information to the Congress and to the public than I think any Attorney General's office in the history has. We're going to go as far as we can go to make things public and we're going to ensure that --

CARLSON: So you don't think we need a special prosecutor to look into this?

SESSIONS: Well we're going to get to the bottom of it. It -- it could be one day that a special prosecutor be -- would be required. But we're going to look at this both with attorneys and within the Inspector General's office and they will get to the bottom.

CARLSON: So you're giving a speech tomorrow, essentially about the rule of law, I think. I read a copy of it, to the Federalist Society and it raised a question in my mind about judges. Shouldn't the Congress act as a -- as a counter balance against judicial overreach? If there's a judge who is clearly not even consulting the Constitution and making law, why wouldn't the Congress try to balance that out?

SESSIONS: You know, it's gotten to the point where Congress, I think, has been too willing to seed its powers. I felt that when I was a member of the Congress. I feel it ever more so now as the Attorney General.

When I'm finding single judges, one out of 600 issue an executive order, an injunction -- a court injunction against executive orders of the Executive branch of the United States without a foundation for that? You could have 10 other judges who oppose it, but the one who enjoins it, their opinion is upheld. It make take 18 months to get the --

CARLSON: Exactly.

SESSIONS: -- to the Supreme Court. It is disrupting the ability of this government to function and I'm really concerned about it. It's time for the -- the nation to reconsider these injunctions.

CARLSON: Yes. I mean, that's not democracy. That's monarchy or something. Mr.

Attorney General, thank you very much for joining us.

SESSIONS: Thank you.

CARLSON: I appreciate it.

Christopher Windley
Editor
Broadcast Department
ASC Services LLC
(b)(6)

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 9, 2018 4:45 PM
To: Wells, Justin
Subject: Re: for tonight

Cool beans. And tell tucker how sexy nationwide injunctions are as a topic for the end;)

On Mar 9, 2018, at 4:07 PM, Wells, Justin <justin.wells@FOXNEWS.COM> wrote:

Sanctuary Cities, ICE Raids primarily.
And we may ask about this - which we reported on air last night when promoting the interview: Attorney General Jeff Sessions has appointed a prosecutor to lead a team looking into concerns from Republican lawmakers including Uranium One

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Friday, March 09, 2018 4:02 PM
To: Wells, Justin <justin.wells@FOXNEWS.COM>
Subject: RE: for tonight

Any topics other than sanctuary cities I should prepare?

XXXX

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

From: Wells, Justin [<mailto:justin.wells@FOXNEWS.COM>]
Sent: Friday, March 9, 2018 4:00 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: for tonight

Thanks Sara!! We're leading the show with the A.G. tonight. We'll get in a question at the end on this.

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Friday, March 09, 2018 3:42 PM
To: Wells, Justin <justin.wells@FOXNEWS.COM>
Subject: for tonight

This isn't a final draft but wanted tucker to be able to see a draft version of what he will say tomorrow am on nationwide injunctions to the federalist society students. Here's the punchline—

The American people vote for those other two branches of government. They want their votes to count. They want their voices heard. The political branches need to be able to act.

The Supreme Court should put an end to nationwide injunctions and keep activists on both sides of the aisle from paralyzing the federal government

sides of the aisle from paralyzing the federal government.

In order for our system to function, the Court must end government-by-litigation.

**Remarks of the Attorney General to the Federalist Society's Student Symposium
March 10, 2018**

Thank you, Professor (Randy) Barnett, for that kind introduction, and thank you for your leadership at the Center for the Constitution.

I want to express my gratitude once again to the Federalist Society. For 35 years the Federalist Society has been an eloquent voice—perhaps the most eloquent voice—in defense of the rule of law.

That is an idea that always needs—and always deserves—defending.

This group knows as well as anyone that some judges have failed to respect our representatives in Congress and the Executive Branch. They've arrogated to themselves the power to set policy—a power that under the Constitution they do not have.

For example, we recently had a judge tell us that “you can’t come into court to espouse a position that is so heartless.” Not illegal. Not unlawful. Heartless.

When I said publicly that it wasn’t his job to decide what is “heartless,”—that it’s the job of the American people—this same judge said that I “seem to think the courts cannot have an opinion.”

That’s wrong. Judges *should* issue opinions—*legal* opinions that pertain to the legal questions of the case, not to politics or policy or personal sentiment. That shouldn’t be a controversial idea.

For another example, another judge said recently that, “the judicial branch doesn’t typically fix social problems...but it seems the most human thing to do.”

Typically? No, the judicial branch’s job is to apply the law to the facts of the case before them—and not to set policy.

Some say that, if Congress doesn’t act, then the judiciary should act. But this is wrong. If Congress rejects legislation, that is not a failure to act—that is an action. If Congress does not enact a certain policy, that doesn’t mean that they’ve “punted” or ceded power to the Judiciary for one instant. It simply means that they have rejected that policy.

Some district courts are overstepping their traditional role by taking the dramatic step of issuing nationwide injunctions—orders that block the entire United States government from enforcing an executive branch policy or even a statute. Not just in one place, but nationwide. Not just to parties before the court, but against everyone, everywhere.

Courts have been calling them nationwide injunctions, but it would be just as fitting to call them limitless injunctions—since they bind the entire federal government and grant relief to those who are not parties to the case.

Scholars have not found a single example of any judge issuing this type of extreme remedy in the first 175 years of the Republic.

But President Trump has been hit with 22 in just over one year in office.

That's more than any other president in our history.

It took more than 200 years for the first 22 nationwide injunctions to be issued. Now we've had 22 in just over *one* year. Clearly, something has changed.

It's not as though there weren't legal controversies before 1963. There were many. They were hotly contested. But nobody issued a nationwide, limitless injunction.

In 1897, in *Scott v. Donald*, for example, the Supreme Court found a law unconstitutional and even recognized that many others besides the plaintiff might be entitled to relief. But the Court issued an injunction that only prevented application of the law to the plaintiff.

During the New Deal controversies, courts concluded that one new tax was unconstitutional more than 1,600 times. They issued more than 1,600 injunctions. But each of those injunctions applied only to the plaintiff, and the government collected the tax in good faith from more than 71,000 other taxpayers before the Supreme Court later held it unconstitutional.

This is a question of raw power—of who gets to decide.

Today, in effect, single judges are making themselves super-legislators for the entire United States. We have more than 600 federal district judges in the United States—each with the ability to issue one of these overreaching nationwide orders.

But limitless injunctions are contrary to the structure of our government, to the structure of our judiciary, and they undermine the proper functioning of our government.

First of all, they encourage judge shopping. There is a reason why so many lawsuits have been filed against the Trump Administration in Washington and Hawaii, and why so many lawsuits were filed against the Obama Administration in Texas. Litigants are looking for a friendly judge to bind the whole nation rather than a single litigant or district.

Second, limitless injunctions cut off discussion among lower courts.

We know that the first court to rule on an issue isn't always right. Our federal judicial system is set up so that district courts in different parts of the country can consider issues at the same time. Those issues may then be appealed to one of twelve circuit courts. When those circuit courts disagree, then the Supreme Court can get involved. The entire system is set up to allow for reasoned discussion among courts before the Supreme Court makes a ruling that is binding nationwide.

Limitless injunctions short-circuit that system. The federal government is forced to appeal the first nationwide injunction, possibly all the way to the Supreme Court, cutting off opportunities for other courts to weigh in. And often these are preliminary injunctions, meaning a full case record has not even been developed before the vast scope of the injunction directs the policy of the government and forces it to appeal.

Third, when a single district judge issues a nationwide injunction while similar cases are pending elsewhere, it often moots out cases or sets up dueling orders that provide for entirely contrary relief.

A telling example of this is the litigation over the rescission of the DACA policy. Parties have sued in several courts across the country, meaning that several judges are considering the issue and will issue rulings that should be binding on the plaintiffs in those cases only. Yet a federal judge in San Francisco and a federal judge in New York both felt they had the authority to issue limitless injunctions, granting relief to others not party to the case. Then, just this week, a federal judge in Maryland held that the DACA rescission was entirely lawful. So the plaintiffs in that Maryland case *lost*—but the San Francisco and New York judges granted them relief anyhow and continued the nationwide injunctions.

Fourth, limitless injunctions circumvent the class certification process required by statute and by Rule 23 of the Federal Rules of Civil Procedure. That's because they provide the benefits of class certification without the procedural protections.

Fifth, limitless injunctions create an absurd situation in which a plaintiff only needs to win *once* to *stop* a national law or policy—but the government needs to win dozens of times to carry out its policies. That makes governing all but impossible.

My predecessor, Robert Jackson faced a similar problem. In 1937, he lamented that “no administration can halt its policies...to seek the judiciaries' views. The government cannot learn the judge's views until after the law is passed and then only after a lapse of years... Moreover, the judicial contribution is always a negative. It may tell what *cannot* be done...but it never tells what *can* be done. Government by litigation has destroyed effective enforcement of public policy.”

He didn't know how good he had it.

The Department of Justice has been fighting the unprecedented number of limitless injunctions in the courts, and we are well aware of what is at stake.

For example, last year, I made the common sense decision that our state and local law enforcement grants should go to states and cities that actually cooperate with federal law enforcement, including the enforcement of the immigration laws. To receive this grant money, they need to certify their compliance with federal law barring restrictions on communications between state and local agencies and the Department of Homeland Security. They have to allow our ICE agents access to detention facilities to meet with aliens and inquire into his or her right to remain in the United States. And third, they have to provide at least 48 hours advance notice to ICE before releasing an alien if ICE has asked for notice.

I don't think that's too much to ask. These are common-sense cooperative measures that ensure that ICE knows about aliens who are arrested and can decide whether to take custody of them. These are aliens who have committed crimes or are suspected of having committed crimes. They are serious enough criminals that the local authorities *have arrested them*. And yet some cities think only *their* law enforcement interests deserve vindication, not those of the federal government. Why, then, should the federal government give grants to these cities?

Well, unsurprisingly, several of these sanctuary cities have sued us. These cities want federal funding—but they don't want federal law or to comply with the most reasonable cooperation requirements.

Sure enough, the first city to the courthouse—Chicago—found a local district judge who agreed with its claims. We disagree with the merits of that ruling, and we think we will ultimately prevail on this legal question. Normally, this would be a discrete error affecting one city's grant, and we would correct it on appeal in due course. But instead of issuing an injunction for the city, the judge enjoined the federal government from imposing these conditions on any

the city, the judge enjoined the federal government from imposing these conditions on *any* state or city across the entire nation, including those that agree completely with our position and don't want this relief. What possible interest does Chicago have in this sweeping relief? Chicago's only plausible interest—its own grant money—would have been fully and completely vindicated by an injunction applying only to Chicago. Meanwhile, other judges are considering this question. A judge in San Francisco recently denied a preliminary injunction to that city, but it doesn't matter because the judge in Chicago decided to grant relief to *every* city.

By acting as a Supreme Court, rather than a district court of limited jurisdiction, this judge in Chicago has halted the grant process for the entire country, and has created the need for an expedited appeal in the Seventh Circuit. It is critical, now, that the Seventh Circuit act swiftly to correct this overreach.

The increasing frequency of limitless injunctions is simply unsustainable, and the ever-more extreme nature of these injunctions is only making it more obvious just how unconstitutional they are.

The Supreme Court has not yet issued a definitive ruling on the merits of nationwide injunctions. So far, when the Court has had relevant cases before them, it has resolved them on other grounds. But we are hopeful that the Supreme Court will soon send a clear message to the lower courts that injunctions ought to be limited to the parties of the case. We believe it is now time for the Court to act on this issue. If the Court doesn't do something about it now, it will only get worse.

Scope of relief is at issue in a number of high profile cases right now. We will soon be arguing the merits of the President's travel ban, and we have asked for a review of this aspect of the case, as well.

This is not a political or a partisan issue. It is a constitutional issue and a rule of law issue. This has been a problem for administrations of both parties. Until President Trump, the President with the most limitless injunctions was President Obama, and President Clinton was in second place.

But the Department of Justice—under Democratic and Republican administrations alike—has been consistent over these past several decades that nationwide injunctions gravely threaten the rule of law. They threaten the proper respect for separation of powers, and indeed the very functioning of the other two branches of the federal government.

The American people vote for those other two branches of government. They want their votes to count. They want their voices heard. The political branches need to be able to act.

The Supreme Court should put an end to nationwide injunctions and keep activists on both sides of the aisle from paralyzing the federal government.

In order for our system to function, the Court must end government-by-litigation. I am hopeful that soon they will, and that—with your help—we will restore the rule of law in this country.

Thank you.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

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Fanning, Elizabeth

From: Fanning, Elizabeth
Sent: Friday, March 9, 2018 4:05 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: tonight

Perfection. Let me know if you need anything

From: Flores, Sarah Isgur (OPA) [<mailto:Sarah.Isgur.Flores@usdoj.gov>]
Sent: Friday, March 09, 2018 3:44 PM
To: Fanning, Elizabeth <Elizabeth.Fanning@FOXNEWS.COM>
Subject: RE: tonight

Yes! Thank you.

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: Fanning, Elizabeth [<mailto:Elizabeth.Fanning@FOXNEWS.COM>]
Sent: Friday, March 9, 2018 3:18 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: tonight

Hi Sarah,
Hope all is well! Happy Friday. Just touching base to make sure you are all good for tonight.

Thanks!
Liz

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Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 9, 2018 1:46 PM
To: jpollak@breitbart.com
Subject: RE: F&F

Not to worry! Of course!

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: jpollak@breitbart.com [mailto:jpollak@breitbart.com]
Sent: Friday, March 9, 2018 1:40 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: F&F

Just so you know -- I'm have to do a bit more work on this before I can publish -- we want it to be solid. Hence the wait.

J

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Thursday, March 8, 2018 4:23pm
To: "Joel B. Pollak" <jpollak@breitbart.com>
Subject: Re: F&F

On Mar 8, 2018, at 4:22 PM, Joel B. Pollak <jpollak@breitbart.com> wrote:

Sure!
Joel

Sent from my iPhone

On Mar 8, 2018, at 1:05 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

That works for me. And while you are free to quote the F&F section—id prefer you didn't directly quote any other section but you are welcome to discuss the topics etc to show that these notes were fairly detailed on a number of topics?

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

From: Joel B. Pollak [<mailto:jpollak@breitbart.com>]
Sent: Thursday, March 8, 2018 4:02 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: F&F

Absolutely — if I have the notes I can just attribute to "a source present at the meeting" or something.

Joel

Sent from my iPhone

On Mar 8, 2018, at 12:55 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

So Chaffetz wrote this tweet
<https://twitter.com/jasoninthehouse/status/969953527996002306>

And then as you probably saw we reached a settlement with the Congress about all of this two days later.

I have notes taken from the Chaffetz meeting on April 6 where its clear that Sessions never said NO and in fact said he would talk to

the attorneys involved in the litigation.

Is that anything you'd be interested in writing up?

~~xxxx~~

Sarah Isgur Flores

Director of Public Affairs

(b)(6)

AUTHOR	4/16	MTG w/ Chairman Chaffetz	NO.
DATE			

ACTION NOTES

PLANNING NOTES

Chr/RM
wed like
to come
back & talk
it thru

① Prosecution of Brian Pagliano →
2 subpoenas to compel his
attendance & he didn't show up;
thinks he shd be prosecuted →
JBS recused

② Rafael More Armasso → DOT
declined to prosecute; head of
Chemical Safety Bd.; ~~refused to~~
~~testify~~ Chmn/RM says
perjured himself

③ Fast & Furious → trying to extract
docs.; we will talk to attys invol.
in litig.

④ ATF → NYT story re: churning
case; OGR going "full bore";
informants making 7 figures

⑤ USSS → investig; looking @
restructuring; 1000 ppl shy of
where they shd be; they think
primary mission be cyber;
make that pt of mission pt of
DOT/FBI & cyphor of protect.
detail

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 9, 2018 9:03 AM
To: jpollak@breitbart.com
Subject: Re: F&F

Addendum: There was a call the next week--we don't have notes from that.

> On Mar 9, 2018, at 8:48 AM, Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov> wrote:

>

> Yes 2017. Chaffetz staff met with doj staff on multiple occasions but we believe this is the only chaffetz/sessions meeting.

>

>> On Mar 8, 2018, at 9:45 PM, "jpollak@breitbart.com" <jpollak@breitbart.com> wrote:

>>

>> Hi Sarah

>>

>>

>>

>> This was the only meeting between Chaffetz and Sessions on this? He couldn't be remembering some other meeting?

>>

>>

>>

>> And it was in 2017, correct?

>>

>>

>>

>> Joel

>>

>>

>>

>> -----Original Message-----

>> From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>

>> Sent: Thursday, March 8, 2018 4:23pm

>> To: "Joel B. Pollak" <jpollak@breitbart.com>

>> Subject: Re: F&F

>>

>>

>> [image1.JPG]

--

>>

>> On Mar 8, 2018, at 4:22 PM, Joel B. Pollak <jpollak@breitbart.com<mailto:jpollak@breitbart.com>> wrote:

>>

>> Sure!

>> Joel

>>

>> Sent from my iPhone

>>

>> On Mar 8, 2018, at 1:05 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov<mailto:Sarah.Isgur.Flores@usdoj.gov>> wrote:

Duplicative Material



jpollak@breitbart.com

From: jpollak@breitbart.com
Sent: Thursday, March 8, 2018 4:58 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: F&F

Thank you, received.

Joel

-----Original Message-----

From: "Flores, Sarah Isgur (OPA)" <Sarah.Isgur.Flores@usdoj.gov>
Sent: Thursday, March 8, 2018 4:23pm
To: "Joel B. Pollak" <jpollak@breitbart.com>
Subject: Re: F&F

Duplicative Material



DeVito, Andrea

From: DeVito, Andrea
Sent: Friday, March 9, 2018 12:41 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Fox News Sunday

Thanks Sarah—we will try another time.

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Friday, March 09, 2018 12:24 PM
To: DeVito, Andrea <Andrea.DeVito@FOXNEWS.COM>
Subject: RE: Fox News Sunday

Well decline at this point—sorry!

xxx

Sarah Isgur Flores
Director of Public Affairs

(b)(6)

From: DeVito, Andrea [mailto:Andrea.DeVito@FOXNEWS.COM]
Sent: Thursday, March 8, 2018 9:35 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Fox News Sunday

Hi Sarah—hope you are well. I have put this request into the WH but wanted to see if AG Sessions is available for an exclusive interview on FNS this Sunday, live at 9am. Chris is off this Sunday and John Roberts is the anchor. Let me know what you think.

Thanks,
Andrea

(b)(6)

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Moni, Alyssa

From: Moni, Alyssa
Sent: Friday, March 9, 2018 12:19 PM
To: Flores, Sarah Isgur (OPA)
Subject: RE: Hannity Monday?

Thanks – if anything changes please keep me posted.

From: Flores, Sarah Isgur (OPA) [mailto:Sarah.Isgur.Flores@usdoj.gov]
Sent: Friday, March 09, 2018 12:13 PM
To: Moni, Alyssa <Alyssa.Moni@FOXNEWS.COM>
Subject: RE: Hannity Monday?

No not at this point. Thanks!

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

From: Moni, Alyssa [mailto:Alyssa.Moni@FOXNEWS.COM]
Sent: Friday, March 9, 2018 12:02 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: RE: Hannity Monday?

Hi Sarah-
Just following up to see if you think we could set up an interview for Monday with Sean and Attorney General Sessions?
Thank you so much!
-Alyssa

From: Moni, Alyssa
Sent: Thursday, March 08, 2018 6:35 PM
To: 'Sarah.Isgur.Flores@usdoj.gov' <Sarah.Isgur.Flores@usdoj.gov>
Subject: Hannity Monday?

Hi Sarah-
Hope you are doing well.
I am just reaching out to see if there would be any way to arrange an interview with Sean and Attorney General Sessions on Monday?
Thank you so much,
Alyssa

Alyssa Moni
"Hannity"
C: (b)(6)
W: (b)(6)

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Saagar Enjeti

From: Saagar Enjeti
Sent: Friday, March 9, 2018 11:52 AM
To: Flores, Sarah Isgur (OPA)
Subject: Re: Daily Caller Clarification On AG Second Special Counsel Comments

Understood. Thank you Sarah!

Saagar Enjeti
White House Correspondent



P: (b)(6)
T: @esaagar

On Fri, Mar 9, 2018 at 11:50 AM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

I'll decline comment on that. We don't discuss recusal process on specific matters before the department.

xxx

Sarah Isgur Flores

Director of Public Affairs

(b)(6)

From: Saagar Enjeti [mailto:enjeti@dailycaller.com]
Sent: Friday, March 9, 2018 11:41 AM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Re: Daily Caller Clarification On AG Second Special Counsel Comments

Thanks Sarah,

Can you advise on the recusal matter regarding the special counsel?

Would the decision lie with the AG or with another figure in the DOJ?

Saagar Enjeti

White House Correspondent

P: (b)(6)

T: @esaagar

On Fri, Mar 9, 2018 at 11:38 AM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

In the November letter, he said he had directed senior federal prosecutors to look at these matters (so, yes, DOJ). We aren't disclosing names at this point.

xxx

Sarah Isgur Flores

Director of Public Affairs

(b)(6)

From: Saagar Enjeti [mailto:enjeti@dailycaller.com]

Sent: Friday, March 9, 2018 11:36 AM

To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

Subject: Daily Caller Clarification On AG Second Special Counsel Comments

Hi Sarah,

Saagar Enjeti, White House correspondent for The Daily Caller. We're doing a story on the second special counsel developments and have a few follow up questions. My phone number

is (b)(6)

Given the AG's recusal from all matters concerning the 2016 presidential election in the DOJ, does he believe he has the authority to appoint a special second counsel which would investigate surveillance abuses on the Trump campaign?

Who is the person outside Washington the AG appointed to look into FISA abuse? Is that person an employee of the DOJ?

What matters specifically is the outside counsel looking into?

Let me know!

Saagar Enjeti

White House Correspondent

P: (b)(6)

T: @esaagar

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Friday, March 9, 2018 8:47 AM
To: Talarico, Julie
Subject: Re: Today on Newsroom

No car needed--thanks!

On Mar 9, 2018, at 7:01 AM, Talarico, Julie <Julie.Talarico@FOXNEWS.COM> wrote:

Morning!

Thank you so much for joining us today. We have you at 10:30, speaking with Hemmer. Did you need a car?

Topics: New reaction from President Trump to the federal lawsuit targeting California. During his cabinet meeting yesterday - the President called out that Oakland mayor for being a "disgrace". He says he thinks the DOJ will win its lawsuit but also thinks we should just withhold federal funds from anyone breaking the law.
ALSO - the president will travel to visit wall prototypes in California next week.

If we have time:

1) Sessions seriously considering second special counsel

2) fast & furious documents finally turned over to oversight committee

<http://www.washingtonexaminer.com/trump-says-hes-looking-at-oakland-mayor-over-ice-crackdown-warning/article/2651058>

<https://www.usatoday.com/story/news/politics/2018/03/08/road-less-traveled-trump-make-first-california-trip-after-largely-homebound-first-year/405043002/>

Julie Talarico

Associate Producer/Booker

America's Newsroom

Fox News Channel

Desk: (b)(6)

Mobile: (b)(6)

julie.talarico@foxnews.com

<Image001.png> A News Corporation Company

=====

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Pfeiffer, Alex

From: Pfeiffer, Alex
Sent: Thursday, March 8, 2018 5:26 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: Inquiry about Sessions' comments to Bream
Attachments: download__3_.pdf

A source told me that someone was appointed in connection with the attached letter. It is not a special counsel, I'm told.

Is this accurate: "Attorney General Sessions has appointed a prosecutor to look into the Uranium One allegations." ? And when was the appointment?

> On Mar 8, 2018, at 4:02 PM, Pfeiffer, Alex <Alex.Pfeiffer@FOXNEWS.COM> wrote:

>

> When would you be free to chat on the phone?

>

>> On Mar 8, 2018, at 3:59 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

>>

>> Internal conversations I mean about timing and details.

>>

>> ***

>> Sarah Isgur Flores

>> Director of Public Affairs

>> (b)(6)

>>

>>

>> -----Original Message-----

>> From: Pfeiffer, Alex [<mailto:Alex.Pfeiffer@FOXNEWS.COM>]

>> Sent: Thursday, March 8, 2018 3:58 PM

>> To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

>> Subject: Re: Inquiry about Sessions' comments to Bream

>>

>> Sure. What do you mean by left off tonight?

>>

>>> On Mar 8, 2018, at 3:56 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

>>>

>>> I cant at this point but I anticipate this is something we'll do soon. Can we touch base in the am to see where things left off tonight?

>>>

>>> S

>>>

>>> ***

>>> Sarah Isgur Flores

/// Sarah Isgur Flores

>>> Director of Public Affairs

>>> (b)(6)

>>>

>>>

>>> -----Original Message-----

>>> From: Pfeiffer, Alex [<mailto:Alex.Pfeiffer@FOXNEWS.COM>]

>>> Sent: Thursday, March 8, 2018 3:53 PM

>>> To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

>>> Subject: Re: Inquiry about Sessions' comments to Bream

>>>

>>> Okay. Why not? If no name, can you give some more details about the role. The title etc?

>>>

>>>> On Mar 8, 2018, at 3:51 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

>>>>

>>>> We aren't disclosing the name at this point

>>>>

>>>> ***

>>>> Sarah Isgur Flores

>>>> Director of Public Affairs

>>>> (b)(6)

>>>>

>>>>

>>>> -----Original Message-----

>>>> From: Pfeiffer, Alex [<mailto:Alex.Pfeiffer@FOXNEWS.COM>]

>>>> Sent: Thursday, March 8, 2018 3:10 PM

>>>> To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>

>>>> Subject: Inquiry about Sessions' comments to Bream

>>>>

>>>> Hi Sarah - AG Sessions said yesterday, "I have appointed a person outside of Washington, many years in the Department of Justice, to look at all the allegations that the House Judiciary Committee members sent to us and we're conducting that investigation."

>>>>

>>>> Who is this person?

>>>>

>>>> Thanks,

>>>> Alex Pfeiffer

>>>> Associate Producer

>>>> Tucker Carlson Tonight

>>>>

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>>>

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>



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

The Honorable Robert W. Goodlatte
Chairman
Committee on the Judiciary
U.S. House of Representatives
Washington, DC 20515

NOV 13 2017

Dear Chairman Goodlatte:

This responds to your letters dated July 27, 2017, and September 26, 2017, in which you and other Members request the appointment of a Special Counsel to investigate various matters, including the sale of Uranium One, alleged unlawful dealings related to the Clinton Foundation and other matters. We are sending identical responses to the other Members who joined your letter.

As noted during our prior meeting in response to your letters, the Department of Justice (Department) takes seriously its responsibility to provide timely and accurate information to Congress on issues of public interest, and seeks to do so in a non-political manner that is consistent with the Department's litigation, law enforcement, and national security responsibilities. Additionally, the Department's leadership has a duty to carefully evaluate the status of ongoing matters to ensure that justice is served and that the Department's communications with Congress are accurate and complete.

To further that goal, the Attorney General has directed senior federal prosecutors to evaluate certain issues raised in your letters. These senior prosecutors will report directly to the Attorney General and the Deputy Attorney General, as appropriate, and will make recommendations as to whether any matters not currently under investigation should be opened, whether any matters currently under investigation require further resources, or whether any matters merit the appointment of a Special Counsel. This will better enable the Attorney General and the Deputy Attorney General to more effectively evaluate and manage the caseload. In conducting this review, all allegations will be reviewed in light of the Principles of Federal Prosecution. (USAM 9-27.000)

As you know, consistent with longstanding policy, the Department does not ordinarily confirm or deny investigations, and this letter should not be construed to do so. While this policy can be frustrating, especially on matters of great public concern, it is necessary to ensure that the Department acts with fairness and thoughtfulness, and always in a manner consistent with the law and rules of the Department.

The Honorable Robert W. Goodlatte
Page Two

In addition, you must know the Department will never evaluate any matter except on the facts and the law. Professionalism, integrity, and public confidence in the Department's work is critical for us, and no priority is higher.

Your letter referenced various allegations related to the Federal Bureau of Investigation's (FBI) handling of the investigation into former Secretary of State Hillary Clinton's use of a personal email server. On January 12, 2017, the Department's Inspector General (IG) sent a letter to you and other Members advising that the IG's office was initiating a review of, among other things:

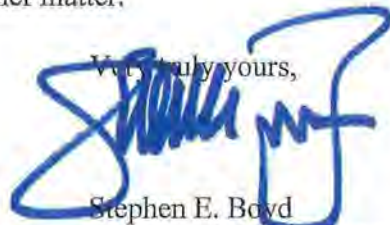
- Allegations that Department or FBI policies or procedures were not followed in connection with, or in actions leading up to or related to, the FBI Director's public announcement on July 5, 2016, and the Director's letters to Congress on October 28 and November 6, 2016, and that certain underlying investigative decisions were based on improper considerations;
- Allegations that the FBI Deputy Director should have been recused from participating in certain investigative matters;
- Allegations that Department and FBI employees improperly disclosed non-public information; and
- Allegations that decisions regarding the timing of the FBI's release of certain Freedom of Information Act documents on October 30 and November 1, 2016, and the use of a Twitter account to publicize the same, were influenced by improper considerations.

These investigations include issues raised in your letters. In addition, the Department has forwarded a copy of your letters to the IG so he can determine whether he should expand the scope of his investigation based on the information contained in those letters.

Once the IG's review is complete, the Department will assess what, if any, additional steps are necessary to address any issues identified by that review.

We will conduct this evaluation according to the highest standards of justice. We hope this information is helpful. Please do not hesitate to contact this office if we may provide additional assistance regarding this or any other matter.

Very truly yours,



Stephen E. Boyd
Assistant Attorney General

Flores, Sarah Isgur (OPA)

From: Flores, Sarah Isgur (OPA)
Sent: Thursday, March 8, 2018 6:41 PM
To: Pfeiffer, Alex
Subject: Re: Inquiry about Sessions' comments to Bream

That there's a person in charge of the team he referenced in the November letter--which is referencing uranium one and other topics. That help?

On Mar 8, 2018, at 6:10 PM, Pfeiffer, Alex <Alex.Pfeiffer@FOXNEWS.COM> wrote:

Yes to me that is what I think is the new part, usually I'm the one asking questions.

I'm just trying to establish if what he said last night is new and related to Uranium One. Is it?

Sent from my iPhone

On Mar 8, 2018, at 6:08 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

The letter said plural prosecutors per the letter and I guess the new part is what he said yesterday which is that there is a single person in charge of that?

On Mar 8, 2018, at 5:56 PM, Pfeiffer, Alex <Alex.Pfeiffer@FOXNEWS.COM> wrote:

So then something new happened independent of the letter.

Sent from my iPhone

On Mar 8, 2018, at 5:38 PM, Flores, Sarah Isgur (OPA) <Sarah.Isgur.Flores@usdoj.gov> wrote:

Correct. There is a specific person who is a senior federal prosecutor.

On Mar 8, 2018, at 5:33 PM, Pfeiffer, Alex <Alex.Pfeiffer@FOXNEWS.COM> wrote:

Okay. So what he said last night wasn't anything new? The letter talks about directed multiple prosecutors. His comment last night was about a specific person.

On Mar 8, 2018, at 5:21 PM

On Mar 8, 2018, at 5:51 PM,
Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov
> wrote:

The letter says that he had
directed it--past tense. So
yes he did that in advance of
the letter you attached.

On Mar 8, 2018, at 5:28 PM,
Pfeiffer, Alex
<[Alex.Pfeiffer@FOXNEWS.CO](mailto:Alex.Pfeiffer@FOXNEWS.COM)
M> wrote:

Duplicative Material



Pfeiffer, Alex

From: Pfeiffer, Alex
Sent: Thursday, March 8, 2018 6:59 PM
To: Flores, Sarah Isgur (OPA)
Subject: Re: Inquiry about Sessions' comments to Bream

?

I'd like this clarified before the show goes to air. I wouldn't want Tucker to say something false about the DOJ to 2.7 million people.

On Mar 8, 2018, at 6:09 PM, Pfeiffer, Alex <Alex.Pfeiffer@FOXNEWS.COM> wrote:

Duplicative Material

