

Stewart Hall

From: Stewart Hall
Sent: Tuesday, February 21, 2017 2:58 PM
To: peggi.hanrahan@usdoj.gov
Subject: Letter from Michael Carvin
Attachments: Signed MVF Letter to AG Sessions.PDF

Peggy

Per our conversation, attached is the letter from Michael Carvin dealing with the Madoff Victim Fund. Please let me know where it ends up if you can. Just wanted to flag this at the upper level of DOJ for review hopefully.

Many Thanks

Stewart

JONES DAY

51 LOUISIANA AVENUE, N.W. • WASHINGTON, D.C. 20001.2113
TELEPHONE: +1.202.879.3939 • FACSIMILE: +1.202.626.1700

February 21, 2017

VIA HAND DELIVERY

The Honorable Jeff Sessions
Attorney General of the United States
United States Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Re: Victims of the Bernard Madoff Ponzi Scheme

Dear Attorney General Sessions:

We write in regard to the more than \$4 billion that the Department of Justice seized through civil-forfeiture actions in the wake of the Ponzi scheme perpetrated by Bernard L. Madoff, and which the Department is now holding in the Madoff Victim Fund (“MVF”). The Department recovered these funds for the avowed purpose of providing partial recompense to Madoff’s victims, who include many elderly retirees. The first recovery occurred in 2010. But for the past seven years, the Obama administration has been withholding these funds without justification for reasons that are transparently political and contrary to the rule of law. During this time, not a penny of the forfeited funds has been released, and many victims of the Madoff fraud have died waiting for their money to be returned. Accordingly, on behalf of clients who hold Madoff victim claims, we respectfully request that the Department take prompt action to remedy this injustice. While we would be happy to meet with the appropriate officials to discuss the various options, the best course is a simple one: The bulk of the MVF funds should be transferred to the court-appointed trustee who is overseeing the liquidation of the Madoff brokerage firm for the benefit of victims in accordance with federal law. He has established a prompt, economical, and orderly process that has already returned billions of dollars to victims.

Federal law provides broad discretion to “the Attorney General” to “transfer [forfeited] property on such terms and conditions as he may determine . . . as restoration to any victim of the offense giving rise to the forfeiture[.]” 18 U.S.C. § 981(e)(6). This function is exercised through the Asset Forfeiture and Money Laundering Section (AFMLS) of the Criminal Division. The Department’s *Asset Forfeiture Policy Manual* specifically addresses the return of forfeited funds in “large, multiple-victim cases.” In particular, the *Policy Manual* provides that “if a trustee has been appointed in parallel regulatory or bankruptcy actions, AFMLS may approve transfer of funds for distribution to the trustee for ultimate payment to the identified victim pool.” *Policy*

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Manual: Asset Forfeiture Policy Manual (2016), Chap. 12, Sec. I.A.4.¹ That is precisely what should happen here.

I. The Madoff Trustee Has A Highly Effective System For Returning Funds to Victims

In 2008, shortly after the Madoff Ponzi scheme unraveled, the United States District Court for the Southern District of New York appointed Irving Picard, Esq., as the Trustee to oversee the liquidation of Madoff's brokerage firm. The Trustee was appointed pursuant to the Security Investor Protection Act ("SIPA"), which Congress established for the precise purpose of recovering funds for victims in complex financial-fraud cases like this one. Under SIPA, the Trustee's primary function is to recover stolen funds and then return them to victims through an expeditious, orderly process that respects the contractual rights of investors as specified by federal law.

To date, out of the approximately \$18 billion in total Madoff losses, the Trustee has successfully recovered over \$11.5 billion for victims. He has established a simple and efficient process to distribute this money by working through the private contractual arrangements that victims originally used to invest in the Madoff scheme. Because Madoff required a "minimum" investment of several million dollars, many of his victims were "indirect" investors who pooled their money through "feeder funds." There were relatively few feeder funds that held accounts directly with Madoff, but there were untold thousands of indirect investors who channeled their money into Madoff through a series of complex financial relationships. Many indirect investors were themselves pools of smaller funds, which were made up of even smaller funds, and so on. At every level of investment there were decades of deposits and withdrawals, resulting in a highly complicated array of net losses and fictitious profits for individual investors.

Rather than taking on the nearly impossible task of attempting to untangle this complex web of indirect investment, the Trustee's process for returning money to victims operates through a simple top-down process. The Trustee pays direct "customers" of the Madoff fund that held accounts directly with Madoff, and they in turn pay their investors, who pay their investors, and so on down the chain. After the initial payment from the Trustee, all subsidiary payments are handled by private financial institutions based on their pre-existing contractual arrangements, which account for all relevant gains and losses. After billions of dollars in distributions, this process has proved highly efficient and effective at returning funds to victims at all levels of investment.

¹ It appears that the AFMLS was recently renamed. It is now the Money Laundering and Asset Recovery Section (MLARS).

II. The Obama Administration Has Stalled Victim Recovery For Political Reasons

Unfortunately, the largest remaining portion of funds—the more than \$4 billion sitting in the Department of Justice’s Madoff Victim Fund—has been kept away from the Trustee by political appointees and career staff in the Obama administration. Instead of following the Trustee’s tried-and-true distribution method, the Obama administration decided to create its own approach. The apparent goal was to make payments directly to low-level “mom and pop” investors, and to avoid distributing money to “feeder funds” or any other “corporate” institution despite the fact that they were direct Madoff customers. This decision was made largely for political reasons, including a misguided hostility to “Wall Street investors,” coupled with a quixotic desire to favor more “politically sympathetic” victims. Thus, instead of respecting the orderly and expeditious SIPA process, the contractual arrangements of investors, and the priority scheme established by federal law, the Obama administration decided to prioritize its own subjective notion of “fairness.”

The predictable result has been a bureaucratic quagmire. Victims have been saddled with endless paperwork, procedural hoop-jumping, and nearly a decade of delay. In an attempt to untangle the complex web of indirect investments, the Obama administration appointed a “special master,” Mr. Richard Breeden, to reconstruct the entire universe of individual losses resulting from the Madoff fraud. The only way to do this was to put the burden on each victim to submit claims documenting his or her net losses based on decades of indirect deposits and withdrawals—records that are in many cases incomplete or nonexistent. This process opened the floodgates. Within a few months, Breeden received 51,700 claims from 119 countries, along with 3 million pages of supporting documentation. Eventually, the number grew to exceed 64,000 claims from over 130 countries claiming losses in excess of \$76 billion—over four times the actual losses from the Madoff fraud. The average claim is accompanied by “more than 90 pages of backup documentation,” and victims have been forced “to assemble financial records going back years, and in some cases even decades.” *See* Richard C. Breeden, Update from the Special Master, January 7, 2014, *available at* http://www.madoffvictimfund.com/Deadline_Extended.shtml.

To make matters worse, Breeden and his army of associates bill their time at an hourly rate that is paid from the MVF itself, siphoning millions of dollars away from victims. (This contrasts with the SIPA Trustee, who operates based on an independent budget funded by the Security Investor Protection Corporation without spending any victim funds.) In light of these staggering complexities and misaligned incentives, it is no wonder that the special master has yet to release a single penny of the forfeited funds.

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Even if the Obama administration's ill-conceived payment scheme could eventually be made to work, it would result in a logistical disaster due to the lack of coordination with the SIPA Trustee. The Trustee has already paid out billions of dollars that have filtered down to every level of Madoff victim through the finely calibrated, pre-existing network of indirect investment. But because the federal government has no record of these indirect private payments, there is no way that it can ensure that its alternative payment scheme will result in an equitable distribution of funds. Thus, if funds are distributed through the incongruous Obama payment scheme, it will inevitably result in a series of double payments, overpayments, and underpayments, creating yet another financial jumble that will need to be untangled. Moreover, the problem of irreconcilable and duplicate distributions will be exacerbated by the millions of dollars in fees and costs that Breeden and his staff continue to charge the MVF, thereby depleting the fund at both ends—stalling and duplicating distributions while running up unbudgeted costs.

III. The Department Should Transfer Funds For Distribution By The SIPA Trustee

All of the problems caused by the Obama administration's political intervention could be redressed by a simple solution. If the Department of Justice were to transfer the MVF funds to the SIPA Trustee, he could distribute the funds to victims within a matter of days or weeks through existing channels at virtually no expense. This would result in the orderly, equitable, and efficient satisfaction of all victim claims at every level of investment, direct and indirect.

Transferring MVF funds to the SIPA Trustee would significantly help all victims by ending the tragic delay that has persisted up until now, without leaving any victim worse off. Out of the entire universe of Madoff victims, there is only a small fraction who could not be satisfied through the SIPA Trustee's distribution method. This category consists of the rare indirect investors who lost money as individuals, but bought into the Madoff scheme through feeder funds that were net winners—i.e., feeder funds that withdrew more than they deposited. Only a lucky few feeder funds meet this description, and most of their investors actually *gained* money through the Madoff scheme. The rare few “net loser” investors who bought in through “net winner” feeder funds have total losses that likely account for less than 5% of the funds currently being held in the Madoff Victim Fund. (And in reality, their losses are almost certainly even lower than that.) Thus, at most, it might be appropriate to leave 5% of the total MVF funds in place to be distributed through the Obama administration's lugubrious payment scheme. This would leave a much more manageable task to be handled by the special master, while freeing up the other 95% of funds to be distributed quickly to victims through the SIPA Trustee.

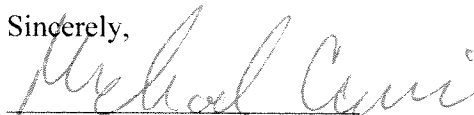
February 21, 2017

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It is a fundamental principle of law that a fiduciary owes the highest duty of care to his or her beneficiaries and has an obligation to act with a sense of dispatch so that those beneficiaries receive their rightful distributions in a timely manner. This duty is even more crucial here as many of the victims of the Madoff scam are elderly and at risk that they will never recover the money that was stolen from them. There is no excuse for the delay that has transpired over the past seven years. Every day that passes is an unjust and wholly avoidable continuation of that delay.

For these reasons, we respectfully request that you exercise your authority under 18 U.S.C. § 981(e)(6) to transfer the appropriate portion of the forfeited funds to the SIPA Trustee for subsequent distribution to victims, as contemplated in the *Asset Forfeiture Policy Manual*, Chap. 12, Sec. I.A.4.² Of course, we appreciate that there may be further questions and details that need to be addressed. Toward that end, we would like to request a meeting with the appropriate Justice Department officials to explore these issues.

Sincerely,



Michael A. Carvin
Anthony J. Dick
JONES DAY
macarvin@jonesday.com
ajdick@jonesday.com
(202) 879-3939
51 Louisiana Ave., NW
Washington, DC 20001

cc: Deborah Connor
Acting Chief
Money Laundering and Asset Recovery Section
Criminal Division
U.S. Department of Justice
1400 New York Ave., NW
Washington, DC 20530

² All Madoff investors who lost money as a result of the Madoff Ponzi scheme easily qualify as “victim[s]” under the plain meaning of 18 U.S.C. § 981(e)(6). They also qualify as “victim[s]” under the definition set forth in 28 C.F.R. § 9.2, because they all “incurred a pecuniary loss as a direct result of the commission of the offense.”

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Hanrahan, Peggi (OAG)

From: Hanrahan, Peggi (OAG)
Sent: Tuesday, February 21, 2017 3:12 PM
To: Stewart Hall
Subject: RE: Letter from Michael Carvin

Got it and will let you know where it lands. Thanks!

Peggi

From: Stewart Hall [mailto:shall@crshq.com]
Sent: Tuesday, February 21, 2017 3:05 PM
To: peggi.hanrahan@usdoj.gov
Subject: FW: Letter from Michael Carvin

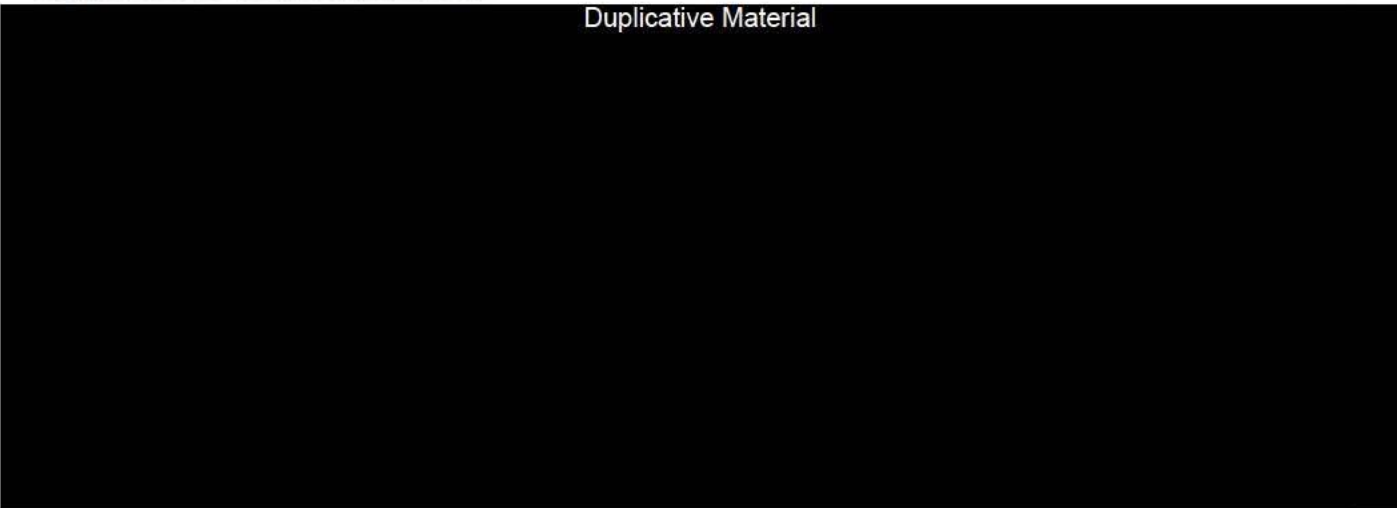
Peggi

Sorry. Stupid autocorrect changed your name. Thanks again!

Stewart

From: Stewart Hall <shall@crshq.com>
Date: Tuesday, February 21, 2017 at 2:58 PM
To: "peggi.hanrahan@usdoj.gov" <peggi.hanrahan@usdoj.gov>
Subject: Letter from Michael Carvin

Duplicative Material



Chuck Cooper

From: Chuck Cooper
Sent: Sunday, November 5, 2017 3:10 PM
To: Whitaker, Matthew (OAG)
Cc: Cutrona, Danielle (OAG)
Subject: Fwd: Per Our Conversation
Attachments: DRAFT STATEMENT RE ANTI-SEMITISM.docx; ATT00001.htm

Matt and Danielle,

I am forwarding an email sent to me by my old friend Mike Horowitz, who has been an influential conservative thinker since before we worked closely together in the Reagan Administration. He has a very interesting, and I think promising, proposal to enhance the vetting process for immigrants that would serve to eliminate jihadists in a politically palatable way. The essence of the idea is outlined below and in the attached. I think it is worth careful consideration, and if you agree, it would make sense to invite Mike in for a few minutes to discuss it with JBS and other relevant DOJ people.

Best,
Chuck

Charles J. Cooper
Cooper & Kirk, PLLC
1523 New Hampshire Ave., NW
Washington D.C., 20036
202-220-9660

Begin forwarded message:

From: Michael Horowitz (b) (6)
Date: November 1, 2017 at 10:39:34 AM PDT
To: <ccooper@cooperkirk.com>
Subject: Per Our Conversation

Please note that the definition of the "Virus of Anti-Semitism" includes calls for the destruction of Israel. Anyone infected by such a virus should be treated no differently from anyone with typhus or t.b. How will/can Chuck Schumer or any Democrat oppose such a vetting standard?

Such a theme, policy and premise should be a core part of all calls, such as one the President made today, for any sort of immigrant vetting standards. It would be horrid if the administration allows a proper and broadly supported call for green card vetting standards following yesterday's tragedy -- following which the President has rightly called for "extreme vetting" to be allowed, again, to be defined as a form of anti-Muslim bigotry -- as it was during the Middle East immigration ban debacle.

The memo is attached.

I've a related idea to briefly discuss that, perhaps even more than the "Virus of Anti-Semitism" idea, is a no-downside-risk grand slam one for JS. It's about enforcing (or, if need be, proposing) legislation criminalizing female genital mutilation. Please tell me how the feminists could/would oppose that?

Let's talk when you have a moment, later today or tomw.

Best.

M

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DRAFT STATEMENT RE "THE VIRUS OF ANTI-SEMITISM"

In the debate over U.S. immigration policy from the Middle East, a critical factor has been ignored.

Our immigration policy has failed to take account of the virus of anti-Semitism that is central to the ideology of ISIS and radical Islam that has sadly infected parts of Islam.

Today, in countries like France, Belgium and Sweden, Jews are routinely threatened, physically assaulted and, as in Paris, murdered. In many countries, armed policemen must be posted outside of every synagogue. Jews whose parents and grandparents barely survived Nazi genocide are being forced to leave their countries.

History teaches that tragedy befalls all people – Jews, Christians, Muslims and atheists alike -- when the ugly, evil pathology of anti-Semitism is not vigorously opposed.

We must therefore carefully test those seeking to come here for infection with the virus of anti-Semitism. This screening and exclusion policy will be based on the fact that anti-Semitism is not only a predictor of violent terrorism but is terrorism in and of itself and a marker for hatred of America. In addition, we must treat calls for Israel's destruction – not criticism of Israeli policies but support for attacks on the very right of Israel to exist -- as evidence of the presence of the virus.

So here's the bottom line: ***As we ensure that would-be immigrants have been vaccinated against infectious diseases,*** [See <https://wwwnc.cdc.gov/travel/yellowbook/2016/advising-travelers-with-specific-needs/newly-arrived-immigrants-refugees>] ***so must we test that those seeking to live here are free of the deadly virus of anti-Semitism.***

We shall do this because no American will be free or secure within our borders on the day that policemen are required to be posted outside of our synagogues. If the synagogues of our fellow Americans require armed guards to protect them, America will no longer be America.

I have directed all Federal agencies responsible for the review of refugee and immigration applications to immediately ensure the full and scrupulous implementation of this directive.

Chuck Cooper

From: Chuck Cooper
Sent: Thursday, January 4, 2018 11:05 AM
To: Whitaker, Matthew (OAG)
Subject: Fwd: Time Sensitive...RE: AG Sessions Speech Celebrating President Reagan's Birthday
Attachments: 0206_2018_SessionsInvitation_RAA.pdf; ATT00001.htm

Hi Matt. This is the speaking opportunity I mentioned to you a while ago. I have been told that Meese would be willing to give JBS a warm intro, which I think would do JBS a lot of good right now. You might want to call Lou to discuss this and other matters of format, message etc., if JBS has any interest/availability for this opportunity.

Chuck

Charles J. Cooper
Cooper & Kirk, PLLC
1523 New Hampshire Ave., NW
Washington D.C., 20036
202-220-9660

Begin forwarded message:

From: <Lou@Cordia.com>
Date: January 4, 2018 at 10:09:25 AM EST
To: <Errical.Bryant@USDOJ.gov>, <Suzanna.McKinney@USDOJ.gov>, <Matthew.Whitaker@USDOJ.gov>, <AG.schedule84@USDOJ.gov>
Cc: 'Chuck Cooper' <ccooper@cooperkirk.com>
Subject: Time Sensitive...RE: AG Sessions Speech Celebrating President Reagan's Birthday

Good morning and Happy New Year.

I am following up to learn if General Sessions has accepted President Reagan's Alumni Association's invitation on February 6th (see attachment). Would someone kindly respond?

Thank you.

Lou Cordia

c (b) (6)

From: Lou@Cordia.com [<mailto:Lou@Cordia.com>]
Sent: Thursday, December 21, 2017 2:18 PM
To: 'Ericcal.Bryant@USDOJ.gov' <Ericcal.Bryant@USDOJ.gov>; 'Suzanna.McKinney@USDOJ.gov' <Suzanna.McKinney@USDOJ.gov>; 'Matthew.Whitaker@USDOJ.gov' <Matthew.Whitaker@USDOJ.gov>; 'AG.schedule84@USDOJ.gov' <AG.schedule84@USDOJ.gov>
Cc: 'Chuck Cooper' <ccooper@cooperkirk.com>
Subject: AG Sessions Speech Celebrating President Reagan's Birthday

Dear General Sessions,

On behalf of the Board of Directors of President Reagan's Alumni Association, I am inviting you to be our speaker celebrating President Reagan's birthday on Tuesday February 6, 2018 here in Washington DC. I am attaching our letter of invitation. Chuck Cooper broached this subject on our behalf.

We would greatly appreciate hearing back from your office before the end of next week so we can print invitations to our members across the country, if that is possible.

Please do not hesitate to call with any question.

Thank you.

Lou Cordia
Executive Director
President Reagan's Alumni Association
c (b) (6)

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From: lou@cordia.com

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Lou Cordia
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904 Vicar Lane
Alexandria, VA 22302-3421
(ph.)703/461-7250
(fax)703/461-7251
(email) Lou@Cordia.com

December 20, 2017

The Honorable Jeff Sessions
Attorney General of the United States
U.S. Department of Justice

Attn:

Scheduler - Errical Bryant (Errical.Bryant@USDOJ.gov)
Executive Asst. to the AG - Suzanna McKinney (Suzanna.McKinney@USDOJ.gov)
Chief of Staff to the AG - Matt Whitaker (Matthew.Whitaker@USDOJ.gov)
AG,schedule84@USDOJ.gov

Dear General Sessions,

On behalf of the Board of Directors of the Reagan Alumni Association, I would like to invite you to be our speaker celebrating President Reagan's birthday on February 6, 2018. The event will be held at The Heritage Foundation at 214 Massachusetts Avenue NE, Washington DC. Your remarks would begin at 7:00 p.m. but we would hope you could join fellow Reagan Alumni during the reception that starts at 6:15 p.m.

Your fellow Reagan Alumni applaud your advancing Reaganite conservative principles as one of President Reagan's political appointees, as United States Senator from Alabama, and now as Attorney General of the United States.

The event will be billed as "An Evening With Attorney General Jeff Sessions." We ask you to speak for 15 minutes and then have a conversation with fellow Reagan Alumni in a Q&A session. The subject matter is yours to choose; but I would like to make a personal plea. I urge you to talk about the numerous successes that you have achieved in your first year. I would subsequently like to circulate your remarks to right-of-center organizations around the country so a number of conservatives are more aware, and could amplify your message. Conservatives need to help counter the negative press you has been receiving.

We would be honored if you would accept our invitation. Lastly, we would greatly appreciate hearing back from your office before the end of next week so we can print invitations to members of our Reagan Alumni Association.

Sincerely yours,

Lou Cordia

Louis J. Cordia
Executive Director

cc/ Chuck Cooper (CCooper@CooperKirk.com)

Cutrona, Danielle (OAG)

From: Cutrona, Danielle (OAG)
Sent: Friday, July 20, 2018 9:54 AM
To: Flores, Sarah Isgur (OPA)
Cc: Chuck Cooper; Whitaker, Matthew (OAG); Boyd, Stephen E. (OLA)
Subject: Re: Comment re: Sessions on the witness list

If for some reason we found it necessary to comment on his recusal in this case, I would think it would be best to give that information to another more reputable outlet and on background.

Sent from my iPhone

On Jul 20, 2018, at 8:54 AM, Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov> wrote:

No

On Jul 20, 2018, at 4:16 AM, Chuck Cooper <ccooper@cooperkirk.com> wrote:

Have you previously stated publicly that JBS is recused from this matter?

Charles J. Cooper
Cooper & Kirk, PLLC
1523 New Hampshire Ave., N.W.
Washington D.C. 20036
202-220-9660

On Jul 19, 2018, at 9:12 PM, Flores, Sarah Isgur (OPA)
<Sarah.Isgur.Flores@usdoj.gov> wrote:

I'm not responding

Begin forwarded message:

From: Russ Choma <rchoma@motherjones.com>
Date: July 18, 2018 at 11:12:33 AM EDT
To: "Flores, Sarah Isgur (OPA)"
<Sarah.Isgur.Flores@usdoj.gov>
Subject: Re: Comment re: Sessions on the witness list

Hi Sarah,

Never heard back from you on this, but still interested in whether the AG has a comment on being named as a potential witness

potential witness...

Also, over the course of the trial, a number of documents have been made public which show a very close relationship between then Sen. Sessions and Balch & Bingham (the law firm involved with the Alabama corruption trial) and specifically on the issue that was the focus of the alleged bribery, so I've got a number of other questions for you.

We already knew that then Sen. Sessions signed off on a letter opposing expanded EPA action at the 35th Avenue site, in Feb. 2016, but according to the documents released, that letter was drafted by folks working on the issue for Drummond – why did he sign the letter? Was it related to Balch and Drummond's positions as the top #2 and #3 donors to Sessions' campaigns?

A Balch newsletter in Dec. 2015 states their employees met with Sen. Sessions regarding the EPA and the 35th Avenue matter. All three defendants in the trial-- Balch attorneys Joel Gilbert and Steve McMinney and Drummond Vice President David Roberson—flew to DC in Sept 2015 and July 2016 to meet with Sessions' Senate office on the matter. Did Sen. Sessions participate in these meetings?

Sessions' Senate office extensively coordinated with Balch and Drummond to oppose the EPA's efforts over nearly two years. A July 7, 2016 meeting in Sessions' Senate office with high-level EPA officials was supposed to include the senator but he was on the campaign trail with Donald Trump. An email from one of the office's staffers—Brandon Middleton—indicates he had to get approval from the senator to organize this meeting. Does Sessions have a comment on whether he did or how much he was aware of the meeting?

Did Sen. Sessions ever seek to meet with residents of north Birmingham, community groups, activists, or others who were urging the EPA to clean up the 35th Ave site and to make the companies pay for pollution?

Some Balch and Drummond contributions to Session's leadership PAC, Tallatchee Creek, were made within days of some actions and communications between Balch and Drummond and Sessions' office, is there a link?

US Senator Patrick Leahy asked in October 2017 if Sessions will recuse from this case. Will he? Did the DOJ ever answer Leahy? Has the DOJ sought ethics advice on this matter?

Appreciate anything you can offer for context, by COB
Thursday.

Thanks,

--

Russ Choma
Mother Jones
rchoma@motherjones.com

(b) (6)

From: "Flores, Sarah Isgur (OPA)"
<Sarah.Isgur.Flores@usdoj.gov>
Date: Wednesday, June 27, 2018 at 2:59 PM
To: Russ Choma <rchoma@motherjones.com>
Subject: RE: Comment re: Sessions on the witness list

Is there a list that was published? I'm not clear on what
his name appears on?

xxx

Sarah Isgur Flores
Director of Public Affairs

(b) (6)

From: Russ Choma <rchoma@motherjones.com>
Sent: Wednesday, June 27, 2018 2:46 PM
To: Flores, Sarah Isgur (OPA) <siflores@jmd.usdoj.gov>
Subject: Comment re: Sessions on the witness list

Hi Sarah,

Apparently on the opening day of the Drummond/Balch
corruption trial in Birmingham yesterday, AG Sessions
was listed as a potential witness... can you say if he's
been notified that he will be testifying, if he knows why
he would be called as a witness—does he have any
knowledge of the alleged bribery? Also, if he has
recused himself from oversight of the case? I know
you've addressed this before, but given that the trial is
here, and the prosecutors are naming him as a potential
witness, I have to ask again.

This is for ASAP, but I can update if you can't get back to
me by the time we post something.

Thanks,

--

Russ Choma
Mother Jones
rchoma@motherjones.com

(b) (6)

Chuck Cooper

From: Chuck Cooper
Sent: Wednesday, October 3, 2018 3:51 PM
To: Whitaker, Matthew (OAG)
Subject: Re: Can You Call -- (b) (6) -- If Possible During the Weekend

Thanks much Matt.

Charles J. Cooper
Cooper & Kirk, PLLC
1523 New Hampshire Ave., N.W.
Washington D.C. 20036
202-220-9660

On Oct 3, 2018, at 3:47 PM, Whitaker, Matthew (OAG) <Matthew.Whitaker@usdoj.gov> wrote:

Got it. I will have the right person follow up with him soon. MW

From: Chuck Cooper <ccooper@cooperkirk.com>
Sent: Wednesday, October 3, 2018 10:14 AM
To: Whitaker, Matthew (OAG) <mwhitaker@jmd.usdoj.gov>
Subject: Fwd: Can You Call -- (b) (6) -- If Possible During the Weekend

Hi Matt,

Please see the message below from Mike Horowitz, who was a major player in the RR Admin and is a good friend. JBS knows him. He has devoted much of his career as a conservative scholar (Hudson, etc) to international human rights and religious freedom. He is a serious man, and his info is worth following up on.

Best,
Chuck

Charles J. Cooper
Cooper & Kirk, PLLC
1523 New Hampshire Ave., N.W.
Washington D.C. 20036
202-220-9660

Begin forwarded message:

From: Michael Horowitz (b) (6)
Date: September 28, 2018 at 6:56:18 PM EDT
To: <ccooper@cooperkirk.com>
Subject: Can You Call -- (b) (6) -- If Possible During the Weekend

as you did in getting the doj lawyers handling the harvard discrimination case to call me, i've powerful information and an extraordinary source able to validate the president's un speech charge that china is illegally working to influence u.s. policies/elections that i think it important for doj to hear. my best judgment is that my source -- and the research he has done -- can lead to indictments of prc-financed organizations, radio stations, newspapers and u.s. agents for violations of the foreign agents registration act. this is not only in the national interest, but can also create a measure of trump-sessions goodwill that cannot not be of value to sessions.

m