



January 18, 2024

Jeffrey Ragsdale, Counsel
Office of Professional Responsibility
U.S. Department of Justice
950 Pennsylvania Avenue, NW, Suite 3266
Washington, DC 20530

Investigation Request: Associate Deputy Attorney General Austin Evers

Dear Mr. Ragsdale:

America First Legal Foundation (AFL) is a national, nonprofit organization that protects the rule of law, due process, and equal protection for all Americans. Whether the President and the agencies he directs—including the Department of Justice—respect citizens’ rights and faithfully execute the laws passed by Congress is a core AFL concern. AFL has a particularly strong organizational interest in the Department’s fair and uniform enforcement of applicable ethical standards and requirements to all its attorneys. As former Supreme Court Justice and U.S. Attorney General Robert H. Jackson said, the “most dangerous power of the prosecutor” is to “pick people that he thinks he should get.” A Department attorney who “picks some person whom he dislikes or desires to embarrass” and then looks for an offense creates “the greatest danger of abuse of prosecuting power lies” because “It is here that law enforcement becomes personal, and the real crime becomes that of being unpopular with the predominant or governing group, being attached to the wrong political views, or being personally obnoxious to or in the way of the prosecutor himself.”¹

We write because it appears that a Department of Justice political appointee named Austin Evers was improperly involved in matters relating to the investigation and subsequent prosecution of former President Donald Trump. On August 8, 2022, the Federal Bureau of Investigation raided former President Donald Trump’s home in Palm Beach, Florida (“Mar-a-Lago”).² An indictment was issued on June 8, 2023.³ Documents disclosed by the Department to America First Legal demonstrate that Mr. Evers was involved in discussions, briefings, and litigation concerning the Mar-a-Lago raid and may have been involved in discussions directly relevant to the eventual

¹ Robert H. Jackson, *The Federal Prosecutor: Address at the Conference of United States Attorneys*, 24 J. AM. JUD. SOC’Y 18 (1940), <https://bit.ly/48Dcpkx>.

² Kaitlan Collins et al., *FBI Executes Search Warrant at Trump’s Mar-a-Lago in Document Investigation*, CNN (Aug. 9, 2022), <https://cnn.it/3O6lSsp>.

³ *United States v. Trump*, No. 28-8010-CR (S.D. Fla. June 8, 2023) (available at <https://bit.ly/3UncDZ1>).

issuance of an indictment.⁴

Under applicable provisions of, *inter alia*, District of Columbia Rule of Professional Conduct Rule 3.8(a) and Standards 3-1.2(b)–(c), 3-1.6(a), and 3-1.7(c) of the American Bar Association Standards of Criminal Justice Relating to Prosecution Function referenced in Comment 1 thereto, Mr. Evers should never have been involved in these matters. Even a cursory review of Mr. Evers’ pre-appointment public statements and activities demonstrates substantial bias against Mr. Trump. Accordingly, America First Legal requests that the Office of Professional Responsibility (OPR) investigate Mr. Evers for intentional violations and/or reckless disregard for clear and unambiguous legal obligations or professional standards, professional misconduct, and abuse of the Department’s authority.

I. Relevant background information regarding Mr. Evers.

Mr. Evers self-reports employment as an Associate Deputy Attorney General from July 2022 to the present.⁵ He further self-reports employment as a “Special Counsel” for the United States Department of Defense between February 2022 and October 2022.⁶

According to his LinkedIn biography, Mr. Evers, a former Obama political appointee and Democrat party operative, was the executive director of American Oversight from January 2017 to January 2022.⁷ American Oversight opened in January 2017 ostensibly to “promote accountability in government.”⁸ In practice, American Oversight focused its resources to target Republicans.⁹ Under Mr. Evers’s leadership,

⁴ See, e.g., E-mail from Austin Evers to Lawrence Atkinson and David A. Newman (Aug. 9, 2022) (indicating involvement with August 8th FBI Director Mar-a-Lago Raid Briefing) (available at <https://bit.ly/3tKLCUt>) [attached as Exhibit 1]; E-mail from Austin Evers to David A. Newman and Emily M. Loeb (Aug. 10, 2022) (indicating involvement in litigation to unseal search warrant) (available at <https://bit.ly/426fV4k>) [attached as Exhibit 2]; E-mail from Austin Evers to Lawrence Atkinson (Aug. 10, 2022) (requesting litigation document filed that morning) (available at <https://bit.ly/425fJCL>) [attached as Exhibit 3]; E-mail from David A. Newman to Austin Evers (Aug. 15, 2022) (receiving filed response to unsealing motion and redacted versions of materials the Department consented to unsealing) (available at <https://bit.ly/3HqcDjc>) [attached as Exhibit 4]; E-mail from Austin Evers to David A. Newman and Marshall Miller (Aug. 24, 2022) (drafting response to Congress after discussing with ODNI) (available at <https://bit.ly/3tKLCUt>) [attached as Exhibit 5]; E-mail from Austin Evers to David A. Newman (Aug. 31, 2022) (consulting with OLC and others on time-sensitive questions relating to the raid) (available at <https://bit.ly/3U3IoWy>) [attached as Exhibit 6].

⁵ *Austin Evers*, LINKEDIN, <https://bit.ly/420OdWT> (last visited Jan. 18, 2024); see also *PLUM Reporting*, U.S. OFF. OF PERS. MGMT., <https://bit.ly/3vFqeQS> (choose “Department of Justice” from “Agency” dropdown; then choose “Office of the Deputy Attorney General” from the “Component” dropdown) (last visited Jan. 18, 2024).

⁶ *Id.*

⁷ *Id.*

⁸ *Austin Evers*, JUST SECURITY, <https://bit.ly/4aV6OHY> (last visited Jan. 18, 2024).

⁹ See *American Oversight*, INFLUENCE WATCH, <https://bit.ly/422AXB2> (last visited Jan. 18, 2024); Todd

American Oversight investigated Florida Governor Ron DeSantis, Supreme Court Justice Clarence Thomas's wife, Ginni Thomas,¹⁰ and President Trump.¹¹ In 2018, for example, American Oversight sued the Department of State to determine if Trump's ties to his businesses like Mar-a-Lago influenced agency policy.¹² Announcing that lawsuit, Mr. Evers stated, "[t]he Trump administration is finally going to face reckoning over its culture of corruption."¹³ Indeed, the organization's website still has an entire section dedicated to "Trump Accountability."¹⁴

On November 16, 2020, *The New Yorker* interviewed Mr. Evers for a story titled "Will Trump Burn the Evidence?"¹⁵ The story began with the premise that "Hardly a day passes that Trump does not attempt to suppress evidence [sic]," posited that "records that were never kept, were later destroyed, or are being destroyed right now chronicle the day-to-day doings of one of the most consequential Presidencies in American history and might well include evidence of crimes, violations of the Constitution, and human-rights abuses," and asserted that "The Trump Presidency nearly destroyed the United States. Will what went on in the darker corners of his White House ever be known?"¹⁶ Mr. Evers was interviewed, confirming the report's premise by saying, "I'm very worried [about document destruction,]"¹⁷ adding, "[t]here are a lot of senior officials in the Trump Administration who have been relying on impunity [sic]* to sleep well at night, and I think it will dawn on them over the coming days and weeks that the records they leave behind will be in the hands of people they do not trust."¹⁸ He said that if evidence of document destruction arose, his organization had "litigation in the can."¹⁹

II. The standard of review.

A. The elements of professional misconduct.

Department of Justice attorneys are subject to various legal obligations and

Shepherd, *Democracy Alliance Members Fund 'American Oversight' Investigations of Trump*, FREE BEACON (May 22, 2019), <https://bit.ly/3SauLCG>.

¹⁰ *American Oversight Announces Heather Sawyer as New Executive Director*, AMERICAN OVERSIGHT (May 19, 2022), <https://bit.ly/3NZgSFN>.

¹¹ *Trump Accountability*, AMERICAN OVERSIGHT, <https://bit.ly/3tTDpx7> (last visited January 18, 2024).

¹² *American Oversight Sues State Department for Trump Organization, Kushner Company Records*, AMERICAN OVERSIGHT (Nov. 8, 2018), <https://bit.ly/3U17t4H>.

¹³ *Id.*

¹⁴ *Trump Accountability*, AMERICAN OVERSIGHT, *supra*.

¹⁵ Jill Lepore, *Will Trump Burn the Evidence?*, NEW YORKER (Nov. 16, 2020), <https://bit.ly/48ACyQT>.

¹⁶ *Id.*

¹⁷ *Id.*

* Evers meant "immunity". This verbal slip is known as parapraxis and reflects one's unconscious feelings – in this case, clear bias against Trump. See Sigmund Freud, *PSYCHOPATHOLOGY OF EVERYDAY LIFE* (1901).

¹⁸ *Supra* note 17 at *id.*

¹⁹ *Id.*

professional standards in performing their duties. For example, attorneys must comply with legal obligations imposed by the Constitution, statutes, evidentiary or procedural rules, controlling case law, and local rules. In addition, attorneys must comply with standards of conduct imposed by the attorney’s licensing authority, the jurisdiction in which the attorney is practicing, and Department regulations and policies.²⁰

OPR finds that a Department attorney committed professional misconduct when a preponderance of the evidence establishes the following essential elements: (1) a violation of a clear and unambiguous legal obligation or professional standard, and (2) the violation was intentional or resulted from the attorney’s reckless disregard of the clear and unambiguous legal obligation or standard.²¹ In determining whether the subject attorney has violated a clear and unambiguous legal obligation or standard, OPR considers the attorney’s affirmative actions, as well as actions that he or she failed to take. A professional misconduct finding is appropriate when a preponderance of the evidence establishes that the attorney intentionally²² violated or recklessly disregarded a clear and unambiguous legal obligation or professional standard.²³

B. Potentially applicable legal obligations and professional standards.

District of Columbia Rule of Professional Conduct 3.8 provides, *inter alia*, that a prosecutor shall not, in exercising discretion to investigate or to prosecute, improperly favor or invidiously discriminate against any person, file in court or maintain a charge that is not supported by probable cause, intentionally avoid pursuing evidence or information because it may damage the prosecution’s case or aid the defense, preempt a function of the grand jury, or fail to bring to the attention of the grand jury material facts tending substantially to negate the existence of probable cause. Comment 1 to Rule 3.8 provides, “[a] prosecutor has the responsibility of a minister

²⁰ *Attorney Professional Misconduct Matters*, U.S. DEPT OF JUST., <https://bit.ly/47DemfA> (last visited Jan. 18, 2024).

²¹ *Id.*

²² OPR considers an attorney’s conduct to be “intentional” when he or she engages in conduct that is either purposeful or knowing. OPR considers conduct “purposeful” when the attorney takes or fails to take an action to obtain a result that is unambiguously prohibited by the applicable obligation or standard. OPR considers conduct “knowing” when the attorney takes or fails to take an action with knowledge of the natural or probable consequences of the conduct, and those consequences are unambiguously prohibited by the applicable obligation or standard. *Id.*

²³ A “reckless disregard” determination is based on three factors. First, OPR considers whether the attorney knew, or should have known, of the obligation or standard based on his or her experience and the unambiguous nature of the obligation or standard. Second, OPR considers whether the attorney knew, or should have known, that his or her conduct was substantially likely to violate or cause a violation of an obligation or standard based on the attorney’s experience and the unambiguous applicability of the obligation or standard. Third, OPR considers whether he or she nonetheless engaged in conduct that was objectively unreasonable under all the circumstances. *Id.*

of justice and not simply that of an advocate. This responsibility carries with it specific obligations to see that the defendant is accorded procedural justice and that guilt is decided upon the basis of sufficient evidence.” Comment 1 further provides that “[m]any jurisdictions have adopted the ABA Standards of Criminal Justice Relating to Prosecution Function, which in turn are the product of prolonged and careful deliberation by lawyers experienced in both criminal prosecution and defense.”²⁴

Standard 3-1.6, titled “Improper Bias Prohibited,” prohibits using “improper considerations, *such as partisan or political or personal considerations*, in exercising prosecutorial discretion.”²⁵ Standard 3-1.7, titled “Conflicts of Interest,” states that a prosecutor “should not permit” his or her “professional judgment or obligations to be affected by the prosecutor’s personal, political, financial, professional, business, property, or other interests or relationships.”²⁶ Standard 3-1.7 further obligates disclosure to appropriate supervisory personnel of “any facts or interests that could reasonably be viewed as raising a potential conflict of interest.” If it is determined that the prosecutor should nevertheless continue to act in the matter, then the “prosecutor and supervisors should consider whether any disclosure to defense counsel should be made.”²⁷

III. Investigation request.

There is substantial evidence indicating that Mr. Evers is fatally tainted by bias against former President Trump, rendering his participation in matters related to Mr. Trump generally, and the Mar-a-Lago raid, pre-indictment discussions, and any post-indictment activities in particular, a violation of clear and unambiguous legal obligations and professional standards. Yet, he heavily involved himself in the Department’s actions related to that raid without recusing himself.²⁸ Evers’ decision stands in stark contrast to the decisions of former Acting Assistant Attorney General Peter Hyun, a former partner at Wiley Rein with a focus on government enforcement actions,²⁹ and former Associate Deputy Attorney General Emily Loeb, a former partner and co-chair of the government controversies practice at Jenner & Block.³⁰ According to documents obtained by America First Legal in litigation against the Department, Mr. Hyun and Ms. Loeb were both recused from the Department’s Hunter Biden investigation.³¹ In other words, each individual was similarly situated

²⁴ RULES OF PRO. CONDUCT Rule 3.8 (D.C. Bar 2018) (available at <https://bit.ly/3RZEBqR>).

²⁵ CRIM. JUST. STANDARDS FOR THE PROSECUTION FUNCTION Standard 3-1.6(a) (AM. BAR ASS’N 2017) (available at <https://bit.ly/48ULLn2>) (emphasis added).

²⁶ Standard 3-1.7(f).

²⁷ Standard 3-1.7(g).

²⁸ See note 4, *supra*.

²⁹ *Peter Hyun*, LINKEDIN, <https://bit.ly/3U1iyCv> (last visited Jan. 18, 2024).

³⁰ *Emily Loeb*, LINKEDIN, <https://bit.ly/3tSJ0DY> (last visited Jan. 18, 2024).

³¹ See E-mail from Peter Hyun to Bradley Weinsheimer et al (Feb. 16, 2022) [attached as Exhibit 7]; E-mail from Ashley E. Robertson to Peter Hyun (Apr. 25, 2022) [attached as Exhibit 8].

to Mr. Evers, with arguably less of a conflict of interest, and yet, unlike Mr. Evers, each recused.

OPR is responsible for ensuring that Department attorneys perform their duties in accordance with the highest professional standards. At a minimum, the conduct of Mr. Evers strongly suggests improper bias and conflict of interest contrary to ABA Standards 3.1-6 and 3.1-7 and raises significant questions regarding the possible violation of D.C. Bar Rule 3.8. For these reasons, America First Legal requests that OPR open a professional misconduct investigation of Mr. Evers.

Sincerely,

/s/ Daniel Z. Epstein

America First Legal Foundation

Exhibit 1

From: Evers, Austin (ODAG)
Subject: FW: OLA Incoming Correspondence 8/9/2022
To: Atkinson, Lawrence (ODAG); Newman, David A. (ODAG)
Cc: Bruck, Andrew (ODAG); Miller, Marshall (ODAG)
Sent: August 9, 2022 8:05 PM (UTC-04:00)
Attached: 2022.08.08_FBI Director_Mar-a-Lago Raid Briefing.pdf, 2022.08.09_FBI Director_Records Production and Preservation.pdf

Suggest sharing if you have not already.

From: Brennan, Shea (OLA) <(b) (6)>
Sent: Tuesday, August 9, 2022 7:05 PM
To: Klapper, Matthew B. (OAG) <(b) (6)> Goodlander, Margaret V. (OAG)
<(b) (6)> Davies, Susan M. (OLP) <(b) (6)> Henthorne, Betsy
(OASG) <(b) (6)> Colangelo, Matthew (OASG) <(b) (6)> Loeb, Emily
M. (ODAG) <(b) (6)> Miller, Marshall (ODAG) <(b) (6)> Evers, Austin (ODAG)
<(b) (6)>
Cc: Antell, Kira M. (OLA) <(b) (6)> Calce, Christina M. (OLA) <(b) (6)>
Uriarte, Carlos F. (OLA) <(b) (6)> Gardner, Joshua E. (OLA) <(b) (6)> Lai,
Albert K. (OLA) <(b) (6)>
Subject: OLA Incoming Correspondence 8/9/2022

Good evening,

Please find attached and a summary below of incoming correspondence:

1. **Letter from Congressman Turner to FBI Director Wray** – Requesting an immediate briefing from Director Wray to the House Permanent Select Committee on Intelligence regarding the national security threats used to justify the search of former President Trump’s residence.
2. **Letter from Congressman Turner to FBI Director Wray** – Requesting that the FBI provide the evidentiary basis to justify their search of former President Trump’s residence and an inventory of all seized documents no later than August 24; requesting that the FBI advise in writing as to how it will ensure all relevant FBI records will be preserved.
3. **Letter from Congresswoman Sánchez and 29 MoCs to AG and DAG** – Expressing their support of collective bargaining rights for immigration judges, and requesting that the Department allow immigration judges to recertify the National Association of Immigration Judges as their union.

Shea Brennan

Congressional Affairs Specialist
Office of Legislative Affairs
U.S. Department of Justice
Cell: (b) (6)
Desk: (b) (6)

Exhibit 2

From: Evers, Austin (ODAG)
Subject: Motion
To: Newman, David A. (ODAG); Loeb, Emi y M. (ODAG)
Sent: August 10, 2022 11:12 AM (UTC-04:00)
Attached: Judicia-Watch-Motion-to-Unsea-Search-Warrant-08332.pdf

Austin R. Evers

Office of the Deputy Attorney General

U.S. Department of Justice

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

Exhibit 3

From: Atkinson, Lawrence (ODAG)
Subject: Fwd: Can you send me the litigation filed this morning?
To: (b) (6), (b) (7)(C) per NSD (NSD)
Sent: August 10, 2022 2:12 PM (UTC-04:00)
Attached: Judicia-Watch-Motion-to-Unseal-Search-Warrant-08332.pdf

Begin forwarded message:

From: "Evers, Austin (ODAG)" <(b) (6)>
Date: August 10, 2022 at 2:10:41 PM EDT
To: "Atkinson, Lawrence (ODAG)" <(b) (6)>
Subject: RE: Can you send me the litigation filed this morning?

From: Atkinson, Lawrence (ODAG) <(b) (6)>
Sent: Wednesday, August 10, 2022 2:10 PM
To: Evers, Austin (ODAG) <(b) (6)>
Subject: Can you send me the litigation filed this morning?

Exhibit 4

From: Newman, David A. (ODAG)
Subject: response to unsealing motions
To: Evers, Austin (ODAG)
Sent: August 15, 2022 5:05 PM (UTC-04:00)
Attached: 8.15.22_Omnibus response draft FINAL.pdf, 2022.08.15.Pages from REDACTED FULL SW-22-mj-8332.pdf

Per NSD, here is the final, as-filed response, and the redacted versions of the materials we've consented to unsealing.

Exhibit 5

From: Evers, Austin (ODAG)
Subject: RE: Letters
To: Newman, David A. (ODAG); Miller, Marshall (ODAG)
Cc: Uriarte, Carlos F. (OLA)
Sent: August 24, 2022 10:00 AM (UTC-04:00)
Attached: 2022.08.23 MAL Draft Response - CMC.docx

One more letter draft. This one would be for responding to non-intel committee chairs/ranking members. This version has been reviewed by FBI OCA.

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

From: Newman, David A. (ODAG) <(b) (6)>
Sent: Wednesday, August 24, 2022 8:31 AM
To: Evers, Austin (ODAG) <(b) (6)> Miller, Marshall (ODAG) <(b) (6)>
Cc: Uriarte, Carlos F. (OLA) <(b) (6)>
Subject: RE: Letters

I will do my best to make 2pm ET and hope to be on the call. (I will be coming back from somewhere with questionable cell reception.)

See attached for my suggestion for this letter. (Including in PDF form as well as in Word, so you can see my comment on a mobile device.) As discussed with ODNI yesterday, (b) (5)

[REDACTED]

Happy to talk through further. I may not be able to make today's ODNI call, unfortunately due to some scheduling challenges.

-David

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

From: Evers, Austin (ODAG) <(b) (6)>
Sent: Tuesday, August 23, 2022 10:20 PM
To: Miller, Marshall (ODAG) <(b) (6)>
Cc: Uriarte, Carlos F. (OLA) <(b) (6)> Newman, David A. (ODAG) <(b) (6)>
Subject: Re: Letters

I am

Austin R. Evers
(b) (6) (m)

> On Aug 23, 2022, at 10:18 PM, Miller, Marshall (ODAG) <(b) (6)> wrote:
>
> It's going to be a little difficult to jam something into the schedule before 1130. Are you guys free at 2?
>
> -----Original Message-----
> From: Evers, Austin (ODAG) <(b) (6)>
> Sent: Tuesday, August 23, 2022 10:11 PM

> To: Miller, Marshall (ODAG) <(b) (6)> Uriarte, Carlos F. (OLA)
<(b) (6)>
> Cc: Newman, David A. (ODAG) <(b) (6)>
> Subject: RE: Letters
>
> Attached (note, the DOJ letter and outline are quite preliminary). We have another call with ODNI at 11:30 tomorrow. If you want to try to meet before then, I'm free 8-10:30 and 11-11:30.
>
> -----Original Message-----
> From: Miller, Marshall (ODAG) <(b) (6)>
> Sent: Tuesday, August 23, 2022 9:59 PM
> To: Uriarte, Carlos F. (OLA) <(b) (6)> Evers, Austin (ODAG)
<(b) (6)>
> Cc: Newman, David A. (ODAG) <(b) (6)>
> Subject: Letters
>
> Can we get the most recent draft of the response to the letters, along with the latest draft of what a briefing might look like. Also, Carlos can you update re the gang of 8 tomorrow morning? And let's put a meeting on with the DAG for tomorrow.
> Thanks.
>
> Sent from my iPhone

Exhibit 6

From: Evers, Austin (ODAG)
Subject: Re: time-sensitive (b) (5) questions
To: Newman, David A. (ODAG)
Cc: Lederman, Martin (OLC); Schroeder, Christopher H. (OLC); Atkinson, Lawrence (ODAG)
Sent: August 31, 2022 7:27 AM (UTC-04:00)

A relevant question is (b) (5)

Austin R. Evers
(b) (6) (m)

On Aug 31, 2022, at 7:11 AM, Newman, David A. (ODAG) <(b) (6)> wrote:

Thank you, Marty. Let me read these and circle back.

On Aug 31, 2022, at 6:40 AM, Lederman, Martin (OLC) <(b)(6) per OLC > wrote:

David: For purposes of your forthcoming call with Gary, note that he has also reached out to

(b)(5) per OLC

(b)(5) per OLC

(b)(5) per OLC

(b)(5) per OLC

After your call, we should discuss ASAP (i) whether we in OLC should have any follow-up conversations with Gary concerning (b)(5) per OLC

Thanks very much.

Marty Lederman
Deputy Assistant Attorney General
Office of Legal Counsel

Department of Justice
(b)(6) per OLC (cell)
(office)

From: Lederman, Martin (OLC)
Sent: Monday, August 29, 2022 3:23 PM
To: Newman, David A. (ODAG) <(b) (6)> Schroeder, Christopher H.
(OLC) (b)(6) per OLC >
Cc: Evers, Austin (ODAG) <(b) (6)> Atkinson, Lawrence (ODAG)
<(b) (6)>
Subject: Re: time-sensitive (b) (5) questions

Gary pinged me again. Everyone ok with me conveying our current view?

Sent from my iPhone

Duplicative Records

Exhibit 7

From: "Gaeta, Joseph (OLA)" (b)(6)

To: "Calce, Christina M. (OLA)" (b)(6)

Subject: RE: Letter

Date: Wed, 16 Feb 2022 22:16:20 -0000

Importance: Normal

Inline-Images: image001.png; image002.png; image003.png; image004.png; image005.png

No not yet. Thanks. And I'll do crossfire. 😊

From: Calce, Christina M. (OLA) (b)(6)

Sent: Wednesday, February 16, 2022 5:15 PM

To: Gaeta, Joseph (OLA) (b)(6)

Subject: FW: Letter

I can take a stab at drafting this. Did you ask Soraya to log?

From: Hyun, Peter (OLA) (b)(6)

Sent: Wednesday, February 16, 2022 4:16 PM

To: Weinsheimer, Bradley (ODAG) (b)(6); Gaeta, Joseph (OLA)

(b)(6); Calce, Christina M. (OLA) (b)(6)

Subject: RE: Letter

I'm recused from this but adding [@Calce, Christina M. \(OLA\)](#) here as well from our team.

Peter S. Hyun

Acting Assistant Attorney General

U.S. Department of Justice

Office of Legislative Affairs

(b)(6)

Desk: (b)(6)

Cell: (b)(6)

From: Weinsheimer, Bradley (ODAG) (b)(6)

Sent: Wednesday, February 16, 2022 4:15 PM

To: Gaeta, Joseph (OLA) (b)(6)

Cc: Hyun, Peter (OLA) (b)(6)

Subject: RE: Letter

I think that's right, and (b)(5) Can you draft something?

From: Gaeta, Joseph (OLA) (b)(6)

Sent: Wednesday, February 16, 2022 4:07 PM

To: Weinsheimer, Bradley (ODAG) (b)(6) >

Cc: Hyun, Peter (OLA) (b)(6)

Subject: RE: Letter

And one route, perhaps the best/easiest, is (b)(5)

From: Gaeta, Joseph (OLA)
Sent: Wednesday, February 16, 2022 4:01 PM
To: Weinsheimer, Bradley (ODAG) (b)(6)
Cc: Hyun, Peter (OLA) (b)(6)
Subject: FW: Letter

Brad

Attached is the first letter we've received on news coming from the Durham investigation. (b)(5)

Note there's a Hunter Biden reference which Emily is recused from. Also haven't flagged for OPA.

From: Velchik, Michael (Hawley) (b)(6)
Sent: Wednesday, February 16, 2022 3:31 PM
To: Greenfeld, Helaine A. (OLA) (b)(6); Gaeta, Joseph (OLA) (b)(6);
Woldemariam, Wintta (OLA) (b)(6); Hahn, Adrienne M. (OLA)
(b)(6)
Cc: Weihs, Chris (Hawley) (b)(6) Ford, Natalie (Hawley)
(b)(6)
Subject: [EXTERNAL] Letter

Good afternoon,

See attached for correspondence from Sen. Hawley.

Thank you,

Michael Velchik | Senior Counsel
U.S. Senator for Missouri, Josh Hawley
Cell: (b)(6)
Email: (b)(6)



Notice: The information contained in this communication may be confidential, is intended only for the use of the recipient named above, and may be legally privileged.

Exhibit 8

From: "Robertson, Ashley E. (ODAG)" (b)(6)

To: "Hyun, Peter (OLA)" (b)(6)

Subject: RE: Q/A

Date: Mon, 25 Apr 2022 16:46:51 +0000

Importance: Normal

Defer to OLA since I have not tracked this issue closely (Emily just wanted hot topic Qs to ask the AG during his prep), but I expect it could hit (b)(5), e.g.,:

(b)(5)

From: Hyun, Peter (OLA) (b)(6)

Sent: Monday, April 25, 2022 12:39 PM

To: Robertson, Ashley E. (ODAG) (b)(6)

Subject: RE: Q/A

Thanks – do you have any proposed answers for this too?

Peter S. Hyun

Acting Assistant Attorney General

U.S. Department of Justice

Office of Legislative Affairs

(b)(6)

Desk: (b)(6)

Cell: (b)(6)

From: Robertson, Ashley E. (ODAG) (b)(6)

Sent: Monday, April 25, 2022 12:26 PM

To: Hyun, Peter (OLA) (b)(6)

Subject: Q/A

Hi Peter – Because Emily is recused from Hunter Biden, she asked that I pass along this line of Q/A for AG prep to you.

Thanks!

##

Pre-decisional/deliberative

(b)(5)