

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Monday, December 20, 2021 9:44 PM
To: Milhoan, Catherine L. (OPA) (FBI (b)(6), (b)(7)(C), (b)(7)(E) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG); Dickerson, Julie (ODAG); Benedict, Margot (ODAG)
Subject: (b)(7)(E) FW: Follow Up Guidance
Attachments: NYT Talking Points -v2 jb.docx (DOJ).docx

Edits from me in the attache (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Thanks very much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b)(6)
(m (b)(6)

From: Savett, Sean D. EOP/NS (b)(6)
Sent: Monday, December 20, 2021 8:01 PM
T (b)(3), (b)(6) Pietranton, Kelsey (PAO (b)(6)
Cc: Milhoan, Catherine L. (OPA) (FB (b)(7)(E) (b)(3), (b)(6) (b)(3), (b)(6)
>
Subject: [EXTERNAL] RE: Follow Up Guidance

Thanks here are TPs our team put together based on this. LMK if any edits

From (b)(3), (b)(6)
Sent: Monday, December 20, 2021 6:28 PM
To: Savett, Sean D. EOP/NS (b)(6); Pietranton, Kelsey (PAO)
(b)(6)
Cc: Milhoan, Catherine L. (OPA) (FB (b)(7)(E) (b)(3), (b)(6) (b)(3), (b)(6)
>
Subject: RE: Follow Up Guidance

Hi all!

Kelsey, thanks for your note an (b)(5), (b)(7)(E)

(b)(3), (b)(5), (b)(7)(E)

(b)(3), (b)(5), (b)(7)(E)

Our suggestions on DOJ's TPs:

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

Please let us know if you have any questions/concerns!

Best

(b)(3), (b)(6)

From: Savett, Sean D. EOP/NSC (b) (6) >

Sent: Monday, December 20, 2021 5:47 PM

To: Pietranton, Kelsey (PAO (b) (6)

Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b)(3), (b)(6) (b)(3), (b)(6)

Subject: RE: Follow Up Guidance

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

From: Pietranton, Kelsey (PAO (b) (6)

Sent: Monday, December 20, 2021 5:03 PM

To: Savett, Sean D. EOP/NSC (b) (6)

Cc: Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) > (b)(3), (b)(6) (b)(3), (b)(6)

Subject: RE: Follow Up Guidance

Hi Sean,

Circling back on this chain and adding (b)(3), (b)(5), (b)(6), (b)(7)(C)

[Redacted] ?

Thanks,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b) (6)
(m (b) (6)

From: Savett, Sean D. EOP/NS (b) (6)

Sent: Saturday, December 18, 2021 1:14 PM

To: Pietranton, Kelsey (PAO) (b) (6) >

Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E)

Subject: [EXTERNAL] RE: Follow Up Guidance

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

From: Pietranton, Kelsey (PAO (b) (6)

Sent: Saturday, December 18, 2021 12:04 PM

To: Savett, Sean D. EOP/NS (b) (6) >

Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) >

Subject: Follow Up Guidance

Hi Sean,

Apologies for not being able to get this to you yesterday!

(b) (5), (b) (7)(E)

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

Please ref [REDACTED] to Cathy (he knew her predecessor well so it would be good for him to reestablish his relationship). She and I will do the call together.

Lastly, you'll see I only put comms POCs on this chain. If the NSC has any concerns or objections with this approach, I can add in the rest of the folks from Thursday night.

Thanks so much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice

(o [REDACTED])

(m [REDACTED])

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Tuesday, December 21, 2021 1:00 PM
To: Atkinson, Lawrence (ODAG); Newman, David A. (ODAG); Benedict, Margot (ODAG); Dickerson, Julie (ODAG)
Cc: (b) (6), (b) (7)(C) (DO) (DET) (FBI); Milhoan, Catherine L. (OPA) (FBI)
Subject: FW: (DOJ, FB (b)(3) FW: Follow Up Guidance
Attachments: NYT Talking Points -v2 jb.docx (DO (b)(3)).docx

I am passing the attached back on behalf (b)(3) and DOJ/FBI.

Thank you,
Kelsey

From (b)(3), (b)(6)
Sent: Tuesday, December 21, 2021 12:16 PM
To: Pietranton, Kelsey (PAO (b) (6) (b)(3), (b)(6)
Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b)(3), (b)(6) (b)(3), (b)(6)
Subject: [EXTERNAL] RE: (DOJ, FB (b)(3) FW: Follow Up Guidance

Hi Kelsey!

Forgive the delay. We just had a couple of key edit (b) (5), (b) (7)(E)

Apologies as I think I screwed up the formatting.
I've also added (b)(3), (b)(6)

Thanks!

Best
(b)(3), (b)(6)

From: Pietranton, Kelsey (PAO (b) (6)
Sent: Tuesday, December 21, 2021 9:53 AM
T (b)(3), (b)(6) (b)(3), (b)(6)
Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E)
Subject: (DOJ, FB (b)(3) FW: Follow Up Guidance

Hi Ladies,

Doing what I should have done last week and send you our edits first! I plan to send the attached back to the NSC on behalf of FBI (Cathy, cc'd here) and DOJ. Let me know if there are any issues on your end. Also, if you have edits, please feel free to make on top of mine and we can send back as one.

Thank you!!
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice

(o [REDACTED] (b) (6)
(m [REDACTED] (b) (6)

From: Savett, Sean D. EOP/NSC [REDACTED] (b) (6) >
Sent: Monday, December 20, 2021 10:02 PM
To: Pietranton, Kelsey (PAO [REDACTED] (b) (6)
C [REDACTED] (b)(3), (b)(6) >; Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b)(3), (b)(6)
[REDACTED] (b)(3), (b)(6)
Subject: [EXTERNAL] Re: Follow Up Guidance

Copy that. We have time. Call is either 2 or 4 pm tmrw

On Dec 20, 2021, at 9:45 PM, Pietranton, Kelsey (PAO [REDACTED] (b) (6) > wrote:

?

Thank you for this Sean. I think we may have some edits here so what time is tomorrow's call?

Thank you,
Kelsey

From: Savett, Sean D. EOP/NS [REDACTED] (b) (6)
Sent: Monday, December 20, 2021 8:01 PM
T [REDACTED] (b)(3), (b)(6) >; Pietranton, Kelsey (PAO [REDACTED] (b) (6) >
Cc: Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b)(3), (b)(6) >;
[REDACTED] (b)(3), (b)(6)
Subject: [EXTERNAL] RE: Follow Up Guidance

Duplicative Material

Duplicative Material

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, December 23, 2021 2:29 PM
To: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG); Dickerson, Julie (ODAG); Benedict, Margot (ODAG)
Subject: RE: (Update and further review needed) RE (b) (7)(E) FW: Follow Up Guidance
Attachments: NYT reporting specific to DOJ and FBI TPs.docx

Hi All,

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

Thanks much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o) (b) (6)
(m) (b) (6)

From: Pietranton, Kelsey (PAO)
Sent: Wednesday, December 22, 2021 4:51 PM
To: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E); Atkinson, Lawrence (ODAG (b) (6) >; Newman, David A. (ODAG (b) (6) >; Dickerson, Julie (ODAG (b) (6) >; Benedict, Margot (ODAG (b) (6) >
Subject: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

Hi everyone,

BLUF: Cathy and I are going to talk t (b)(6), (b)(7)(C) tomorrow afternoon, around 3 P (b)(5), (b)(6), (b)(7)(C)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (5)

Thanks very much,
Kelsey

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

From: Pietranton, Kelsey (PAO)

Sent: Monday, December 20, 2021 10:17 PM

To: Catherine Milhoan (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b);
Atkinson, Lawrence (ODA (b) (6) >; Newman, David A. (ODAG

(b) (6) >; Dickerson, Julie (ODAG (b) (6) >; Benedict, Margot (ODAG

(b) (6)

Subject: R (b) (7)(E)) FW: Follow Up Guidance

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

Thank you all,
Kelsey

From: Catherine Milhoa (b) (7)(E) >
Sent: Monday, December 20, 2021 10:09 PM
To: Pietranton, Kelsey (PA (b) (6) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E); Atkinson, Lawrence (ODAG (b) (6); Newman, David A. (ODAG (b) (6) >; Dickerson, Julie (ODAG (b) (6) >; Benedict, Margot (ODAG (b) (6) >
Subject: R (b) (7)(E) FW: Follow Up Guidance

Thanks Kelsey.

Cathy Milhoan
Assistant Director
FBI Office of Public Affairs
(b) (7)(E)

From: Pietranton, Kelsey (PAO (b) (6)
Sent: Monday, December 20, 2021 10:01:31 PM
T (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E); Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) >; Atkinson, Lawrence (ODAG) (JM (b) (6) Newman, David A. (ODAG) (JMD (b) (6); Dickerson, Julie (ODAG) (JMD (b) (6) >; Benedict, Margot (ODAG) (JMD (b) (6) >
Subject: [EXTERNAL EMAIL (b) (7)(E) FW: Follow Up Guidance

(b) (5)

Thanks very much for the quick review,
Kelsey

From (b) (6), (b) (7)(C) (b) (6), (b) (7)(C), (b) (7)(E)>
Sent: Monday, December 20, 2021 9:53 PM
To: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) >; Atkinson, Lawrence (ODAG (b) (6) >; Newman, David A. (ODAG (b) (6) >; Dickerson, Julie (ODAG) (b) (6) >; Benedict, Margot (ODAG (b) (6) >; Pietranton, Kelsey (PAO (b) (6) >
Subjec (b) (7)(E)) FW: Follow Up Guidance

Thanks Kelsey.

(b) (5)

From: Pietranton, Kelsey (PAO (b) (6)
Sent: Monday, December 20, 2021 9:44 PM
To: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) (DO) (DET); Atkinson, Lawrence (ODAG) (JMD); Newman, David A. (ODAG) (JMD); Dickerson, Julie (ODAG) (JMD); Benedict, Margot (ODAG) (JMD)
Subject: [EXTERNAL EMAIL] (b) (7)(E) FW: Follow Up Guidance

Duplicative Material

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Wednesday, January 19, 2022 3:07 PM
To: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG); Dickerson, Julie (ODAG); Benedict, Margot (ODAG)
Cc: (b) (6), (b) (7)(C) (OPA) (FBI)
Subject: RE: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance
Attachments: NYT reporting specific to DOJ and FBI TPs.docx (Updated).docx

Hi All,

(b)(6), (b)(7)(C) circled back with Cathy and I to say that he is looking to close this story out this week, to get it into the NYT Mag fact checking proces (b) (7)(E). He sent us some follow-up questions, which I have copied into the attached word do (b)(5), (b)(7)(E)

(b)(6), (b)(7)(C) would like to talk with Cathy and I on Frida (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

Thank you all,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6)
(m (b) (6)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, December 23, 2021 5:55 PM
To: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E); Atkinson, Lawrence (ODAG (b) (6) >; Newman, David A. (ODAG) (b) (6) >; Dickerson, Julie (ODAG) (b) (6) >; Benedict, Margot (ODAG) (b) (6)
Subject: RE: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

Good initial convo today, in which the OTR/deep background guidance was well received. Reporter will circle back in early January for another conv (b)(5)

Thanks and Happy Holidays,

Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o [REDACTED] (b) (6))
(m [REDACTED] (b) (6))

From: Pietranton, Kelsey (PAO)

Sent: Thursday, December 23, 2021 2:29 PM

To: Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) (DO) (DET) (FBI)

[REDACTED] (b) (6), (b) (7)(C), (b) (7)(E)]; Atkinson, Lawrence (ODAG [REDACTED] (b) (6) [REDACTED]); Newman, David A. (ODAG) [REDACTED] (b) (6) [REDACTED]; Dickerson, Julie (ODAG [REDACTED] (b) (6) [REDACTED]); Benedict, Margot (ODAG) [REDACTED] (b) (6) [REDACTED]

Subject: RE: (Update and further review needed [REDACTED] (b) (7)(E) [REDACTED]) FW: Follow Up Guidance

Duplicative Material



Dickerson, Julie (ODAG)

From: Dickerson, Julie (ODAG)
Sent: Wednesday, January 19, 2022 9:10 PM
To: Pietranton, Kelsey (PAO)
Subject: RE: (Update and further review needed) R [REDACTED] (b) (7)(E)) FW: Follow Up Guidance

Newman, Rush, and I all appear to be free at 3pm, if that works.

From: Pietranton, Kelsey (PAO [REDACTED] (b) (6))
Sent: Wednesday, January 19, 2022 3:07 PM
To: Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E); Atkinson, Lawrence (ODAG [REDACTED] (b) (6)); Newman, David A. (ODAG [REDACTED] (b) (6)); Dickerson, Julie (ODAG [REDACTED] (b) (6)); Benedict, Margot (ODAG [REDACTED] (b) (6))
C [REDACTED] (b) (6), (b) (7)(C) . (OPA) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E))
Subject: RE: (Update and further review needed [REDACTED] (b) (7)(E)) FW: Follow Up Guidance

Duplicative Material

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 20, 2022 8:03 AM
To: Brown, James Robert Jr. (OTD) (FBI)
Cc: (b) (6), (b) (7)(C) (DO) (DET) (FBI); Newman, David A. (ODAG); Milhoan, Catherine L. (OPA) (FBI); Atkinson, Lawrence (ODAG); Dickerson, Julie (ODAG); Benedict, Margot (ODAG (b) (6), (b) (7)(C) (OPA) (FBI); Vorndran, Bryan A. (CyD) (FBI)
Subject: Re: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

I'll send a teams link later this morning for 3 PM and if there's anything we need to follow up on over TS we can address later.

Thanks all,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6)
(m (b) (6)

On Jan 20, 2022, at 8:00 AM, James Bro (b) (7)(E) wrote:

?

I will be at WFO at 4 to 5 but free before and after assuming we are doing unclass call. I can arrange for SCIF call so please let me know. I will have my engineers with me on the call.

Robert Brown
Assistant Director
Operational Technology Division, FBI
(b) (7)(E) (Cell)
(b) (7)(E) (Office)

From (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Thursday, January 20, 2022 7:50:28 AM
To: Pietranton, Kelsey (PAO) (JMD) (b) (6) >; Newman, David A. (ODAG) (JMD) (b) (6) >
Cc: Milhoan, Catherine L. (OPA) (FB (b) (7)(E) Atkinson, Lawrence (ODAG) (JMD) (b) (6); Dickerson, Julie (ODAG) (JMD) (b) (6); Benedict, Margot (ODAG) (JMD) (b) (6) (b) (6), (b) (7)(C) (OPA) (FBI) (b) (6), (b) (7)(C), (b) (7)(E); Brown, James Robert Jr. (OTD) (FB (b) (7)(E); Vorndran, Bryan

A. (CyD) (FB (b) (7)(E))
Subject: Re: (Update and further review needed (b) (7)(E)) FW: Follow Up Guidance

3 works for me, adding OTD and CYD. Will defer to them but think either system is fine.

From: Newman, David A. (ODAG (b) (6)) >
Sent: Thursday, January 20, 2022 7:44 AM
To: Pietranton, Kelsey (PAO) (JMD)
C (b) (6), (b) (7)(C) (DO) (DET); Milhoan, Catherine L. (OPA) (FBI); Atkinson, Lawrence (ODAG) (JMD); Dickerson, Julie (ODAG) (JMD); Benedict, Margot (ODAG) (JMD (b) (6), (b) (7)(C)) (OPA) (FBI)
Subject: [EXTERNAL EMAIL] - Re: (Update and further review needed (b) (7)(E)) FW: Follow Up Guidance

Either works here.

On Jan 20, 2022, at 6:53 AM, Pietranton, Kelsey (PAO) (b) (6) > wrote:

? Awesome. I can send a link for 3 unless we'd like to use yellow?

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6))
(m (b) (6))

On Jan 19, 2022, at 11:41 PM (b) (6), (b) (7)(C) (b) (6), (b) (7)(C), (b) (7)(E) wrote:

?
Thanks Kelsey. I've looped OTD and CYD separately. Agree a call makes sense. I'm pretty flexible in the afternoon.

From: Pietranton, Kelsey (PAO (b) (6)) >
Sent: Wednesday, January 19, 2022 3:08 PM
To: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C)) (DO) (DET); Atkinson, Lawrence (ODAG) (JMD); Newman, David A. (ODAG) (JMD); Dickerson, Julie (ODAG) (JMD); Benedict, Margot (ODAG) (JMD)
C (b) (6), (b) (7)(C) (OPA) (FBI)
Subject: [EXTERNAL EMAIL] - RE: (Update and further review needed) (b) (7)(E) FW: Follow Up Guidance

Duplicative Material

Dickerson, Julie (ODAG)

From: Dickerson, Julie (ODAG)
Sent: Thursday, January 20, 2022 8:40 AM
To: Newman, David A. (ODAG); Atkinson, Lawrence (ODAG)
Subject: Re: (Update and further review needed [REDACTED] (b) (7)(E) FW: Follow Up Guidance
Attachments: NYT reporting specific to DOJ and FBI TPs.docx (Updated).docx

Let me know if it would be helpful for me to reach out to [REDACTED] (b) (7)(E) based on the follow-up questions. Happy to call [REDACTED] (b) (6), (b) (7)(F) or anyone else you would recommend.

Sent from my iPhone

On Jan 19, 2022, at 3:06 PM, Pietranton, Kelsey (PAO [REDACTED] (b) (6)) wrote:

Duplicative Material



Pietranton, Kelsey (PAO)

Subject: FBI and DOJ Sync
Location: Microsoft Teams Meeting

Start: Thursday, January 20, 2022 3:00 PM
End: Thursday, January 20, 2022 3:30 PM
Show Time As: Tentatively accepted

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Pietranton, Kelsey (PAO)

Required Attendees: Milhoan, Catherine L. (OPA) (FB (b) (6), (b) (7)(C)) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Dickerson, Julie (ODAG); Brown, James Robert Jr. (OTD) (FBI); Frigm, Philip E. Jr. (CyD) (FBI)

Optional Attendees: Pietranton, Kelsey (OPA) (FBI); Benedict, Margot (ODAG); Newman, David A. (ODAG (b) (6), (b) (7)(C)) (OPA) (FBI)

Attachments: NYT reporting specific to DOJ and FBI TPs.docx (Updated).docx

(b) (6), (b) (7)(C) circled back with Cathy and I to say that he is looking to close this story out this week, to get it into the NYT Mag fact checking proce (b) (7)(E). He sent us some follow-up questions, which I have copied into the attached word do (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b) (6), (b) (7)(C) would like to talk with Cathy and I on Friday.

Join Microsoft Teams Meeting

(b) (6) (Toll)

Conference ID (b) (6)

[Local numbers](#) | [Reset PIN](#) | [Learn more about Teams](#)

Pietranton, Kelsey (PAO)

Subject: FBI and DOJ Sync
Location: Microsoft Teams Meeting

Start: Thursday, January 20, 2022 3:00 PM
End: Thursday, January 20, 2022 3:30 PM
Show Time As: Tentatively accepted

Recurrence: (none)

Meeting Status: Not yet responded

Organizer: Pietranton, Kelsey (PAO)
Required Attendees: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C)) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Dickerson, Julie (ODAG); Brown, James Robert Jr. (OTD) (FBI); Frigm, Philip E. Jr. (CyD) (FBI)
Optional Attendees: Pietranton, Kelsey (OPA) (FBI); Benedict, Margot (ODAG); Newman, David A. (ODAG (b) (6), (b) (7)(C)) (OPA) (FBI (b) (6), (b) (7)(C)) (OGC) (FBI)

Attachments: NYT reporting specific to DOJ and FBI TPs.docx (Updated).docx

(b) (6), (b) (7)(C) circled back with Cathy and I to say that he is looking to close this story out this week, to get it into the NYT Mag fact checking proce (b) (7)(E)). He sent us some follow-up questions, which I have copied into the attached word do (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

(b) (6), (b) (7)(C) would like to talk with Cathy and I on Friday.

[Join Microsoft Teams Meeting](#)

(b) (6) (Toll)
Conference I (b) (6)

[Local numbers](#) | [Reset PIN](#) | [Learn more about Teams](#)

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 20, 2022 12:29 PM
To: Frigm, Philip E. Jr. (CyD) (FBI); Vorndran, Bryan A. (CyD) (FBI); Brown, James Robert Jr. (OTD) (FBI)
Cc: (b) (6), (b) (7)(C) (DO) (DET) (FBI); Newman, David A. (ODAG); Milhoan, Catherine L. (OPA) (FBI); Dickerson, Julie (ODAG); Benedict, Margot (ODAG (b) (6), (b) (7)(C) (b) (6) (OPA) (FBI); Atkinson, Lawrence (ODAG); Scott, David J. (CyD) (FBI)
Subject: RE: (Update and further review needed) RE (b) (7)(E)) FW: Follow Up Guidance

Just sent Teams invite, forgive the delay. Think I got everyone but please feel free to forward.

Cathy an (b) (6), (b) (7)(C) will be over at JEH for a 2 PM so can do this in-person with you all, if you'd like.

Thanks much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6)
(m (b) (6)

From: Philip Fri (b) (7)(E)
Sent: Thursday, January 20, 2022 8:55 AM
To: Vorndran, Bryan A. (CyD) (FB (b) (7)(E) >; Brown, James Robert Jr. (OTD) (FB (b) (7)(E) >; Pietranton, Kelsey (PAO (b) (7)(E)
C (b) (6), (b) (7) (DO) (DET) (FB (b) (6), (b) (7)(C), (b) (7)(E)>; Newman, David A. (ODAG (b) (6) >; Milhoan, Catherine L. (OPA) (FB (b) (7)(E) >; Dickerson, Julie (ODAG (b) (6) >; Benedict, Margot (ODAG (b) (6) (b) (6), (b) (6) (OPA) (FB (b) (6), (b) (7)(C) Atkinson, Lawrence (ODA (b) (6) (7)(C) >; Scott, David J. (CyD) (FB (b) (7)(E)
Subject: RE: (Update and further review neede (b) (7)(E)) FW: Follow Up Guidance

Alcon,

Per AD Vorndran's note, I'm happy to contribute perspective on this from CyD. And I'm clear this afternoon at 3PM if that is the agreed time. Please send the Teams invite and I will join the call.

Thanks
Phil

Philip E Frigm Jr
Section Chief

Cyber Technical Analytics and Operations Section - CTAOS

FBI Cyber Division

Office (b) (7)(E)

Cel (b) (7)(E)

(b) (7)(E)

This communication contains neither the recommendations nor conclusions of the FBI. It is property of the FBI and is loaned to your agency; it and its contents or attachments are not to be distributed outside your agency. If you received this communication in error or are unable to protect this communication you must immediately notify the FBI and return this communication and any copies to the FBI.

From: Vorndran, Bryan A. (CyD) (FB (b) (7)(E))

Sent: Thursday, January 20, 2022 8:21 AM

To: Brown, James Robert Jr. (OTD) (FBI (b) (7)(E)); Pietranton, Kelsey (PAO) (JMD)

(b) (7)(E)

C (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E)); Newman, David A. (ODAG) (JMD)

(b) (6); Milhoan, Catherine L. (OPA) (FB (b) (7)(E)); Dickerson, Julie

(ODAG) (JMD (b) (6)); Benedict, Margot (ODAG) (JMD (b) (6));

(b) (6), (b) (7)(C) (OPA) (FB (b) (6), (b) (7)(C), (b) (7)(E)); Atkinson, Lawrence (ODAG) (JMD)

(b) (6); Scott, David J. (CyD) (FB (b) (7)(E)); Frigm, Philip E. Jr. (CyD) (FBI)

(b) (7)(E)

Subject: Re: (Update and further review needed (b) (7)(E)) FW: Follow Up Guidance

This is best handled by Phil Frigm from CyD. He is copied here.

From: Brown, James Robert Jr. (OTD) (FB (b) (7)(E))

Sent: Thursday, January 20, 2022 8:19:54 AM

To: Pietranton, Kelsey (PAO) (JMD) (b) (7)(E)

C (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E)); Newman, David A. (ODAG) (JMD)

(b) (6); Milhoan, Catherine L. (OPA) (FBI (b) (7)(E)) Atkinson, Lawrence

(ODAG) (JMD (b) (6)); Dickerson, Julie (ODAG) (JMD (b) (6))

Benedict, Margot (ODAG) (JMD (b) (6)) (b) (6), (b) (7)(C) (OPA) (FBI)

(b) (6), (b) (7)(C), (b) (7)(E); Vorndran, Bryan A. (CyD) (FB (b) (7)(E))

Subject: Re: (Update and further review needed (b) (7)(E)) FW: Follow Up Guidance

Sounds good. I cleared my afternoon so 3 works for OTD.

Robert Brown

Assistant Director

Operational Technology Division, FBI

(b) (7)(E) (Cell)

(Office)

From: Pietranton, Kelsey (PAO (b) (6))

Sent: Thursday, January 20, 2022 8:02:31 AM

To: Brown, James Robert Jr. (OTD) (FB (b) (7)(E))

C (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E)); Newman, David A. (ODAG) (JMD)

(b) (6); Milhoan, Catherine L. (OPA) (FB (b) (7)(E)); Atkinson, Lawrence

(ODAG) (JMD (b) (6)); Dickerson, Julie (ODAG) (JMD (b) (6))

Benedict, Margot (ODAG) (JMD (b) (6)) (b) (6), (b) (7)(C) (OPA) (FBI)

(b) (6), (b) (7)(C), (b) (7)(E); Vorndran, Bryan A. (CyD) (FB (b) (7)(E))

Subject: [EXTERNAL EMAIL] - Re: (Update and further review needed (b) (7)(E)) FW: Follow Up

Duplicative Material

Duplicative Material

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 20, 2022 4:48 PM
To: Choi, Eun Young (ODAG)
Cc: Newman, David A. (ODAG); Dickerson, Julie (ODAG); Atkinson, Lawrence (ODAG)
Subject: FW: (Update and further review needed [REDACTED] (b) (7)(E) FW: Follow Up Guidance
Attachments: NYT reporting specific to DOJ and FBI TPs.docx (Updated).docx

Hi EYC,

I have been working on a pending NYT mag story on the NSO group for both FBI and DOJ. His focus is on how NSO's software may have been used operationally within the USIC. Per the below email, the reporter has circled back with some follow up questions from an initial call FBI and I had with him before Christmas. Both sets of questions, and the guidance we provided back to his initial ones, are included in the attached.

I am coming to you about one question in particular (which I hope/understand is not out of the blue): **The DEA was also eager to use Pegasus. Was DOJ's decision to prohibit the DEA from using NSO products based on similar legal reasoning and did it come at the same time?** Are you able to talk later tonight or early tomorrow about this and how to best respond (on-background)? I also would like to touch base with DEA.

Thanks very much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
([REDACTED] (b) (6))
(m [REDACTED] (b) (6))

From: Pietranton, Kelsey (PAO)
Sent: Wednesday, January 19, 2022 3:07 PM
To: Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E)>; Atkinson, Lawrence (ODAG [REDACTED] (b) (6)); Newman, David A. (ODAG [REDACTED] (b) (6)); Dickerson, Julie (ODAG [REDACTED] (b) (6)); Benedict, Margot (ODAG [REDACTED] (b) (6))
C [REDACTED] (b) (6), (b) (7)(C) . (OPA) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E))
Subject: RE: (Update and further review needed [REDACTED] (b) (7)(E) FW: Follow Up Guidance

Duplicative Material

Folk, Anders (ODAG)

From: Folk, Anders (ODAG)
Sent: Thursday, January 20, 2022 7:21 PM
To: Pietranton, Kelsey (PAO); Choi, Eun Young (ODAG)
Cc: Newman, David A. (ODAG); Dickerson, Julie (ODAG); Atkinson, Lawrence (ODAG)
Subject: RE: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

Thx Kelsey

Happy to connect on this whenever helpful!

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Thursday, January 20, 2022 6:42 PM
To: Choi, Eun Young (ODA (b) (6)) >
Cc: Newman, David A. (ODAG (b) (6)); Dickerson, Julie (ODAG (b) (6)); Atkinson, Lawrence (ODAG (b) (6)); Folk, Anders (ODAG (b) (6))
Subject: RE: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

Um I love you too much to ever make you do that. I know Anders is crashing on a few things for the DAG for tomorrow so let me include him and you on the revised draft guidance, and then follow up tomorrow.

Thank so much,
Kelsey

From: Choi, Eun Young (ODAG (b) (6)) >
Sent: Thursday, January 20, 2022 4:51 PM
To: Pietranton, Kelsey (PAO (b) (6)) >
Cc: Newman, David A. (ODAG (b) (6)) >; Dickerson, Julie (ODAG (b) (6)); Atkinson, Lawrence (ODAG (b) (6)); Folk, Anders (ODAG (b) (6)) >
Subject: RE: (Update and further review needed (b) (7)(E) FW: Follow Up Guidance

Happy to talk (b) (6).
Adding Anders who knows more.

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Thursday, January 20, 2022 4:48 PM
To: Choi, Eun Young (ODA (b) (6))
Cc: Newman, David A. (ODAG (b) (6)); Dickerson, Julie (ODAG (b) (6)); Atkinson, Lawrence (ODAG (b) (6)) >
Subject: FW: (Update and further review neede (b) (7)(E) FW: Follow Up Guidance

Duplicative Material



Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 20, 2022 10:38 PM
To: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Dickerson, Julie (ODAG); Brown, James Robert Jr. (OTD) (FBI); Frigm, Philip E. Jr. (CyD) (FBI); McNally, Richard (OGC) (FBI (b) (6), (b) (7)(C) (OGC) (FBI); Folk, Anders (ODAG)
Cc: Benedict, Margot (ODAG); Newman, David A. (ODAG (b) (6), (b) (7)(C) (OPA) (FBI); Choi, Eun Young (ODAG)
Subject: (For Review)RE: FBI and DOJ Sync
Attachments: (1.20 Update) NYT reporting specific to DOJ and FBI TPs.docx .docx

Good evening all,

Many thanks again for taking the time to talk today. With apologies for not being able to send this sooner, attached please find (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

[Redacted]

The reporter confirmed after we all met that he does need to talk to us tomorrow to be able to get our input before the piece closes and moves into fact checking. However, he is willing to wait until late tomorrow afternoon/early evening to talk (b)(5), (b)(6), (b)(7)(C), (b)(7)(E)

[Redacted]

(b) (5), (b) (7)(E)

Please let me know if we need to talk anything more through tomorrow.

Thank you again,
Kelsey

-----Original Appointment-----

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 20, 2022 12:27 PM
To: Pietranton, Kelsey (PAO); Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) (DO) (DET) (FBI); Atkinson, Lawrence (ODAG); Dickerson, Julie (ODAG); Brown, James Robert Jr. (OTD) (FBI); Frigm, Philip E. Jr. (CyD) (FBI)
Cc: Pietranton, Kelsey (OPA) (FBI); Benedict, Margot (ODAG); Newman, David A. (ODAG (b) (6), (b) (7)(C) (OPA) (FBI)
Subject: FBI and DOJ Sync
When: Thursday, January 20, 2022 3:00 PM-3:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Microsoft Teams Meeting

Duplicative Material

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Friday, January 21, 2022 10:22 AM
To: Choi, Eun Young (ODAG (b) (6), (b) (7)(C))
Cc: Folk, Anders (ODAG)
Subject: RE: Foreign Tools Issue
Attachments: (1.20 Update) NYT reporting specific to DOJ and FBI TPs.docx .docx

(b) (6), (b) (7)(C) !!!! OMG!!! When EYC told me she was going to connect me with (b) (6), (b) (7)(C) at DEA, I did not realize it would be you!!! This just made my day!

Might you have a few mins to talk to your old friend? I'm over at DOJ these days doing press for the DAG but still helping out FBI OPA (hence me wearing two hats on this).

The issue here is a NYT Mag inquiry. They reached out to the NSC, CIA, and DOJ/FBI about whether or not the USIC/US law enforcement used or sought to use NSO group spyware. Attached are a series of questions that they have sent DOJ/FBI over the course of our discussions with them. For a follow up call the FBI and I will be doing with them today, they included a question about the DEA for the first time (question copied below).

Would love to sync with you on proposed guidance, and then loop in DEA OPA for their awareness especially if the reporter pings them (which I don't think he will).

The DEA was also eager to use Pegasus. Was DOJ's decision to prohibit the DEA from using NSO products based on similar legal reasoning and did it come at the same time?

(b) (5), (b) (7)(E)

Thank you!!!
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b) (6))
(m (b) (6))

From: Choi, Eun Young (ODAG (b) (6))
Sent: Friday, January 21, 2022 10:01 AM
T: (b) (6), (b) (7)(C) @dea.gov>
Cc: Folk, Anders (ODAG (b) (6)); Pietranton, Kelsey (PAO (b) (6))
Subject: Foreign Tools Issue

(b) (6), (b) (7)(C) wanted to connect you with Kelsey Pietranton for an issue that has come up. CC'ing Anders as well. Hope

you're well.

Eun Young Choi
Senior Counsel, Cyber
Office of the Deputy Attorney General

Desk (b) (6) | Cel (b) (6) | NST (b) (6)

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Friday, January 21, 2022 2:51 PM
To: Folk, Anders (ODAG); Choi, Eun Young (ODAG); Benedict, Margot (ODAG); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG)
Cc: Dickerson, Julie (ODAG)
Subject: (ODAG double check) RE: (For Review)RE: FBI and DOJ Sync
Attachments: (1.20 Update) NYT reporting specific to DOJ and FBI TPs.docx .docx

Hi All,

Today sucks and I know everyone is slammed so I just wanted to circle back and make sure that my proposed guidance is good to go. Rush/Newman/Margot, any issues?

Re: DEA specifically, I connected with them (turns out the counselor handling is one of my favorite people ever) and the guidance drafted in the attached should work.

Thank you all so much,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b) (6))
(m (b) (6))

From: Folk, Anders (ODA (b) (6)) >
Sent: Friday, January 21, 2022 8:47 AM
To: Choi, Eun Young (ODA (b) (6)) Pietranton, Kelsey (PAO) (b) (6))
Cc: Atkinson, Lawrence (ODA (b) (6)) >; Dickerson, Julie (ODAG (b) (6)) >; Benedict, Margot (ODA (b) (6)) >; Newman, David A. (ODA (b) (6)) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

Sounds good!

From: Choi, Eun Young (ODA (b) (6))
Sent: Friday, January 21, 2022 8:45 AM
To: Pietranton, Kelsey (PA (b) (6)) >; Folk, Anders (ODA (b) (6)) >
Cc: Atkinson, Lawrence (ODA (b) (6)) >; Dickerson, Julie (ODAG (b) (6)) >; Benedict, Margot (ODA (b) (6)) >; Newman, David A. (ODA (b) (6)) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

Works for me [REDACTED] (b) (6) .

From: Pietranton, Kelsey (PAO [REDACTED] (b) (6))
Sent: Friday, January 21, 2022 8:43 AM
To: Folk, Anders (ODA [REDACTED] (b) (6)) >; Choi, Eun Young (ODA [REDACTED] (b) (6))
Cc: Atkinson, Lawrence (ODA [REDACTED] (b) (6)) >; Dickerson, Julie (ODAG [REDACTED] (b) (6)) >; Benedict, Margot (ODA [REDACTED] (b) (6)) >; Newman, David A. (ODA [REDACTED] (b) (6)) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

Would very much love to talk. I can send a cal invite for 9:45?

From: Folk, Anders (ODA [REDACTED] (b) (6)) >
Sent: Friday, January 21, 2022 8:40 AM
To: Choi, Eun Young (ODA [REDACTED] (b) (6)) >; Pietranton, Kelsey (PAO [REDACTED] (b) (6))
Cc: Atkinson, Lawrence (ODA [REDACTED] (b) (6)) >; Dickerson, Julie (ODAG [REDACTED] (b) (6)) >; Benedict, Margot (ODA [REDACTED] (b) (6)) >; Newman, David A. (ODA [REDACTED] (b) (6)) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

I am free until 1015

From: Choi, Eun Young (ODA [REDACTED] (b) (6)) >
Sent: Friday, January 21, 2022 8:38 AM
To: Pietranton, Kelsey (PA [REDACTED] (b) (6)) >
Cc: Atkinson, Lawrence (ODA [REDACTED] (b) (6)) >; Dickerson, Julie (ODAG [REDACTED] (b) (6)) >; Folk, Anders (ODA [REDACTED] (b) (6)) >; Benedict, Margot (ODAG [REDACTED] (b) (6)) >; Newman, David A. (ODA [REDACTED] (b) (6)) >
Subject: Re: (For Review)RE: FBI and DOJ Sync

Just ODAG - this point about DEA is one we should discuss. Kelsey/Anders, are you available to talk this am? Thanks.

Sent from my iPhone

On Jan 21, 2022, at 7:58 AM, James Brow [REDACTED] (b) (7)(E) > wrote:

?

Good work on this Kelsey. It is a lot to pull together and we appreciate your hard work. [REDACTED] (b) (5), (b) (7)(E)

[REDACTED]

[REDACTED] (b) (5), (b) (7)(E)

[REDACTED]

(b) (5), (b) (7)(E)

We should keep OCA in the loop because we will certainly need to respond to them as well.

Robert

From: Pietranton, Kelsey (PAO [REDACTED] (b) (6))
Sent: Thursday, January 20, 2022 10:38 PM
To: Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) (DO) (DET) [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E)>; Atkinson, Lawrence (ODAG) (JMD [REDACTED] (b) (6)); Dickerson, Julie (ODAG) (JM [REDACTED] (b) (6)); Brown, James Robert Jr. (OTD) (FBI) [REDACTED] (b) (7)(E); Frigm, Philip E. Jr. (CyD) (FB [REDACTED] (b) (7)(E)); McNally, Richard (OGC) (FBI) [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) . (OGC) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E)>; Folk, Anders (ODAG) (JMD) [REDACTED] (b) (6)
Cc: Benedict, Margot (ODAG) (JMD [REDACTED] (b) (6)>; Newman, David A. (ODAG) (JMD) [REDACTED] (b) (6) [REDACTED] (b) (6), (b) (7)(C) (OPA) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E)>; Choi, Eun Young (ODAG) (JMD [REDACTED] (b) (6)>
Subject: [EXTERNAL EMAIL] - (For Review)RE: FBI and DOJ Sync

Duplicative Material

Dickerson, Julie (ODAG)

From: Dickerson, Julie (ODAG)
Sent: Friday, January 21, 2022 3:26 PM
To: Choi, Eun Young (ODAG); Benedict, Margot (ODAG); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG)
Subject: RE: (ODAG double check) RE: (For Review)RE: FBI and DOJ Sync
Attachments: (1.20 Update) NYT reporting specific to DOJ and FBI TPs.docx_+ JD.docx

ODAG Nat Sec I had a few questions on p2 but defer to those who have been more involved as to whether they should be passed back.

From: Pietranton, Kelsey (PAO [REDACTED] (b) (6))
Sent: Friday, January 21, 2022 2:51 PM
To: Folk, Anders (ODAG [REDACTED] (b) (5)); Choi, Eun Young (ODAG [REDACTED] (b) (5)); Benedict, Margot (ODAG [REDACTED] (b) (5)); Atkinson, Lawrence (ODAG [REDACTED] (b) (5)); Newman, David A. (ODA [REDACTED] (b) (5))
Cc: Dickerson, Julie (ODAG [REDACTED] (b) (5)) >
Subject: (ODAG double check) RE: (For Review)RE: FBI and DOJ Sync

Duplicative Material



Dickerson, Julie (ODAG)

From: Dickerson, Julie (ODAG)
Sent: Friday, January 21, 2022 3:32 PM
To: Pietranton, Kelsey (PAO); Folk, Anders (ODAG); Choi, Eun Young (ODAG); Benedict, Margot (ODAG); Atkinson, Lawrence (ODAG); Newman, David A. (ODAG)
Subject: RE: (ODAG double check) RE: (For Review)RE: FBI and DOJ Sync
Attachments: (1.20 Update) NYT reporting specific to DOJ and FBI TPs.docx_+ JD.docx

Thank you, Kelsey! I had a few questions for the group's consideration (all are at p2 in the attached).

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Friday, January 21, 2022 2:51 PM
To: Folk, Anders (ODAG (b) (6)) >; Choi, Eun Young (ODAG (b) (6)) >; Benedict, Margot (ODAG (b) (6)) >; Atkinson, Lawrence (ODAG (b) (6)) >; Newman, David A. (ODA (b) (6)) >
Cc: Dickerson, Julie (ODAG (b) (6))
Subject: (ODAG double check) RE: (For Review)RE: FBI and DOJ Sync

Duplicative Material



Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Thursday, January 27, 2022 10:36 AM
To: Brown, James Robert Jr. (OTD) (FBI); Newman, David A. (ODAG); Milhoan, Catherine L. (OPA) (FBI) (b) (6), (b) (7)(C) (DO) (DET) (FBI); Choi, Eun Young (ODAG)
Cc: Dickerson, Julie (ODAG); Hornbuckle, Wyn (PAO); Coley, Anthony D. (PAO)
Subject: Re: NYT Fact Checking

Fact checked just pinged me to say his deadline is actually "in a few hours."

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b) (6)
(m (b) (6)

On Jan 27, 2022, at 8:27 AM, Pietranton, Kelsey (PAO (b) (6) > wrote:

?

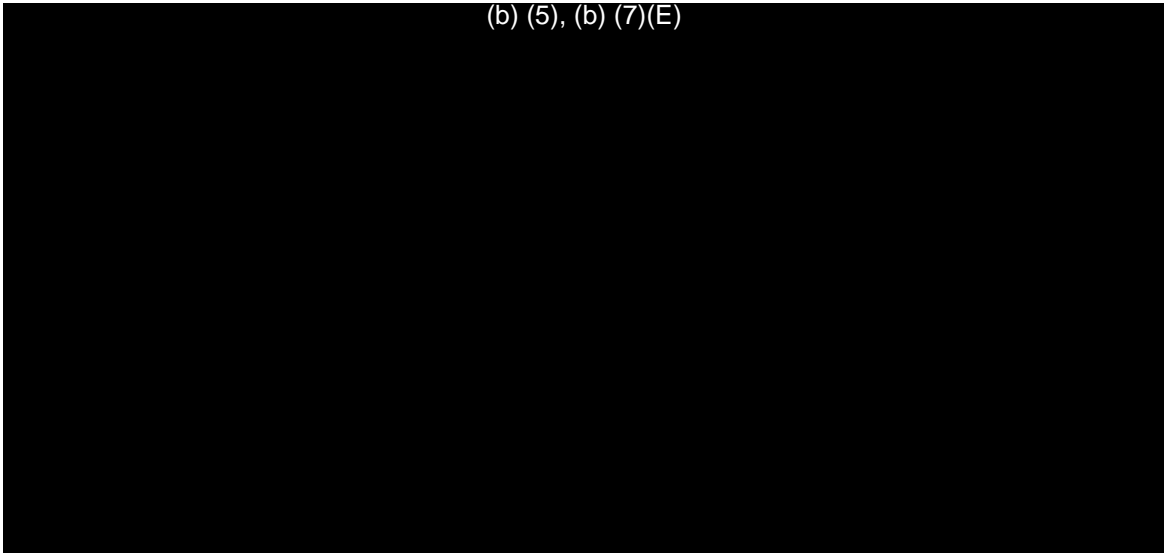
Morning all,

The NYT Mag sent me the below questions for fact checking. Cathy, if there is any overlap to what they sent you, can you handle from FBI?

Below in red are my thoughts. I need to get back to the reporter today so will send the below by COB unless anyone has further edits.

Thank again,
Kelsey

(b) (5), (b) (7)(E)



(b) (5), (b) (7)(E)

Kelsey Pietranton
Office of Public Affairs
Department of Justice

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

On Jan 26, 2022, at 10:52 AM, Pietranton, Kelsey (PAO)

(b) (6) > wrote:

?

Final DOJ statement below, going back shortly. Thank you all so much.

(b) (5), (b) (7)(E)

Kelsey Pietranton
Office of Public Affairs
Department of Justice

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

On Jan 26, 2022, at 7:35 AM, Catherine Milhoa (b) (7)(E)
wrote:

?

Thanks Robert. I will make the recommended edits to the FBI quote.

I also spoke with the reporter last night and will provide an update later this

morning on how we are referenced in the article.

Cathy Milhoan
Assistant Director
FBI Office of Public Affairs

(b) (7)(E)

From: Brown, James Robert Jr. (OTD) (FB (b) (7)(E))
Sent: Wednesday, January 26, 2022 7:28:19 AM
To: Pietranton, Kelsey (PAO) (JMD (b) (6)) >;
Newman, David A. (ODAG) (JMD (b) (6)) >
C (b) (6), (b) (7)(C) (DO) (DE (b) (6), (b) (7)(C), (b) (7)(E))>; Milhoan, Catherine
L. (OPA) (FB (b) (7)(E)) >; Choi, Eun Young (ODAG) (JMD)
(b) (6); Dickerson, Julie (ODAG) (JMD)
(b) (6); Hornbuckle, Wyn (PAO) (JMD)
(b) (6); Coley, Anthony D. (PAO) (JMD)
(b) (6)
Subject: Re: Next Steps: (For Review)RE: FBI and DOJ Sync

Thank you David, Kelsey. For the other piec (b) (5), (b) (7)(E)

[REDACTED]

[REDACTED] I do not have a strong opinion either way and defer to
OPA.

Robert Brown
Assistant Director
Operational Technology Division, FBI
(b) (7)(E) (Cell)
(b) (7)(E) (Office)

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Tuesday, January 25, 2022, 22:50
To: Newman, David A. (ODAG) (JMD)
C (b) (6), (b) (7)(C) (DO) (DET); Brown, James Robert Jr. (OTD) (FBI);
Milhoan, Catherine L. (OPA) (FBI); Choi, Eun Young (ODAG) (JMD);
Dickerson, Julie (ODAG) (JMD); Hornbuckle, Wyn (PAO) (JMD); Coley,
Anthony D. (PAO) (JMD)
Subject: [EXTERNAL EMAIL] - Re: Next Steps: (For Review)RE: FBI and DOJ
Sync

Sincere thanks David.

Kelsey Pietranton
Office of Public Affairs
Department of Justice

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

On Jan 25, 2022, at 10:33 PM, Newman, David A. (ODAG)
(b) (6) > wrote:

?
On the DOJ spokesman statement, I suggest a small tweak
(b) (5)
(b) (5)

(b) (5), (b) (7)(E)

(I thin (b) (5), (b) works but would defer to FBI there.)

--David

From: Pietranton, Kelsey (PAO (b) (6)
Sent: Tuesday, January 25, 2022 8:09 PM
T (b) (6), (b) (7)(C) (DO) (DET) (FB (b) (6), (b) (7)(C), (b) (7)(E)
Brown, James Robert Jr. (OTD) (FB (b) (7)(E)
Milhoan, Catherine L. (OPA) (FBI (b) (7)(E) >;
Newman, David A. (ODAG (b) (6) >;
Choi, Eun Young (ODAG (b) (6) >;
Cc: Dickerson, Julie (ODAG (b) (6) >;
Hornbuckle, Wyn (PAO (b) (6) >; Coley,
Anthony D. (PAO (b) (6) >
Subject: RE: Next Steps: (For Review)RE: FBI and DOJ Sync

What about (b) (5), (b)?

From (b) (6), (b) (7)(C) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Tuesday, January 25, 2022 7:47 PM
To: Brown, James Robert Jr. (OTD) (FB (b) (7)(E)
Pietranton, Kelsey (PAO (b) (6) >;
Milhoan, Catherine L. (OPA) (FBI (b) (7)(E) >;
Newman, David A. (ODAG (b) (6) >;
Choi, Eun Young (ODAG (b) (6) >;
Cc: Dickerson, Julie (ODAG (b) (6) >;
Hornbuckle, Wyn (PAO (b) (6) >; Coley,
Anthony D. (PAO (b) (6) >
Subject: RE: Next Steps: (For Review)RE: FBI and DOJ Sync

Thanks all. Is there something we can use that's clearer than
(b) (5), (b) (7)(E) Small suggested tweak

(b) (5)
[Redacted]

From: Brown, James Robert Jr. (OTD) (FB [Redacted] (b) (7)(E))
Sent: Tuesday, January 25, 2022 7:36 PM
To: Pietranton, Kelsey (PAO) (JMD)
[Redacted] (b) (6) [Redacted] (b) (6), (b) (7)(C) (DO) (DET)
[Redacted] (b) (6), (b) (7)(C), (b) (7)(E)>; Milhoan, Catherine L. (OPA) (FBI)
[Redacted] (b) (7)(E)>; Newman, David A. (ODAG) (JMD)
[Redacted] (b) (6)>; Choi, Eun Young (ODAG)
(JMD) [Redacted] (b) (6) >
Cc: Dickerson, Julie (ODAG) (JMD)
[Redacted] (b) (6); Hornbuckle, Wyn (PAO) (JMD)
[Redacted] (b) (6); Coley, Anthony D. (PAO) (JMD)
[Redacted] (b) (6) >
Subject: Re: Next Steps: (For Review)RE: FBI and DOJ Sync

It looks good to me. Ultimately, I defer to OPA. Great work on this!

Robert Brown
Assistant Director
Operational Technology Division, FBI
[Redacted] (b) (7)(E) (Cell)
[Redacted] (Office)

From: Pietranton, Kelsey (PAO) [Redacted] (b) (6)
Sent: Tuesday, January 25, 2022, 19:19
To: Brown, James Robert Jr. (OTD) (FBI [Redacted] (b) (6), (b) (7)(C) (DO) (DET); Milhoan, Catherine L. (OPA) (FBI); Newman, David A. (ODAG) (JMD); Choi, Eun Young (ODAG) (JMD)
Cc: Dickerson, Julie (ODAG) (JMD); Hornbuckle, Wyn (PAO) (JMD); Coley, Anthony D. (PAO) (JMD)
Subject: [EXTERNAL EMAIL] - RE: Next Steps: (For Review)RE: FBI and DOJ Sync

Good evening all,

Following up on our call from this evening with draft written statements, as discussed. I am also adding in our DOJ comms director and deputy director for their awareness.

ODAG: I will need you to clear on the DOJ statement, and of course, make any changes to you it you'd like.

FBI: I made some suggested edits in red to the last statement I saw from you all to help drive home our points in layman's terms. Ultimately defer to you all on comfort level. Please note:

(b) (5), (b) (7)(E)
[Redacted]
[Redacted]
[Redacted]

Lastly, I am copying in one of the previously provided pieces of guidance that I think we should put back in writing.

If possible, would love to go back to the reporter early tomorrow morning. I will let the NSC know we are considering written statements.

(b) (5), (b) (7)(E)
[Redacted]

Please call with any issues.

Many thanks,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice

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

From: Pietranton, Kelsey (PAO)
Sent: Tuesday, January 25, 2022 7:04 AM
To: Brown, James Robert Jr. (OTD) (FB (b) (7)(E)
C (b) (6), (b) (7)(C) (DO) (DET) (FB (b) (6), (b) (7)(C), (b) (7)(E)
Choi, Eun Young (ODAG (b) (6)
Newman, David A. (ODA (b) (6)
Milhoan, Catherine L. (OPA) (FBI (b) (7)(E)
Dickerson, Julie (ODAG (b) (6)
Subject: Re: Next Steps: (For Review)RE: FBI and DOJ Sync

Thank you very much, I will send a calendar invite later today.

Kelsey Pietranton
Office of Public Affairs
Department of Justice
((b) (6)
((b) (6)

On Jan 24, 2022, at 5:11 PM, James Brown
(b) (7)(E) > wrote:

?
I will make the time. 5 and after works for me.

Robert Brown
Assistant Director
Operational Technology Division, FBI
(b) (7)(E) Cell)
(b) (7)(E) Office)

Visit: [National Domestic Communications Assistance Center \(NDCAC\)](#)

Visit: [FBI Regional Computer Forensic Laboratory \(RCFL\)](#)

From: Pietranton, Kelsey (PAO)
(b) (6)
Sent: Monday, January 24, 2022 5:07 PM
T (b) (6), (b) (7)(C) (DO) (DET)
(b) (6), (b) (7)(C), (b) (7)(E); Brown, James Robert Jr.
(OTD) (FBI (b) (7)(E); Choi, Eun Young
(ODAG) (JM (b) (6)
Newman, David A. (ODAG) (JMD)
(b) (6) >
Cc: Milhoan, Catherine L. (OPA) (FBI)
(b) (7)(E) >; Dickerson, Julie

(ODAG) (JM [REDACTED] (b) (6)) >
Subject: [EXTERNAL EMAIL] - Next Steps: (For Review)RE: FBI and DOJ Sync

Slimming this chain down just a bit to say that Cathy and I are hoping to grab 15-30 mins with this group tomorrow. Admittedly, I told Cathy I would try and get us all together today but the day totally escaped me.

We'd like to recap our call from Friday, namely three additional points of guidance that we've been asked to provide and whether the FBI should provide the written statement circulated last Friday.

From what I can see in outlook, it looks like our best availability would be 5:15-5:45 tomorrow, with some folks maybe joining late or dropping early?

Many thanks again for all the help on this,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
([REDACTED] (b) (6))
([REDACTED] (b) (6))

From: Pietranton, Kelsey (PAO)
Sent: Friday, January 21, 2022 5:09 PM
To: James Brow [REDACTED] (b) (7)(E) >; Frigm, Philip E. Jr. (CyD) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) [REDACTED] DO) (DET) (FBI) [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) (OPA) (FBI) [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E) >; Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6) >; Atkinson, Lawrence (ODAG) [REDACTED] (b) (6) >; Dickerson, Julie (ODA [REDACTED] (b) (6) >; McNally, Richard (OGC) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) [REDACTED] (OGC) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E) >; Folk, Anders (ODAG [REDACTED] (b) (6) >
Cc: Benedict, Margot (ODAG) [REDACTED] (b) (6) >; Newman, David A. (ODAG [REDACTED] (b) (6) >; Choi, Eun Young (ODAG) [REDACTED] (b) (6) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

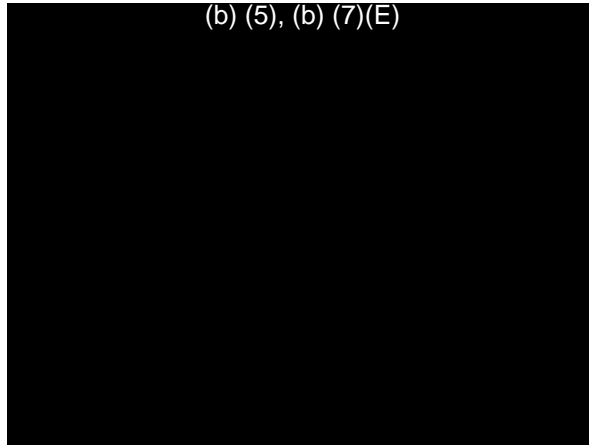
That looks good to me. Cathy and I are going to talk with the reporter at 6 PM. Please give me a call before then if we have any outstanding issues.

Many thanks,
Kelsey

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o [REDACTED] (b) (6)
(m [REDACTED] (b) (6)

From: James Brow [REDACTED] (b) (7)(E)
Sent: Friday, January 21, 2022 3:37 PM
To: Frigm, Philip E. Jr. (CyD) (FBI)
[REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) DO (DET)
(FBI) (b) (6), (b) (7)(C), (b) (7)(E) (b) (6), (b) (7)(C)
[REDACTED] (OPA) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E)
Pietranton, Kelsey (PAO)
[REDACTED] (b) (6) >; Milhoan,
Catherine L. (OPA) (FBI)
[REDACTED] (b) (7)(E) >; Atkinson, Lawrence
(ODAG [REDACTED] (b) (6)
Dickerson, Julie (ODAG)
[REDACTED] (b) (6) >; McNally, Richard
(OGC) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C)
(OGC) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E) >; Folk, Anders
(ODA [REDACTED] (b) (6) >
Cc: Benedict, Margot (ODAG)
[REDACTED] (b) (6) >; Newman, David
A. (ODAG [REDACTED] (b) (6) >; Choi,
Eun Young (ODAG)
[REDACTED] (b) (6)
Subject: RE: (For Review)RE: FBI and DOJ Sync

I also agree wi [REDACTED] (b) (5), (b) (7)(E)
[REDACTED] (b) (5), (b) (7)(E)



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

From: Frigm, Philip E. Jr. (CyD) (FBI)

(b) (7)(E) >

Sent: Friday, January 21, 2022 3:26 PM

T (b) (6), (b) (7)(C) (DO) (DET)

(b) (6), (b) (7)(C), (b) (7)(E) (b) (6), (b) (7)(C)
(OPA) (FB (b) (6), (b) (7)(C), (b) (7)(E) >; Brown,
James Robert Jr. (OTD) (FBI) (b) (7)(E) >;
Pietranton, Kelsey (PAO) (JMD)
(b) (6) >; Milhoan,
Catherine L. (OPA) (FBI)

(b) (7)(E) >; Atkinson, Lawrence
(ODAG) (JM (b) (6)
Dickerson, Julie (ODAG) (JMD)

(b) (6) >; McNally, Richard
(OGC) (FB (b) (7)(E) (b) (6), (b) (7)(C)
(OGC) (FB (b) (6), (b) (7)(C), (b) (7)(E); Folk, Anders
(ODAG) (JM (b) (6)

Cc: Benedict, Margot (ODAG) (JMD)

(b) (6) >; Newman, David
A. (ODAG) (JM (b) (6)
Choi, Eun Young (ODAG) (JMD)

(b) (6)

Subject: Re: (For Review)RE: FBI and DOJ Sync

I would agree with wh (b) (6), (b) (7) stated, FWIW.

Thanks
Phil

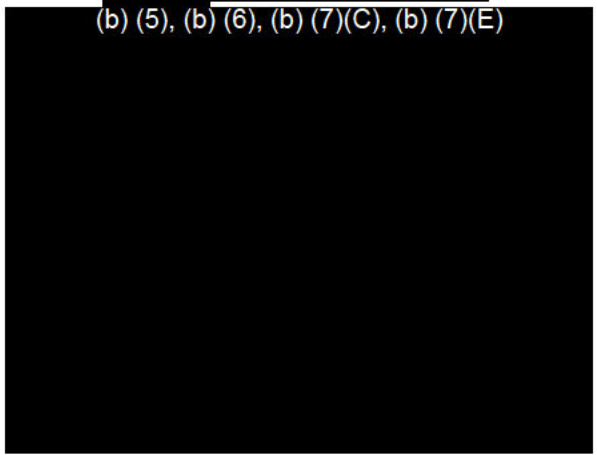
Philip E Frigm Jr
Section Chief
Cyber Technical Analytics and Operations
Section - CTAOS
FBI Cyber Division

Offic (b) (7)(E)
Cel (b) (7)(E)
(b) (7)(E)

This communication contains neither the recommendations nor conclusions of the FBI. It is property of the FBI and is loaned to your agency; it and its contents or attachments are not to be distributed outside your agency. If you received this communication in error or are unable to protect this communication you must immediately notify the FBI and return this communication and any copies to the FBI.

From (b) (6), (b) (7)(C)t (DO) (DET)
(b) (6), (b) (7)(C), (b) (7)(E)
Sent: Friday, January 21, 2022 3:22:01 PM
T (b) (6), (b) (7)(C) OPA) (FBI)
(b) (6), (b) (7)(C), (b) (7)(E) >; Frigm, Philip E. Jr.
(CyD) (FB (b) (7)(E) ; Brown, James
Robert Jr. (OTD) (FB (b) (7)(E) ;
Pietranton, Kelsey (PAO) (JMD)
(b) (6) >; Milhoan,
Catherine L. (OPA) (FBI)
(b) (7)(E) ; Atkinson, Lawrence
(ODAG) (JM (b) (6) ;
Dickerson, Julie (ODAG) (JMD)
(b) (6) >; McNally, Richard
(OGC) (FB (b) (7)(E) (b) (6), (b) (7)(C)
(OGC) (FB (b) (6), (b) (7)(C), (b) (7)(E); Folk, Anders
(ODAG) (JM (b) (6) >
Cc: Benedict, Margot (ODAG) (JMD)
(b) (6) >; Newman, David
A. (ODAG) (JMD) (b) (6) >;
Choi, Eun Young (ODAG) (JMD)
(b) (6)
Subject: RE: (For Review)RE: FBI and DOJ Sync

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



(b) (5), (b) (7)(E)

Stepping back – let’s talk further about whether such a statement is helpful before we proceed.

From (b) (6), (b) (7)(C) (FBI)
(b) (6), (b) (7)(C), (b) (7)(E) >
Sent: Friday, January 21, 2022 3:09 PM
To: Frigm, Philip E. Jr. (CyD) (FBI)
(b) (7)(E); Brown, James Robert Jr. (OTD) (FBI) (b) (7)(E) >; Pietranton, Kelsey (PAO) (JMD)
(b) (6); Milhoan, Catherine L. (OPA) (FBI)
(b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (b) (6), (b) (7)(C), (b) (7)(E) >; Atkinson, Lawrence (ODAG) (JM (b) (6)
Dickerson, Julie (ODAG) (JMD)
(b) (6); McNally, Richard (OGC) (FB (b) (7)(E) (b) (6), (b) (7)(C) (OGC) (FB (b) (6), (b) (7)(C), (b) (7)(E) >; Folk, Anders (ODAG) (JM (b) (6)
Cc: Benedict, Margot (ODAG) (JMD)
(b) (6) >; Newman, David A. (ODAG) (J (b) (6)
Choi, Eun Young (ODAG) (JMD)
(b) (6) (b) (6), (b) (7)(C)
(OPA) (FB (b) (6), (b) (7)(C), (b) (7)(E) >
Subject: RE: (For Review)RE: FBI and DOJ Sync

Hello,

Here is the NPO language as requested:

(b) (5), (b) (7)(E)

(b) (5), (b) (7)(E)

Thanks,

(b) (6), (b) (7)(E)

SS (b) (6), (b) (7)(C)
Federal Bureau of Investigation
National Press Office
(b) (7)(E)

From: Frigm, Philip E. Jr. (CyD) (FBI)
(b) (7)(E) >
Sent: Friday, January 21, 2022 8:52 AM
To: Brown, James Robert Jr. (OTD) (FBI)
(b) (7)(E) >; Pietranton, Kelsey (PAO)
(JMD (b) (6) >; Milhoan,
Catherine L. (OPA) (FBI)
(b) (7)(E) (b) (6), (b) (7)(C) (DO)
(DET) (b) (6), (b) (7)(C), (b) (7)(E) >; Atkinson, Lawrence
(ODAG) (J (b) (6) >;
Dickerson, Julie (ODAG) (JMD)
(b) (6) >; McNally, Richard
(OGC) (FB (b) (7)(E) (b) (6), (b) (7)(C)
(OGC) (FBI) (b) (6), (b) (7)(C), (b) (7)(E) >; Folk, Anders
(ODAG) (JMD) (b) (6)
Cc: Benedict, Margot (ODAG) (JMD)
(b) (6) Newman, David
A. (ODAG) (JM (b) (6)
(b) (6), (b) (7)(C) (OPA) (FBI)
(b) (6), (b) (7)(C), (b) (7)(E) >; Choi, Eun Young
(ODAG) (JM (b) (6)
Subject: RE: (For Review)RE: FBI and DOJ Sync

I think this works from CyD's perspective. I would echo what AD Brown said and ensure (as you note the addition of others on the chain) that we (FBI) allow DEA/DOJ to answer that question for themselves (b) (5), (b) (7)(E)

Thanks
Phil

Philip E Frigm Jr
Section Chief

Cyber Technical Analytics and Operations Section -
CTAOS

FBI Cyber Division

Office (b) (7)(E)

Cel (b) (7)(E)

(b) (7)(E)

This communication contains neither the recommendations nor conclusions of the FBI. It is property of the FBI and is loaned to your agency; it and its contents or attachments are not to be distributed outside your agency. If you received this communication in error or are unable to protect this communication you must immediately notify the FBI and return this communication and any copies to the FBI.

From: Brown, James Robert Jr. (OTD) (FBI)

(b) (7)(E)

Sent: Friday, January 21, 2022 7:59 AM

To: Pietranton, Kelsey (PAO) (JMD)

(b) (6)

>; Milhoan, Catherine L. (OPA) (FBI)

(b) (7)(E)

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

(DET) (b) (6), (b) (7)(C), (b) (7)(E)>; Atkinson, Lawrence

(ODAG) (JM (b) (6)

Dickerson, Julie (ODAG) (JMD)

(b) (6)

>; Frigm, Philip E. Jr.

(CyD) (FB (b) (7)(E) v>; McNally, Richard

(OGC) (FB (b) (7)(E) (b) (6), (b) (7)(C)

(OGC) (FB (b) (6), (b) (7)(C), (b) (7)(E); Folk, Anders

(ODAG) (JMD) (b) (6) v>

Cc: Benedict, Margot (ODAG) (JMD)

(b) (6)

; Newman, David

A. (ODAG) (JMD (b) (6)

(b) (6), (b) (7)(C) . (OPA) (FBI)

(b) (6), (b) (7)(C), (b) (7)(E) >; Choi, Eun Young

(ODAG) (JM (b) (6) >

Subject: RE: (For Review)RE: FBI and DOJ Sync

Duplicative Material



Newman, David A. (ODAG)

From: Newman, David A. (ODAG)
Sent: Friday, January 28, 2022 7:23 AM
To: (b)(6) - DAG Monaco (JMD); Carlin, John P. (ODAG)
Cc: Atkinson, Lawrence (ODAG)
Subject: NYT Mag Story on NSO Tool (highlights FBI)

<https://www.nytimes.com/2022/01/28/magazine/nso-group-israel-spyware.html>

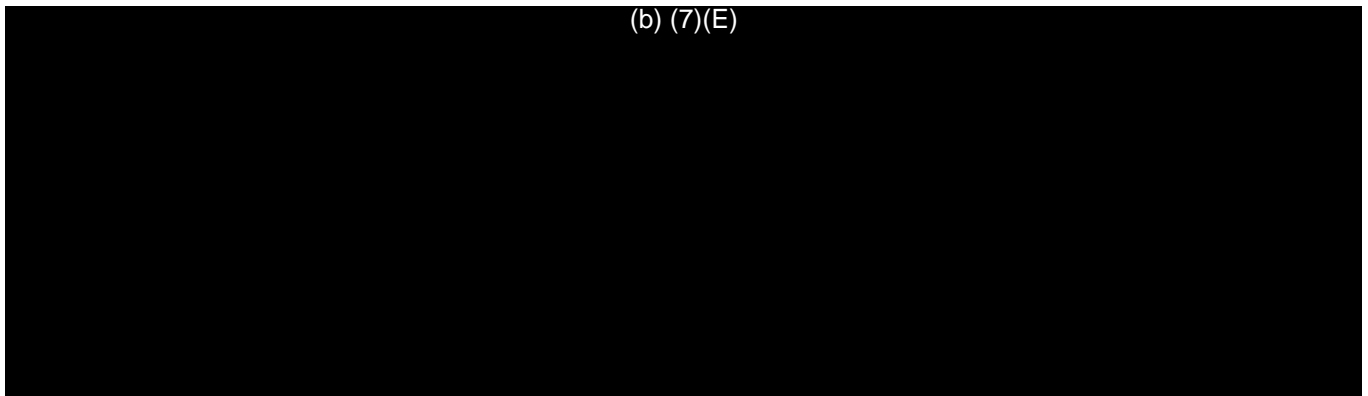
NYT Mag just published a story on how the NSO tool has been marketed and used by different governments around the world.

The story focuses heavily, including both at the beginning and the end, on the FBI's acquisition of a license to use the tool for testing purposes.

Kelsey and FBI OPA engaged extensively with the reporters, and did their best here. (NSC and interagency press were also engaged.) But as they predicted, the story is not favorable to FBI.

What is not made fully clear in the story (and will likely escape many readers):

(b) (7)(E)



In addition, there are other facts that I can share in a classified setting that add important context but couldn't be shared with the reporter.

Pietranton, Kelsey (PAO)

From: Pietranton, Kelsey (PAO)
Sent: Friday, January 28, 2022 11:11 AM
To: Brown, James Robert Jr. (OTD) (FBI); Choi, Eun Young (ODAG)
Cc: Newman, David A. (ODAG); Milhoan, Catherine L. (OPA) (FBI) (b) (6), (b) (7)(C) (DO) (DET) (FBI); Dickerson, Julie (ODAG); Hornbuckle, Wyn (PAO); Coley, Anthony D. (PAO)
Subject: RE: NYT Fact Checking

Apologies, I press send too soon.

NSC is going to engage the reporter on this. We will report back.

Thanks,
Kelsey

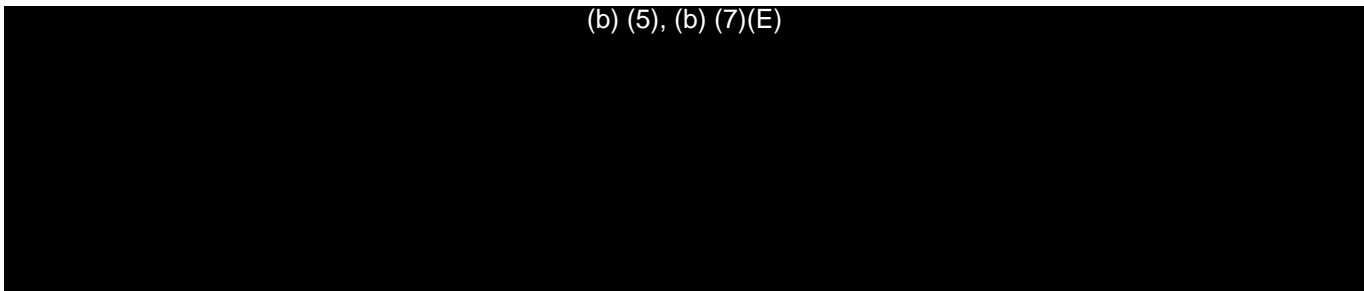
From: Pietranton, Kelsey (PAO)
Sent: Friday, January 28, 2022 11:10 AM
To: James Brow (b) (7)(E) >; Choi, Eun Young (ODAG (b) (6)
Cc: Newman, David A. (ODAG (b) (6) >; Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E)>; Dickerson, Julie (ODAG (b) (6) >; Hornbuckle, Wyn (PAO (b) (6) >; Coley, Anthony D. (PAO) (b) (6) >
Subject: RE: NYT Fact Checking

I have not yet had a chance to read the full story but I think the paragraph is specifically worded to attribute deployment to the USG writ large vs. FBI specifically.

From: James Brow (b) (7)(E)
Sent: Friday, January 28, 2022 10:20 AM
To: Pietranton, Kelsey (PAO (b) (6) >; Choi, Eun Young (ODAG (b) (6)
Cc: Newman, David A. (ODAG (b) (6) >; Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FB (b) (6), (b) (7)(C), (b) (7)(E)>; Dickerson, Julie (ODAG (b) (6) >; Hornbuckle, Wyn (PAO) (b) (6) >; Coley, Anthony D. (PAO) (b) (6) >
Subject: RE: NYT Fact Checking

Re sending to ensure all saw my comments.

(b) (5), (b) (7)(E)



(b) (5), (b) (7)(E)

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Friday, January 28, 2022 10:17 AM
To: Choi, Eun Young (ODAG) (JMD (b) (6))
Cc: Brown, James Robert Jr. (OTD) (F (b) (7)(E)); Newman, David A. (ODAG) (JMD)
(b) (6); Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b) (6), (b) (7)(C) (DO)
(DET) (b) (6), (b) (7)(C), (b) (7)(E); Dickerson, Julie (ODAG) (JMD (b) (6)); Hornbuckle, Wyn (PAO)
(JMD) (b) (6); Coley, Anthony D. (PAO) (JMD) (b) (6)
Subject: [EXTERNAL EMAIL] - Re: NYT Fact Checking

Well that certainly isn't a February publication date. Thanks for flagging, I will read through this morning.

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6))
((b) (6))

On Jan 28, 2022, at 6:57 AM, Choi, Eun Young (ODAG) (b) (6) > wrote:

?

[The Battle for the World's Most Powerful Cyberweapon - The New York Times \(nytimes.com\)](https://www.nytimes.com)

From: Pietranton, Kelsey (PAO (b) (6))
Sent: Thursday, January 27, 2022 11:19 AM
To: Brown, James Robert Jr. (OTD) (FB (b) (7)(E))
Cc: Newman, David A. (ODA (b) (6)); Milhoan, Catherine L. (OPA) (FBI)
(b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FB (b) (6), (b) (7)(C), (b) (7)(E)); Choi, Eun Young
(ODAG) (b) (6); Dickerson, Julie (ODAG (b) (6));
Hornbuckle, Wyn (PAO) (b) (6); Coley, Anthony D. (PAO)
(b) (6)
Subject: Re: NYT Fact Checking

Thank you all for the quick feedback. I will get with Cathy and provide.

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6))
((b) (6))

On Jan 27, 2022, at 9:10 AM, James Brow ██████████ (b) (7)(E) > wrote:

?

Thank you David. Your thoughtful perspective and edits are welcomed!

From: Pietranton, Kelsey (PA ██████████ (b) (6))
Sent: Thursday, January 27, 2022 10:49 AM
To: Newman, David A. (ODAG) (JM ██████████ (b) (6))
Cc: Brown, James Robert Jr. (OTD) (FB ██████████ (b) (7)(E) >; Milhoan, Catherine L. (OPA) (FB ██████████ (b) (7)(E) ██████████ (b) (6), (b) (7)(C) DO) (DE ██████████ (b) (6), (b) (7)(C), (b) (7)(E))
Choi, Eun Young (ODAG) (JM ██████████ (b) (6) >; Dickerson, Julie (ODAG) (JM ██████████ (b) (6) >; Hornbuckle, Wyn (PAO) (JMD) ██████████ (b) (6) >; Coley, Anthony D. (PAO) (JMD) ██████████ (b) (6) >
Subject: [EXTERNAL EMAIL] - Re: NYT Fact Checking

Perfect David, thank you.

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(██████████ (b) (6))
(██████████ (b) (6))

On Jan 27, 2022, at 8:40 AM, Newman, David A. (ODAG) ██████████ (b) (6) > wrote:

?

See suggestions below. I think we ought t ██████████ (b) (5) ██████████.

From: Pietranton, Kelsey (PAO ██████████ (b) (6))
Sent: Thursday, January 27, 2022 10:28 AM
To: Brown, James Robert Jr. (OTD) (FB ██████████ (b) (7)(E) >; Newman, David A. (ODAG) ██████████ (b) (6) >; Milhoan, Catherine L. (OPA) (FB ██████████ (b) (7)(E) ██████████ (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E)); Choi, Eun Young (ODAG) ██████████ (b) (6) >
Cc: Dickerson, Julie (ODAG) ██████████ (b) (6) >; Hornbuckle, Wyn (PAO) ██████████ (b) (6) >; Coley, Anthony D. (PAO) ██████████ (b) (6) >
Subject: NYT Fact Checking

Morning all,

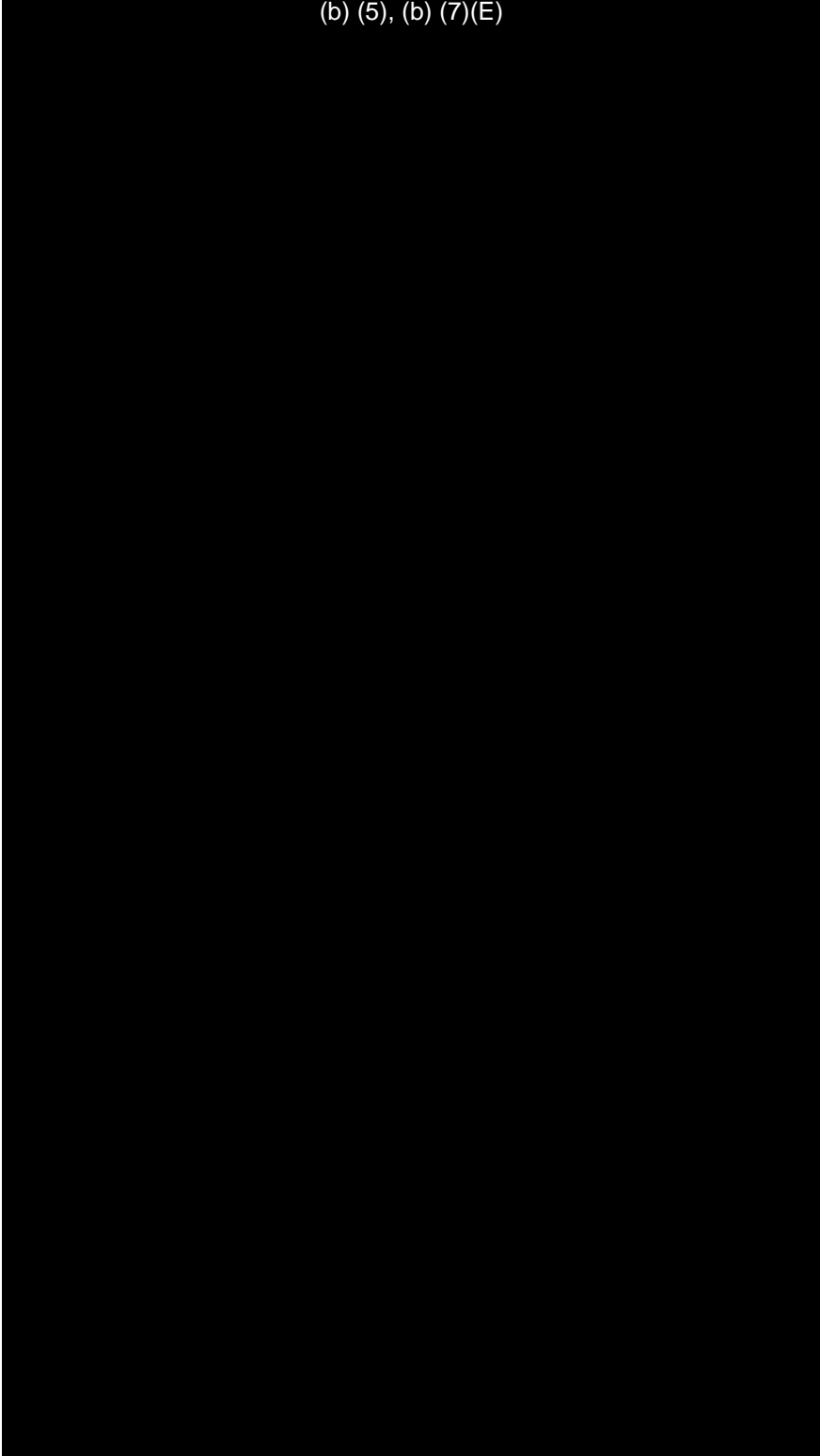
The NYT Mag sent me the below questions for fact checking. Cathy, if there is any overlap to what they sent you, can you handle from FBI?

Below in red are my thoughts. I need to get back to the reporter today so will

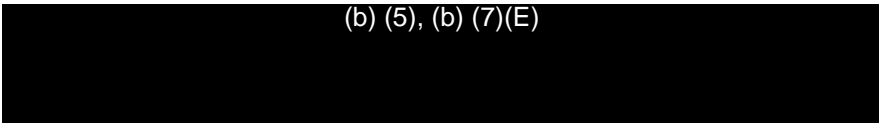
send the below by COB unless anyone has further edits.

Thank again,
Kelsey

(b) (5), (b) (7)(E)



(b) (5), (b) (7)(E)



(b)

Kelsey Pietranton
Office of Public Affairs
Department of Justice
(o (b) (6))
((b) (6))

On Jan 26, 2022, at 10:52 AM, Pietranton, Kelsey (PAO)

(b) (6) > wrote:

Duplicative Material



Choi, Eun Young (ODAG)

From: Choi, Eun Young (ODAG)
Sent: Friday, January 28, 2022 11:31 AM
To: (b) (6), (b) (7)(C) (NSD); Hickey, Adam (NSD); Bratt, Jay (NSD)
Cc: Pietranton, Kelsey (PAO)
Subject: RE: NSO news

Yup, forwarded this on to Kelsey already. Thanks for sendi (b) (6), (b) (7)(C)

From (b) (6), (b) (7)(C) (NSD) (b) (6), (b) (7)(C)
Sent: Friday, January 28, 2022 11:30 AM
To: Hickey, Adam (NSD (b) (6), (b) (7)(C)); Bratt, Jay (NSD (b) (6), (b) (7)(C)); Choi, Eun Young (ODAG) (b) (6)
Cc: Pietranton, Kelsey (PAO (b) (6) >
Subject: RE: NSO news

Plus Kelsey, who informed me that ODAG was aware of the article and coordinated the FBI's response with NSC.

Fro (b) (6), (b) (7)(C) (NSD)
Sent: Friday, January 28, 2022 8:45 AM
To: Hickey, Adam (NSD (b) (6), (b) (7)(C)); Bratt, Jay (NSD (b) (6), (b) (7)(C)); Choi, Eun Young (ODAG (b) (6)
Subject: FW: NSO news

FYSA in case you haven't already seen this article re NSO that discusses its relationship with FBI OTD. The FBI portion is actually just a small portion of the article. I've asked Kelsey and Wynn to touch base with FBI OPA to ensure our visibility and input into any further FBI statements.

Sean

Fro (b) (6), (b) (7)(C) (NSD (b) (6), (b) (7)(C) >
Sent: Friday, January 28, 2022 7:33 AM
T (b) (6), (b) (7)(C) (NSD) (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) (NSD) (b) (6), (b) (7)(C)
Subject: NSO news

FYSA, the Times has a story this morning detailing the FBI's purchase and testing of Pegasus:

<https://www.nytimes.com/2022/01/28/magazine/nso-group-israel-spyware.html>

James Brown

From: James Brown
Sent: Tuesday, February 1, 2022 4:18 PM
To: Newman, David A. (ODAG); Choi, Eun Young (ODAG)
Cc: Hornbuckle, Wyn (PAO); Pietranton, Kelsey (PAO); Milhoan, Catherine L. (OPA) (FBI); (b) (6), (b) (7)(C) (DO) (DET) (FBI); Dickerson, Julie (ODAG); Coley, Anthony D. (PAO)
Subject: Re: NYT Fact Checking

Agree.

Robert Brown

Assistant Director
Operational Technology Division, FBI
(b) (7)(E) Cell)
Office)

From: Newman, David A. (ODAG (b) (6))
Sent: Tuesday, February 1, 2022, 09:17
To: Choi, Eun Young (ODAG) (JMD)
Cc: Hornbuckle, Wyn (PAO) (JMD); Pietranton, Kelsey (PAO) (JMD); Brown, James Robert Jr. (OTD) (FBI); Milhoan, Catherine L. (OPA) (FBI) (b) (6), (b) (7)(C) (DO) (DET); Dickerson, Julie (ODAG) (JMD); Coley, Anthony D. (PAO) (JMD)
Subject: [EXTERNAL EMAIL] - Re: NYT Fact Checking

Agree.

On Feb 1, 2022, at 8:52 AM, Choi, Eun Young (ODAG (b) (6)) wrote:

? Concur with declination.

Sent from my iPhone

On Feb 1, 2022, at 8:44 AM, Hornbuckle, Wyn (PAO (b) (6)) wrote:

?
Just following up on this, WaPo's Ellen Nakashima has been calling around trying to confirm that NSO is under investigation, and that FBI knew it was in 2019 when it was testing. Although any potential use would have been lawful/court authorized, FBI

recognized this posed an “optical” problem were it to bring charges, so she says she’ll report.

(b) (5). Planning to decline comment around 10 am, but feel free to call me if anyone wishes to discuss.
Wyn

Wyn Hornbuckle
Deputy Director, Office of Public Affairs
U.S. Department of Justice

(b) (6)
M (b) (6)

From: Choi, Eun Young (ODAG) (b) (6)
Sent: Friday, January 28, 2022 8:57 AM
To: Pietranton, Kelsey (PAO (b) (6); Brown, James Robert Jr. (OTD) (FBI (b) (7)(E)
Cc: Newman, David A. (OD G (b) (6); Milhoan, Catherine L. (OPA) (FB (b) (7)(E) (b) (6), (b) (7)(C) DO) (DET) (FBI (b) (6), (b) (7)(C), (b) (7)(E)>; Dickerson, Julie (OD G (b) (6) Hornbuckle, Wyn (P O (b) (6); Coley, Anthony D. (PAO (b) (6) >
Subject: RE: NYT Fact Checking

Duplicative Material



James Brown

From: James Brown
Sent: Wednesday, February 2, 2022 2:46 PM
To: Pietranton, Kelsey (PAO); Hornbuckle, Wyn (PAO); Newman, David A. (ODAG); Choi, Eun Young (ODAG)
Cc: Milhoan, Catherine L. (OPA) (FBI (b) (6), (b) (7)(C) (DO) (DET) (FBI); Dickerson, Julie (ODAG); Coley, Anthony D. (PAO)
Subject: Re: NYT Fact Checking

Thank you.

Robert Brown

Assistant Director
Operational Technology Division, FBI

(b) (7)(E) Cell)
(b) (7)(E) Office)

From: Pietranton, Kelsey (P O (b) (6) >
Sent: Wednesday, February 2, 2022 1:59:44 PM
To: Hornbuckle, Wyn (PAO) (JMD) (b) (6) >; Newman, David A. (ODAG) (JMD) (b) (6) >; Choi, Eun Young (ODAG) (JMD) (b) (6) >
Cc: Brown, James Robert Jr. (OTD) (FB (b) (7)(E) >; Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (b) (6), (b) (7)(C), (b) (7)(E); Dickerson, Julie (ODAG) (JMD) (b) (6) >; Coley, Anthony D. (PAO) (JM (b) (6) >
Subject: [EXTERNAL EMAIL] - RE: NYT Fact Checking

Thank you Wyn.

From: Hornbuckle, Wyn (P O (b) (6) >
Sent: Wednesday, February 2, 2022 1:42 PM
To: Newman, David A. (OD G (b) (6) >; Choi, Eun Young (ODAG) (b) (6) >
Cc: Pietranton, Kelsey (PAO) (b) (6) >; Brown, James Robert Jr. (OTD) (FBI) (b) (7)(E) >; Milhoan, Catherine L. (OPA) (FBI) (b) (7)(E) (b) (6), (b) (7)(C) (DO) (DET) (FBI) (b) (6), (b) (7)(C), (b) (7)(E)>; Dickerson, Julie (OD G (b) (6) >; Coley, Anthony D. (PAO) (b) (6) >
Subject: RE: NYT Fact Checking

Just published: <https://www.washingtonpost.com/technology/2022/02/02/pegasus-fbi-nso-test/>

From: Newman, David A. (ODAG) (b) (6) >
Sent: Tuesday, February 1, 2022 9:16 AM
To: Choi, Eun Young (OD G (b) (6) >

Cc: Hornbuckle, Wyn (P O [REDACTED] (b) (6) [REDACTED] >; Pietranton, Kelsey (PAO [REDACTED] (b) (6) [REDACTED] >; Brown, James Robert Jr. (OTD) (FB [REDACTED] (b) (7)(E) [REDACTED] >; Milhoan, Catherine L. (OPA) (FB [REDACTED] (b) (7)(E) [REDACTED] (b) (6), (b) (7)(C) [REDACTED] (DO) (DET) (FB [REDACTED] (b) (6), (b) (7)(C), (b) (7)(E) >; Dickerson, Julie (OD G [REDACTED] (b) (6) [REDACTED] >; Coley, Anthony D. (PAO [REDACTED] (b) (6) [REDACTED])

Subject: Re: NYT Fact Checking

Duplicative Material



(b)(6) - Matthew Klapper Email Address

From: (b)(6) - Matthew Klapper Email Address
Sent: Thursday, February 3, 2022 7:47 AM
To: (b)(6) - AG Garland
Subject: Fwd: Abbreviated AM Clips

Sent from my iPhone

Begin forwarded message:

From: "Iverson, Dena (PAO)" (b)(6)
Date: February 3, 2022 at 7:41:48 AM EST
To: "Heinzelman, Kate (OAG)" (b)(6), "Goodlander, Margaret V. (OAG)" (b)(6), "Matthews-Johnson, Tamarra D. (OAG)" (b)(6), "Visser, Tim (OAG)" (b)(6), "Reich, Mitchell (OAG)" (b)(6), DAGSchedule (b)(6) >, "Klapper, Matthew B. (OAG)" (b)(6)
Cc: "Coley, Anthony D. (PAO)" (b)(6)
Subject: Abbreviated AM Clips

?

US DEPARTMENT OF JUSTICE NEWS

AP: Biden grappling with 'perfect storm' of rising gun violence, Colleen Long, Michael Balsamo And Michelle L. Price, February 3, 2022, 5:38 AM

Illegal guns are flooding the streets. Teenagers are being murdered. And alarming numbers of police officers have been shot dead. Gun violence already on the rise during the pandemic is spiking anew, and beleaguered cities are struggling with how to manage it. President Joe Biden visits one of them, [New York](#), on Thursday as he tries to dispel criticism from the right that he hasn't been tough enough on crime. [[Continue Reading](#)] **See also:** [The Hill](#), [The Hill-2](#), [Newsday](#), [NY Daily News](#), [NYT](#), [NYT-2](#), [Reuters](#), [Roll Call](#), [USA Today](#), [WaPo](#)

WLNE-ABC (Providence, RI): U.S. Attorney General releases Justice Department Strategy to combat human trafficking, Ben Brown, February 2, 2022, 2:15 PM

U.S. Attorney General Merrick B. Garland announced the Justice Department's new National Strategy to Combat Human Trafficking as part of the Justice for Victims of Trafficking Act. The National Action Plan to Combat Human Trafficking was released by President Joe Biden on December 3, 2021, with an aim to prevent human trafficking; to prosecute human trafficking cases; and to support and protect human trafficking victims and survivors. [[Continue Reading](#)]

US ATTORNEYS

The Gazette (Cedar Rapids, IA): U.S. attorney retires after 30 years as a prosecutor, Trish Mehaffey, February 2, 2022, 3:25 PM

U.S. Attorney Sean Berry of the Northern District of Iowa has retired after more than 30 years as a federal prosecutor. "I am truly grateful for the opportunity to serve in the United States Attorney's Offices for the Northern District of Iowa and the Central District of California," Berry said in a statement. [[Continue Reading](#)]

NATIONAL SECURITY

AP: Florida man gets 16 years for spreading terrorist propaganda, Unattributed, February 2, 2022, 7:00 PM

A Florida man has been sentenced to 16 years in federal prison for distributing Islamic terrorist propaganda videos online. Jonathan Guerra Blanco, a Cuban-born naturalized U.S. citizen, was sentenced last Friday in Miami federal court, according to court records. He pleaded guilty in December 2020 to attempting to provide material support or resources to a designated foreign terrorist organization. [[Continue Reading](#)]

AP: Brooklyn judge's son pleads guilty to Capitol riot charges, Unattributed, February 2, 2022, 4:00 PM

A New York City judge's son who referred to himself as a "caveman" eager to protest Donald Trump's presidential election loss pleaded guilty Wednesday to charges he stormed the U.S. Capitol during the Jan. 6, 2021, insurrection. Aaron Mostofsky was seen inside the Capitol wearing a fur costume and a bulletproof police vest that he was accused of stealing during the mayhem. He also gave a video interview inside the building, telling the New York Post he was there "to express my opinion as a free American that this election was stolen." [[Continue Reading](#)] **See also:** [Business Insider](#), [CNBC](#), [CNN](#), [The Hill](#), [HuffPost](#), [Law360](#), [NBC](#), [Newsweek](#), [NY Post](#), [Patch \(Prospect Heights-Crown Heights, NY\)](#), [UPI](#), [WUSA-CBS \(Washington, DC\)](#)

WaPo: [ANALYSIS] Trump gives Capitol riot suspects a reason not to help investigators, Philip Bump, February 2, 2022, 4:17 PM

When he was president, Donald Trump used his pardon power for two primary ends: first, to benefit his close allies (and often himself by extension); second, to aid prominent figures on the political right or at the request of people he knew personally or who he saw on Fox News. If you were a corrupt politician in particular, the Trump years were your moment to clean the slate. [[Continue Reading](#)] **See also:** [The Hill](#)

CNN: US officials prepare for potential Russian cyberattacks as Ukraine standoff continues, Sean Lyngaas, February 2, 2022, 2:03 PM

The FBI is asking US businesses to report any uptick in Russian hacking threats -- the latest effort to prepare for potential Russian cyberattacks on US organizations amid Russia's troop buildup on Ukraine's border. "Have you identified any efforts by known or suspected Russian [hacking groups] to test exploitation capabilities, develop new malware or otherwise prepare for cyber operations?" the FBI asked in a January 21 request for information to US businesses obtained by CNN. [[Continue Reading](#)]

JAN. 6 COMMITTEE

Reuters: Ex-Trump Justice Dept official appears before U.S. House Jan. 6

committee, Patricia Zengerle and Sarah N. Lynch, February 2, 2022, 6:21 PM

A former high-ranking Justice Department official appeared on Wednesday before the congressional committee probing the assault on the U.S. Capitol for questions about his bid to bolster former President Donald Trump's false claims of election fraud. Jeffrey Bossert Clark was seen by TV cameras entering a room inside a U.S. House of Representatives office building where the select committee investigating the Jan. 6, 2021, attack takes its depositions. A committee spokesman declined to comment.

[\[Continue Reading\]](#) **See also:** [Bloomberg](#), [CNN](#)

AP: Oath Keepers leader talks to Jan. 6 panel from federal jail, Mary Clare Jalonick And Jacques Billeaud, February 2, 2022, 5:00 PM

Stewart Rhodes, the founder and leader of the far-right Oath Keepers militia group, appeared remotely before the House committee investigating the Jan. 6 Capitol insurrection on Wednesday from a federal jail where he is awaiting trial on sedition charges. The panel sought out Rhodes' testimony even after he was arrested last month on charges that he plotted with others to attack the U.S. Capitol on Jan. 6, 2021, to stop Congress from certifying President Joe Biden's 2020 election victory. He and 10 others were the first to be charged with seditious conspiracy for their roles in the violent insurrection. Rhodes has entered a not guilty plea. [\[Continue Reading\]](#) **See also:** [CBS](#), [CNN](#), [The Hill](#), [MSNBC](#), [NBC](#)

CBS: National Archives says it will turn over Mike Pence's records to January 6 panel, Melissa Quinn, February 2, 2022, 3:11 PM

The National Archives and Records Administration will release records from Vice President Mike Pence to the House panel investigating the January 6 assault on the U.S. Capitol, despite efforts by former President Donald Trump to shield their release. David Ferriero, archivist of the United States, told Trump in a letter Tuesday that he will give the documents to House investigators "after consultation with the counsel to the president and the assistant attorney general for the Office of Legal Counsel, and as instructed by President Biden." [\[Continue Reading\]](#) **See also:** [ABC](#), [NBC](#), [Washington Examiner](#)

Politico: Jan. 6 select committee subpoenas phone records of Arizona GOP chair, Kyle Cheney, Nicholas Wu and Josh Gerstein, February 2, 2022, 7:18 PM

The Jan. 6 select committee has subpoenaed the phone records of Arizona GOP Chair Kelli Ward and her husband, Michael Ward, who both signed documents falsely claiming to be among their state's presidential electors in 2020. The Wards filed suit Tuesday against the House panel in federal court in Arizona seeking to block the couple's phone provider, T-Mobile, from sharing their records with the committee. [\[Continue Reading\]](#)

CRIMINAL LAW

AP: Ex-Navy captain pleads guilty in massive bribery case, Unattributed, February 2, 2022, 9:00 PM

A former U.S. Navy captain pleaded guilty to bribery Wednesday for accepting nearly \$68,000 in dinners, hotels, parties and prostitutes from a Malaysian defense contractor, prosecutors said. Donald Hornbeck, who entered the plea in San Diego federal court, acknowledged that while directing operations of combat ships in the 7th Fleet in the Western Pacific, he benefited Leonard Francis by steering ships to ports for service by the contractor's Singapore-based company. Hornbeck also acknowledged that he

shared confidential Navy information with Francis, according to a statement from the U.S. attorney's office. [\[Continue Reading\]](#)

AP: 4 charged after overdose death of actor Michael K. Williams, Larry Neumeister, February 2, 2022, 4:00 PM

Four men face charges that they were members of the drug distribution crew that supplied a deadly mix of narcotics to Michael K. Williams, the renowned actor from "The Wire" who overdosed just hours after buying fentanyl-laced heroin in a deal recorded on security camera video. The man seen on camera handing Williams the drugs on a Brooklyn sidewalk, Irvin Cartagena, was charged with directly causing the actor's death, authorities said. [\[Continue Reading\]](#) **See also:** [CBS](#), [CNN](#), [Fox](#), [NY Post](#), [Reuters](#), [WSJ](#)

WSJ: Michael Avenatti Fraud Case Goes to Jury, James Fanelli and Corinne Ramey, February 2, 2022, 5:54 PM

A federal jury began deliberations in the fraud trial of Michael Avenatti Wednesday afternoon after the disgraced celebrity lawyer and prosecutors clashed over whether he fleeced his former client Stormy Daniels out of money from a book deal. Mr. Avenatti, who is serving as his own lawyer, said during closing arguments that he was an advocate and champion for Ms. Daniels in her legal fights with then-President Donald Trump in 2018. He told jurors in Manhattan that his work entitled him to a percentage of her \$800,000 book advance, saying her claims that he stole from her weren't credible. [\[Continue Reading\]](#) **See also:** [Law360](#)

WaPo: Former financial aid director at a Virginia community college indicted on charges of fraud and theft, Danielle Douglas-Gabriel, February 2, 2022, 4:58 PM

A former director of financial aid at J. Sargeant Reynolds Community College in Richmond is accused of running a nearly decade-long scheme to steal state and federal student aid funding. Kiesha L. Pope, 47, was indicted Tuesday by a federal grand jury on five counts of fraud and theft. The indictment alleges that Pope, who led the community college's aid office from 2006 to 2017, used her position to illegally boost the financial aid eligibility of friends and family. [\[Continue Reading\]](#) **See also:** [Charlotte Observer \(Charlotte, NC\)](#), [WRIC-ABC \(Richmond, VA\)](#), [WTVR-CBS \(Richmond, VA\)](#), [WWBT-NBC \(Richmond, VA\)](#)

Philly Voice: Philly man trafficked counterfeit airbags and installed them in used cars sold to consumers, feds say, Michael Tanenbaum, February 2, 2022, 7:40 PM

A Philadelphia man is facing federal charges for allegedly obtaining hundreds of cheap, counterfeit airbags from China and installing them in used cars, which he later sold to unsuspecting consumers, according to federal prosecutors. Emiliano Rodriguez, 44, a citizen of the Dominican Republic residing in Philadelphia, is a trained auto mechanic who allegedly ordered the counterfeit airbags and used them to dupe car buyers from at least January 2017 through October 2019, investigators said. [\[Continue Reading\]](#) **See also:** [Patch \(Philadelphia, PA\)](#)

KOSA-CBS (Odessa, TX): Dallas Man Pleads Guilty to Assault of a Federal Officer, Jay Hendricks, February 2, 2022, 10:05 PM

A Dallas man pleaded guilty yesterday to transporting undocumented noncitizens and assaulting a federal officer. According to court documents, 21-year-old Jose Alejandro Crecencio, was parked in a Chevy Tahoe at the Big Bend National Park Visitor's Center

when a Border Patrol agent attempted to make contact with him. [\[Continue Reading\]](#)

WZTV-Fox (Nashville, TN): DOJ: 22 facing drug charges in two Middle Tennessee counties after federal investigation, Unattributed, February 2, 2022, 12:00 PM

Twenty-two people have been indicted for distributing drugs around Maury and Lewis counties, the U.S. Dept. of Justice reports. All but one have been taken into custody. The DOJ unsealed the last of the federal indictments this week. [\[Continue Reading\]](#)

CIVIL RIGHTS

NYT: How a Plea Deal in the Arbery Hate Crime Case Unraveled, Richard Fausset and Shaila Dewan, February 2, 2022, 1:00 PM

Tara M. Lyons stood in a courtroom in Brunswick, Ga., this week with a dilemma no prosecutor wants. She had a deal with two of the murderers of Ahmaud Arbery, who had agreed to 30-year sentences on federal hate crime charges. But Mr. Arbery's family was firmly against it. [\[Continue Reading\]](#)

CNN: 16 shots and an early release: Former officer Jason Van Dyke, who killed Laquan McDonald, leaves prison, Omar Jimenez, February 3, 2022, 2:00 AM

From "16 shots and a cover-up!" to 16 shots and an early release from prison. The former became a familiar rallying cry for protesters on the streets of Chicago after the 2014 murder of 17-year-old Laquan McDonald. The latter is the newest reality for former Chicago Police officer Jason Van Dyke. [...] The NAACP even penned a letter to Attorney General Merrick Garland days before Van Dyke's release asking him to "provide your commitment to move forward with appropriate and applicable federal charges." [\[Continue Reading\]](#) **See also:** [NPR](#), [WGN-ABC \(Chicago, IL\)](#)

Booth Newspapers (Grand Rapids, MI): Meijer, government settle dispute over access to COVID-19 vaccination portal by those with disabilities, John Agar, February 2, 2022, 4:40 PM

The federal government has reached a settlement with Meijer Inc. over accessibility to the retailer's COVID-19 vaccination portal. People with certain disabilities were unable to access information about vaccines or book appointments online, the U.S. Attorney's Office for the Western District of Michigan said in a statement. [\[Continue Reading\]](#) **See also:** [WXMI-Fox \(Grand Rapids, MI\)](#)

Star Tribune (Minneapolis, MN): Trial of ex-Minneapolis cops postponed by COVID diagnosis, Rochelle Olson and Andy Mannix, February 2, 2022, 3:42 PM

The federal civil rights trial against three former Minneapolis police officers was postponed until Monday after one of the officers tested positive for COVID-19. Just as court was to start Wednesday, Judge Paul Magnuson announced that one of the defendants had tested positive for COVID-19. There was no official confirmation of which defendant had the virus, but pool reports from the courtroom said both J. Alexander Kueng and Tou Thao were seen this morning and Thomas Lane was not. [\[Continue Reading\]](#)

CIVIL LAW

LAT: Appeals court skeptical of judge's ruling blocking access to GOP Sen.

Richard Burr's warrant, Del Quentin Wilber, February 2, 2022, 7:02 PM

A federal appeals court indicated Wednesday it may overturn a judge's ruling that blocked the public's access to a search warrant for Sen. Richard M. Burr's cellphone, which was part of an investigation into his stock trades. All three judges on the appellate panel in Washington were critical of a district court judge's ruling in May that rejected a request by the Los Angeles Times to review the sealed warrant and affidavit that prosecutors used to justify obtaining the senator's phone. [[Continue Reading](#)] **See also:** [Politico](#)

Honolulu Star-Advertiser: **Feds take Hawaii to court over Red Hill defueling order**, Sophie Cocke, February 2, 2022, 10:00 PM

Attorneys with the U.S. Department of Justice filed an appeal in federal court today contesting the state's emergency order instructing the Navy to drain its massive, underground Red Hill fuel tanks. The Dec. 6 order was issued after a fuel spill at the facility contaminated the drinking water of approximately 93,000 residents in neighborhoods in and around Joint Base Pearl Harbor-Hickam, sickening water users and displacing thousands from their homes. [[Continue Reading](#)]

IMMIGRATION & BORDER SECURITY

NBC: **[VIDEO] Biden Administration wants families separated at border to stay in the U.S.**, Unattributed, February 2, 2022, 10:00 PM

It is almost a year since President Biden launched a task force to reunify families separated at the border during the Trump administration. NBC News' Jacob Soboroff reports on how the Biden administration wants to keep these separated families in the U.S. [[Watch](#)]

CNN: **ICE director nomination again advances out of Senate committee despite GOP objection**, Geneva Sands, February 2, 2022, 10:36 AM

President Joe Biden's nominee to be Immigration and Customs Enforcement director, Ed Gonzalez, was advanced out of committee for a second time on Wednesday, despite GOP objection to his nomination. The Senate Homeland Security and Governmental Affairs Committee voted along party lines to move Gonzalez for full Senate consideration. If confirmed, Gonzalez would be the first permanent leader of the agency since the Obama administration, as there was never a Senate-confirmed ICE director during Trump's presidency. [[Continue Reading](#)] **See also:** [Law360](#)

Law360: **Feds Push To Stay Diversity Visa Orders For DC Circ. Fight**, Alyssa Aquino, February 2, 2022, 9:48 PM

The Biden administration has urged two D.C. judges to pause orders requiring the processing of over 10,000 diversity visas that have been on hold throughout the COVID-19 pandemic, saying it was taking the orders up to the D.C. Circuit. [[Continue Reading](#)]

Law360: **Biden Orders Review Of Title 42, 'Remain In Mexico'**, Mike LaSusa, February 2, 2022, 7:37 PM

President Joe Biden issued an executive order Wednesday directing federal agencies to review various aspects of current U.S. immigration strategy, including the so-called Title 42 entry restrictions related to the coronavirus pandemic and the Trump-era program known as "Remain in Mexico." [[Continue Reading](#)]

CNBC: Homeland Security official Vance Callender on administrative leave after raid on Michigan home, lawyer says, Dan Mangan, February 2, 2022, 3:53 PM

A top Homeland Security Investigations official went on administrative leave after his Michigan home was raided last week by authorities, his lawyer said Wednesday. The reason for the raid remains unknown. The lawyer for HSI Special Agent-in-Charge Vance Callender in a text message to CNBC, also said, "We have entered into a dialogue with the investigators." [...] A U.S. Immigration and Customs Enforcement spokeswoman would not say Tuesday whether that agency, which is the parent to HSI, conducted the raid, or whether it was another agency. The FBI said it was not involved in the operation. [[Continue Reading](#)]

The Hill: DHS to regulate controversial Border Patrol teams, Rebecca Beitsch, Rafael Bernal, February 2, 2022, 12:56 PM

The Department of Homeland Security (DHS) is developing plans to increase oversight of controversial quick response teams within the Border Patrol that immigration advocates say helped cover up incidents of abuse by agents. The department is due to release a memo to address growing criticism of "critical incident teams" (CITs), issuing new standards while consolidating internal investigative power in the Office of Professional Responsibility (OPR), housed in Border Patrol's oversight agency, U.S. Customs and Border Protection (CBP). [[Continue Reading](#)]

ANTITRUST

Bloomberg Law: Potential Bias in AI Consumer Decision Tools Eyed by FTC, CFPB, Ali M. Arain, Michael W. Ross, Michael W. Ross, Jonathan Steinberg, February 3, 2022, 4:00 AM

Potential discrimination and bias resulting from consumer tools based on artificial intelligence and automated data will be an enforcement focus of regulators this year, Jenner & Block attorneys predict. Accuracy and transparency are also on the table, they say. Given the growing use of artificial intelligence (AI) and automated decision-making tools in consumer-facing decisions, we expect federal regulators in 2022 to continue their recent track record of interest in potential discrimination and unfairness, as well as data accuracy and transparency. [[Continue Reading](#)]

FEDERAL LAW ENFORCEMENT AGENCIES

Reuters: FBI says no explosives found at historically Black colleges after bomb threats, Sarah N. Lynch, February 2, 2022, 7:47 PM

The FBI said on Wednesday it has not detected any explosive devices, after several historically Black colleges and universities across the United States reported receiving bomb threats earlier this week. "Although at this time no explosive devices have been found at any of the locations, the FBI takes all threats with the utmost seriousness and we are committed to thoroughly and aggressively investigating these threats," the FBI said. [[Continue Reading](#)] **See also:** [ABC](#), [Atlanta Journal-Constitution](#), [Bloomberg](#), [CNBC](#), [KSBY-NBC/CW \(San Luis Obispo, CA\)](#), [NBC](#), [Newsmax](#), [Newsweek](#), [NYT](#), [Time](#), [USA Today](#), [VOA](#), [Washington Examiner](#), [WaPo](#), [WBRZ-ABC \(Baton Rouge, LA\)](#), [WSJ](#), [WXIA-NBC \(Atlanta, GA\)](#)

AP: FBI confirms it bought spyware from Israel's NSO Group, Eric Tucker And Frank Bajak, February 2, 2022, 5:00 PM

The FBI has confirmed purchasing NSO Group's powerful spyware tool Pegasus, whose chronic abuse to surveil journalists, dissidents and human rights activists has long been established. It suggested its motivation was to "stay abreast of emerging technologies and tradecraft." The agency added in a statement Wednesday that it obtained a limited license from the Israeli firm "for product testing and evaluation only," never using it operationally or to support any investigation. [[Continue Reading](#)] **See also:** [Reuters](#), [WaPo](#)

CBS: Rise in crime fueled in part by "ghost" guns, ATF says, Jeff Pegues, February 2, 2022, 6:59 PM

President Biden is meeting with New York City Mayor Eric Adams on Thursday to discuss the wave of gun violence plaguing America's cities. "Ghost" guns, unregistered and untraceable homemade weapons that can be made with a 3D printer, are partly driving the spike in crime, according to the Bureau of Alcohol, Tobacco, Firearms and Explosives. The weapons can be produced for less than \$200. [[Continue Reading](#)]

CRIMINAL JUSTICE/CORRECTIONS

AP: Doctors, EMTs pull out of consideration for Nevada execution, Ken Ritter, February 2, 2022, 7:28 PM

The two doctors enlisted by Nevada prison officials to oversee an execution by an end-of-February deadline don't want to be publicly identified and are no longer being considered, state officials told a federal judge. After U.S. District Judge Richard Boulware II said he wanted to see the credentials of medical personnel who might attend Zane Michael Floyd's lethal injection, two emergency medical technicians also withdrew their names, court documents show. [[Continue Reading](#)]

US SUPREME COURT

AP: High court conservatives target O'Connor, Kennedy opinions, Mark Sherman, February 3, 2022, 12:30 AM

For years, the Supreme Court moved to the left or right only as far as Justices Sandra Day O'Connor and Anthony Kennedy allowed. They held pivotal votes on a court closely divided between liberals and conservatives. Now, though, a more conservative court that includes two men who once worked for Kennedy at the high court is taking direct aim at major opinions written by the two justices, now retired. [[Continue Reading](#)]

NYT: [OPINION] The Supreme Court Is on the Wrong Path, Adrian Vermeule, February 3, 2022, 5:02 AM

Justice Stephen Breyer last week announced that he will retire at the end of this Supreme Court term. If the recent past is any guide, whoever is nominated to replace him will face a barrage of attacks from political opponents. Every Supreme Court nomination is now a battleground, featuring slander and even angry demonstrations, as when protesters of Justice Brett Kavanaugh's nomination invaded the Senate building and attacked the very doors of the court. [[Continue Reading](#)]

WaPo: White House unveils Supreme Court nomination team, Seung Min Kim, February 2, 2022, 8:06 PM

The White House is formally tapping three outside advisers who are veterans of politics

and communications to help shepherd President Biden's eventual Supreme Court pick through the Senate confirmation process. The new team is led by former senator Doug Jones (D-Ala.), whose selection as the Supreme Court nominee's guide was made public this week. [[Continue Reading](#)] **See also:** [The Hill](#), [Time](#)

WaPo: Biden's Focus on Black Women for Supreme Court Echoes Bipartisan Precedents, Jess Bravin, February 2, 2022, 10:23 AM

Some Senate Republicans are criticizing President Biden's pledge to place a Black woman on the Supreme Court, arguing he is paying a debt to a partisan constituency rather than seeking the most qualified nominee. But the practice of filling Supreme Court slots to court particular voter groups has a long bipartisan history. [[Continue Reading](#)]

CNN: Voting rights groups urge Supreme Court to let order for redrawn Alabama congressional map stand, Ariane de Vogue and Paul LeBlanc, February 2, 2022, 4:00 PM

Lawyers for the NAACP Legal Defense Fund and other groups told the Supreme Court on Wednesday that it should leave in place a lower court opinion ordering Alabama to redraw its congressional map. A panel of three federal judges, including two appointees of former President Donald Trump, had ruled that the map likely violates Section 2 of the Voting Rights Act because it includes only one district where Black voters can elect a candidate of their choice. Section 2 prohibits voting practices that discriminate on the basis of race. [[Continue Reading](#)]

JUDICIAL NOMINEES & APPOINTMENTS

Courthouse News: Biden nominates Stephanie Dawkins Davis to Sixth Circuit vacancy, Rose Wagner, February 2, 2022, 4:00 PM

President Joe Biden nominated Stephanie Dawkins Davis to the Sixth Circuit of the U.S. Court of Appeals on Wednesday, laying the groundwork for Davis to become the second Black woman to serve on the Cincinnati-based federal court. Davis currently serves as a federal district court judge for the Eastern District of Michigan, where she has served on the bench since former President Donald Trump nominated her in 2019. [[Continue Reading](#)]

MARIJUANA LEGALIZATION

Reuters: Mississippi becomes 37th U.S. state to legalize medical marijuana, Unattributed, February 3, 2022, 5:34 AM

Mississippi joined 36 other U.S. states in legalizing marijuana for medical use on Wednesday, as the governor signed legislation permitting cannabis for treatment of severe, debilitating health conditions such as cancer, AIDS and Alzheimer's disease. [[Continue Reading](#)] **See also:** [Marijuana Moment](#)

OPIOID CRISIS

Bloomberg Law: Ex-Pharma CEO Found Guilty of Aiding Opioid Sales to Addicts, Bob Van Voris, February 2, 2022, 5:10 PM

The former head of a major generic-drug distributor was convicted of conspiring to sell opioids to crooked pharmacies to boost profits and his own pay. Laurence F. Doud III,

who spent 25 years as chief executive officer of Rochester Drug Co-operative, was found guilty Wednesday in New York of scheming with others at the company to sell large amounts of addictive oxycodone and fentanyl to businesses that diverted the medications to addicts and street dealers. [[Continue Reading](#)]

ADMINISTRATION

AP: Senate Dem leader meets with Biden to talk Supreme Court, Colleen Long and Mary Clare Jalonick, February 2, 2022, 11:00 PM

President Joe Biden had Senate Majority Leader Chuck Schumer over to the White House on Wednesday to talk about how to fill an upcoming vacancy on the Supreme Court. Biden has promised to nominate the first Black woman to the high court to fill the spot being vacated by Justice Stephen Breyer, who is retiring at the end of this term. The president, who has promised to make a decision by the end of the month, has amassed a list of potential candidates that includes women with a range of professional expertise, from federal defenders to longtime judges and academics. [[Continue Reading](#)]

CONGRESS

WaPo: Senate moves to confirm new D.C. judges amid vacancy crisis, Meagan Flynn, February 2, 2022, 4:15 PM

The Senate on Wednesday confirmed three D.C. judicial nominees after the city's courts warned in December about the severity of its long-standing crisis of judicial vacancies. The D.C. Superior Court and D.C. Court of Appeals were confronting a record 19 total empty seats — 16 of which were in the Superior Court, a quarter of its entire bench before the Senate acted on Wednesday to begin chipping away at the vacancies. [[Continue Reading](#)] **See also:** [Law360](#)

Washington Times: House Dems want DOJ to probe deputy gangs within the LA Sheriff's Department, Emily Zantow, February 2, 2022, 6:00 PM

Two House Democrats are calling on the Justice Department to investigate so-called secretive “deputy gangs” within the Los Angeles County Sheriff's Department that they say are unfairly targeting Black people. In a letter sent this week, Rep. Jimmy Gomez of California and Rep. Jamie Raskin of Maryland called on Attorney General Merrick Garland to launch a civil rights investigation into the “violent, lawless conduct” of the gangs. [[Continue Reading](#)]

Fox: Biden judicial nominees have unlikely ally: Lindsey Graham, Houston Keene, February 2, 2022, 3:00 PM

Sen. Lindsey Graham, R-S.C., has supported the majority of President Biden's federal judicial nominees so far, according to a Fox News Digital analysis of his voting record. Graham's frequent support for Biden judicial nominees could simplify the confirmation process for Biden's forthcoming Supreme Court nominee. [[Continue Reading](#)]

NETWORK EVENING NEWS LINEUP: FEBRUARY 2, 2022

ABC: World News Tonight with David Muir

CBS: Evening News with Norah O'Donnell

NBC: Nightly News with Lester Holt

- More than 110 million Americans are under winter storm warnings in at least 25 states where a dangerous storm will bring freezing temperatures and heavy snow from Colorado to Maine. The winter storm means travel nightmares across much of the country, with airlines canceling more than 4,500 flights for today and tomorrow. [[ABC](#), [CBS](#), [NBC](#)]
- The Biden Administration has announced it's sending 3,000 US troops to Eastern and Central Europe to bolster NATO forces and deter a Russian invasion of Ukraine. [[ABC](#), [CBS](#), [NBC](#)]
- Jeff Zucker abruptly announced his resignation from CNN today after acknowledging an undisclosed relationship with a coworker. Details of the relationship came to light during the investigation into former anchor Chris Cuomo. [[ABC](#), [CBS](#), [NBC](#)]
- Former Miami Dolphins head coach Brian Flores is speaking out after filing a proposed class-action lawsuit against the NFL and three teams over alleged racist hiring practices. Flores said he filed the suit because it's time for the NFL to change. [[ABC](#), [CBS](#), [NBC](#)]
- The suspect in a shooting on a Virginia college campus that left two officers dead was a former student at the institution, according to court documents. Alexander Wyatt Campbell, 27, faces multiple felony charges, including two counts of capital murder, in connection with Tuesday's shooting at Bridgewater College. [[ABC](#), [NBC](#)]
- Today the White House said it will start distribution of Pfizer's vaccine for kids ages 6 months to 4 years as soon as the FDA authorizes it. This comes as COVID deaths remain at their highest level in nearly a year. [[ABC](#), [CBS](#)]
- Illegal guns are a big part of the wave of gun violence plaguing America's cities, particularly "ghost guns," which can be easily purchased with no background checks and made at home. [[CBS](#)]
- For the second time in less than a week, mourners across New York City and the country came together to bid a final farewell to a fallen NYPD officer. Family, friends and a sea of brothers and sisters in blue gathered for the funeral for Officer Wilbert Mora at St. Patrick's Cathedral in Midtown Manhattan, with burial following in Woodside, Queens. [[ABC](#)]
- Four men face charges that they were members of the drug distribution crew that supplied a deadly mix of narcotics to Michael K. Williams, the renowned actor from "The Wire" who overdosed just hours after buying fentanyl-laced heroin in a deal recorded on security camera video. [[NBC](#)]
- The FBI has identified six "tech savvy" juveniles as persons of interests in threats to historically Black colleges and universities on Tuesday, the first day of Black History Month. [[NBC](#)]
- Rikers Island, New York City's massive jail complex and the scene of what's being called a humanitarian crisis. Vincent Schiraldi, the former commissioner of the department of corrections, says staffing issues have led to inhumane conditions and rampant violence. A former detainee says inmates run the jail. [[NBC](#)]

MORNING HEADLINES

- "Russia tries to cast Ukraine as aggressor, suggests disputed peace deal as path forward" [[WaPo](#), [LAT](#), [NYT](#)]
- "Tech Stocks Set to Drop After Facebook Profit Disappoints" [[WSJ](#)]
- "Pelosi's reelection bid keeps Democrats in suspense on leadership." [[LAT](#)]

Atkinson, Lawrence (ODAG)

From: Atkinson, Lawrence (ODAG)
Sent: Monday, May 10, 2021 10:55 PM
To: Lan, Iris (ODAG); Newman, David A. (ODAG)
Subject: 2021.05.0 (b) (7)(E) Tool Briefing Memorandum (ODAG).docx
Attachments: 2021.05.0 (b) (7)(E) Tool Briefing Memorandum (ODAG).docx

First pass at a memorandum for the PADAG. Please edit liberally.

Rush

(b) (6), (b) (7)(C) >; Porter, David (Scott) (CR (b) (6), (b) (7)(C)
Subject: RE: Commercial cyber tools

Jeff,

For additional context (b) (5)

Her panel/interview is this Thursday, January 13. We definitely don't need anything expansive, just want to know if there is anything she could/should say.

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

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

@CyberPolicy | Cyber Division
Federal Bureau of Investigation
(b) (7)(E) (Desk)
(b) (7)(E) (Mobile)

From: Pollak, Jeffrey (CRM (b) (6), (b) (7)(C))
Sent: Tuesday, January 11, 2022 11:22 AM
T (b) (6), (b) (7)(C) (NSD) (JMD) (b) (6), (b) (7)(C) (b) (6), (b) (7)(C) CRM (b) (6), (b) (7)(C) >
C (b) (6), (b) (7)(C) (CyD) (CON (b) (6), (b) (7)(C), (b) (7)(E) (b) (6), (b) (7)(C) (NSD) (JMD)
(b) (6), (b) (7)(C) >; Flagg, Christopher (CRM (b) (6), (b) (7)(C)) >; Porter, David (Scott)
(CRM (b) (6), (b) (7)(C))
Subject: [EXTERNAL EMAIL] - RE: Commercial cyber tools

I am adding OEO/ESU's Chris Flagg and Scott Porter, who have also been (b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5)

(b) (5) Chris/Scott, if I'm missing anything, please let me know.

(b) (5) When is this panel?

-Jeff

From (b) (6), (b) (7)(C) (NS (b) (6), (b) (7)(C))
Sent: Tuesday, January 11, 2022 10:57 AM
To: Pollak, Jeffrey (CRM (b) (6), (b) (7)(C)) (b) (6), (b) (7)(C) CRM (b) (6), (b) (7)(C)
C (b) (6), (b) (7)(C) (CyD) (CON) (FB (b) (6), (b) (7)(C), (b) (7)(E) (b) (6), (b) (7)(C) (NSD) (b) (6), (b) (7)(C))
Subject: Commercial cyber tools

Jeff and Wendy,

Our colleague in FBI Cyber Polic (b) (6), (b) (7)(C) (copied), reached out because FBI DAD Tonya Ugoretz is going to be on a WaPo panel moderated by Ellen Nakashima, an (b) (5)

(b) (5)

(b) (5)

(b) (5)

Commerce's press release on the addition of NSO Group and Candiru to the Entity List

(<https://www.commerce.gov/news/press-releases/2021/11/commerce-adds-nso-group-and-other-foreign-companies-entity-list>) focuses on the supply of tools to foreign governments for malicious purposes:

"NSO Group and Candiru (Israel) were added to the Entity List based on evidence that these entities developed and supplied spyware to foreign governments that used these tools to maliciously target government officials, journalists, businesspeople, activists, academics, and embassy workers. These tools have also enabled foreign governments to conduct transnational repression, which is the practice of authoritarian governments targeting dissidents, journalists and activists outside of their sovereign borders to silence dissent. Such practices threaten the rules-based international order."

Thanks,

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

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

National Security Division
U.S. Department of Justice
Office (b) (6), (b) (7)(C)
Cell (b) (6), (b) (7)(C)