

**OIP**

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**From:** Sampson, Kyle  
**Sent:** Tuesday, November 21, 2006 6:49 PM  
**To:** Beach, Andrew  
**Subject:** Pls sked

Meeting for next Monday.  
Re: U.S. Attorney Appointments  
AG, me, Monica, DAG, Moschella, Elston, Battle.  
1 hour.  
AG's conference room.  
Thx.

Kyle Sampson  
Chief of Staff  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530  
(202) 514-2001 wk.  
(202) 305-5289 cell  
kyle.sampson@usdoj.gov

<b>Tracking:</b>	<b>Recipient</b>	<b>Read</b>
	Beach, Andrew	Read: 11/21/2006 6:54 PM

OIP

---

From: Sampson, Kyle  
Sent: Friday, November 24, 2006 3:11 PM  
To: Otus2005, Ag  
Cc: Beach, Andrew  
Subject: Re: 11/27 U.S. Attorney Appointments

Proceed w/o. We need to have the mtg.

-----  
Sent from my BlackBerry Wireless Handheld

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

From: Otus2005, Ag  
To: Sampson, Kyle  
CC: Beach, Andrew  
Sent: Fri Nov 24 15:08:29 2006  
Subject: FW: 11/27 U.S. Attorney Appointments

Okay to proceed w/o Elston or would you like me to reschedule?

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

From: Elston, Michael (ODAG)  
Sent: Friday, November 24, 2006 2:54 PM  
To: Otus2005, Ag  
Subject: Declined: U.S. Attorney Appointments  
When: Monday, November 27, 2006 9:00 AM-10:00 AM (GMT-05:00) Eastern Time (US & Canada).  
Where:

My wife has a doctor's appointment, but please go forward w/o me.

OIP

---

**From:** Sampson, Kyle  
**Sent:** Monday, November 27, 2006 8:43 AM  
**To:** Sours, Raquel  
**Subject:** Pls add AG to 9am

That is on my sked -- USA appts.

-----  
Sent from my BlackBerry Wireless Handheld

OIP

---

From: Sampson, Kyle  
Sent: Sunday, December 03, 2006 5:12 PM  
To: 'SJennings@gwb43.com'  
Subject: Re: USATTY

My office. Want me to send to you tomorrow?

-----  
Sent from my BlackBerry Wireless Handheld

-----Original Message-----  
From: Scott Jennings <SJennings@gwb43.com>  
To: Sampson, Kyle  
Sent: Sun Dec 03 17:02:32 2006  
Subject: USATTY

Does a list of all vacant, or about-to-be vacant, US Attorney slots exist anywhere?

# White House Judicial Selection Committee



June 21, 2006

Copy No. 19 of 23:  
Kyle Sampson  
0AG000000882

**WHITE HOUSE JUDICIAL SELECTION COMMITTEE**

**Agenda: Meeting of June 21, 2006**

**I. New Business**

**II. Old Business**

0AG000000883

**E. United States Attorney for the Eastern District of Arkansas**

**i. J. Timothy Griffin**

**III. Confirmation Update**

0AG000000884

**J. TIMOTHY GRIFFIN**  
**Candidate for the United States Attorney**  
**for the Eastern District of Arkansas**

**Age:** 37

**Residence:** Little Rock, Arkansas

**Education:**

Tulane University School of Law, J.D. *cum laude*, 1994.  
Oxford University, Pembroke College, 1990-1991.  
Hendrix College, B.A. *cum laude*, 1990.

**Legal and Professional Experience:**

Special Assistant to the President and Deputy Director, Office of Political Affairs, The White House, 2005- present. (Currently on Military Leave)  
Research Director and Deputy Communications Director, 2004 Presidential Campaign, Republican National Committee, 2002-2004.  
Special Assistant to the Assistant Attorney General, Criminal Division, U.S. Department of Justice, 2001-2002.  
Special Assistant United States Attorney, Eastern District of Arkansas, 2001-2002.  
Deputy Research Director, 2000 Presidential Campaign, Republican National Committee, 1999-2001.  
Senior Investigative Counsel, Committee on Government Reform, U.S. House of Representatives, 1997-1998 and 1998-1999.  
Campaign Manager, Betty Dickey for Attorney General, State of Arkansas, 1998.  
Associate Independent Counsel, U.S. Office of Independent Counsel David M. Barrett, 1995-1997.  
Associate, Jones, Walker, Waechter, Poitevent, Carrere & Denegre, L.L.P., 1994-1995.

**Military Service:**

Trial Counsel and Special Assistant U.S. Attorney, Judge Advocate General's Corps, U.S. Army Reserves, 2005- present. (Active duty.)  
Captain, Judge Advocate General's Corps, U.S. Army Reserves, 2000- present.  
First Lieutenant, Judge Advocate General's Corps, U.S. Army Reserves, 1996-2000.

**Professional and Civic Activities:**

Member, Arkansas Bar Association, 1995- present.  
Member, Annual Meeting Subcommittee on Technology, 2002.  
Member, The Oxford Society, 1991- present.  
Board Member, Florence Crittenton Services, 2001-2002.  
Member, Pulaski County Bar Association, 2001-2002.  
President, New Orleans Lawyers Chapter, The Federalist Society, 1995.  
Life Member, Reserve Officers Association.

OAG00000885



**Goodling, Monica**

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**From:** Chiara, Margaret M. (USAMIW)  
**Sent:** Friday, November 04, 2005 11:01 PM  
**To:** MGoodling@usa.doj.gov  
**Subject:** Greetings from WDMI

**Attachments:** tmp.htm



tmp.htm (753 B)

I understand that you have transitioned from EOUSA to the Office of the Attorney General. Know that I enjoyed working with you on the implementation of the AG Guidelines. I hope that you will be able to see the project through to completion. Best wishes on your new assignment.  
MMC

**Goodling, Monica**

---

**From:** Nowacki, John (USAEO) [John.Nowacki@usdoj.gov]  
**Sent:** Tuesday, January 09, 2007 2:31 PM  
**To:** Elston, Michael (ODAG); Goodling, Monica; Battle, Michael (USAEO)  
**Subject:** Fw: WF 1117121 - resignation letter from USA Kevin Ryan

First we've seen from him. Note the departure date of 4/27. Will check whether that accurately reflects the letter.

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

**From:** Beeman, Judy (USAEO) <JBeeman@usa.doj.gov>  
**To:** Murphy, Sean (USAEO) <SMurphy1@usa.doj.gov>; Nowacki, John (USAEO) <JNowacki@usa.doj.gov>  
**Sent:** Tue Jan 09 14:26:26 2007  
**Subject:** FW: WF 1117121 - resignation letter from USA Kevin Ryan

FYI. Judy

---

**From:** Harden, Cyndi A  
**Sent:** Tuesday, January 09, 2007 2:13 PM  
**To:** Beeman, Judy (USAEO); West, Nicole (USAEO)  
**Cc:** Smith, Mauri E  
**Subject:** WF 1117121 - resignation letter from USA Kevin Ryan

ExSec assigned this workflow to EOUSA yesterday with a two week due date. Even though the USA is not leaving until 4/27/07, the AG would like a retirement letter for his signature prepared within the 2-week time frame. Please pass this email/information on to those who will be preparing the retirement letter.

Thanks, Cindy

## Goodling, Monica

---

**From:** Goodling, Monica  
**Sent:** Tuesday, January 09, 2007 2:47 PM  
**To:** Nowacki, John (USAEO); Elston, Michael (ODAG); Battle, Michael (USAEO); Sampson, Kyle  
**Subject:** RE: WF 1117121 - resignation letter from USA Kevin Ryan

I just pulled the letter. It says "proposed effective date of April 27." Wow.

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

**From:** Nowacki, John (USAEO) [mailto:John.Nowacki@usdoj.gov]  
**Sent:** Tuesday, January 09, 2007 2:31 PM  
**To:** Elston, Michael (ODAG); Goodling, Monica; Battle, Michael (USAEO)  
**Subject:** Fw: WF 1117121 - resignation letter from USA Kevin Ryan

First we've seen from him. Note the departure date of 4/27. Will check whether that accurately reflects the letter.

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

**From:** Beeman, Judy (USAEO) <JBeeman@usa.doj.gov>  
**To:** Murphy, Sean (USAEO) <SMurphy1@usa.doj.gov>; Nowacki, John (USAEO) <JNowacki@usa.doj.gov>  
**Sent:** Tue Jan 09 14:26:26 2007  
**Subject:** FW: WF 1117121 - resignation letter from USA Kevin Ryan

FYI. Judy

---

**From:** Harden, Cyndi A  
**Sent:** Tuesday, January 09, 2007 2:13 PM  
**To:** Beeman, Judy (USAEO); West, Nicole (USAEO)  
**Cc:** Smith, Mauri E  
**Subject:** WF 1117121 - resignation letter from USA Kevin Ryan

ExSec assigned this workflow to EOUSA yesterday with a two week due date. Even though the USA is not leaving until 4/27/07, the AG would like a retirement letter for his signature prepared within the 2-week time frame. Please pass this email/information on to those who will be preparing the retirement letter.

Thanks, Cindy

Tracking:	Recipient	Read
	<del>Nowacki, John (USAEO)</del>	
	Elston, Michael (ODAG)	Read: 1/9/2007 3:24 PM
	Battle, Michael (USAEO)	
	Sampson, Kyle	

## Goodling, Monica

---

**From:** Elston, Michael (ODAG)  
**Sent:** Tuesday, January 09, 2007 3:07 PM  
**To:** Nowacki, John (USAEO); Goodling, Monica; Battle, Michael (USAEO)  
**Cc:** Sampson, Kyle  
**Subject:** Re: WF 1117121 - resignation letter from USA Kevin Ryan

This letter was sent before my conversation w/ Kevin on Friday.

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

**From:** Nowacki, John (USAEO) <John.Nowacki@usdoj.gov>  
**To:** Elston, Michael (ODAG); Goodling, Monica; Battle, Michael (USAEO)  
**Sent:** Tue Jan 09 14:31:02 2007  
**Subject:** Fw: WF 1117121 - resignation letter from USA Kevin Ryan

First we've seen from him. Note the departure date of 4/27. Will check whether that accurately reflects the letter.

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

**From:** Beeman, Judy (USAEO) <JBeeman@usa.doj.gov>  
**To:** Murphy, Sean (USAEO) <SMurphy1@usa.doj.gov>; Nowacki, John (USAEO) <JNowacki@usa.doj.gov>  
**Sent:** Tue Jan 09 14:26:26 2007  
**Subject:** FW: WF 1117121 - resignation letter from USA Kevin Ryan

FYI. Judy.

---

**From:** Harden, Cyndi A  
**Sent:** Tuesday, January 09, 2007 2:13 PM  
**To:** Beeman, Judy (USAEO); West, Nicole (USAEO)  
**Cc:** Smith, Mauri E  
**Subject:** WF 1117121 - resignation letter from USA Kevin Ryan

ExSec assigned this workflow to EOUSA yesterday with a two week due date. Even though the USA is not leaving until 4/27/07, the AG would like a retirement letter for his signature prepared within the 2-week time frame. Please pass this email/information on to those who will be preparing the retirement letter.

Thanks, Cindy

**Goodling, Monica**

---

**From:** Goodling, Monica  
**Sent:** Tuesday, January 09, 2007 3:40 PM  
**To:** Sampson, Kyle  
**Subject:** USA attendance this week at the NAC

These USAs will not attend:

Paul Charlton (AZ) - FAUSA going  
John McKay (WDWA) - FAUSA going  
Margaret Chiara (WDWI) - spoke with Battle and indicated she was sick; FAUSA going  
Kevin Ryan (NDCA)  
Carol Lam (SDCA)  
David Iglesias (NM)  
Dan Bogden (NV)

**Tracking:**

**Recipient**  
Sampson, Kyle

**Read**  
Read: 1/9/2007 3:59 PM

## Goodling, Monica

---

**From:** Seidel, Rebecca  
**Sent:** Wednesday, January 17, 2007 1:30 AM  
**To:** Sampson, Kyle; Elwood, Courtney; Friedrich, Matthew (OAG); Elston, Michael (ODAG); Moschella, William; Brand, Rachel  
**Cc:** Hertling, Richard; Tracci, Robert N; Scolinos, Tasia; Bounds, Ryan W (OLP); Roehrkasse, Brian; Goodling, Monica; Seidel, Rebecca  
**Subject:** SJC Member issues - additional intel  
**Attachments:** Additional Intel re SJC Member issues.1-16-06.doc; B-9 recordkeeping for porn producers (updated 1-16).doc; AG 09-19-06 Banking Transcript.txt

As we mentioned, we met with Republican counsels this afternoon and some pulled me aside after to discuss specific issues they were drafting questions on. Please see attached.

Also spoke with Feinstein's Chief counsel tonight again (also included in the attached)

Note re Feinstein and USA firings - her counsel tells me Feinstein has not talked to Carol Lam at all. That she is ginned up seeing press articles that quote an FBI agent as saying Lam's removal would be disruptive to their cases.

Counsel also read off topics that Feinstein's other staff had written questions on and that she (Chief counsel) was reviewing tonight. These topics are listed on the attached.

Attached to this email (which I will bring to the AG prep Wed afternoon):

1) Summary of new intel on SJC member issues



Additional Intel re  
SJC Member...

**Additional Intel re SJC Member issues**  
**(From direct conversations with SJC staff 1/16/06)**

**Feinstein:**

1) *USA firings* – Chief Counsel tells me likely a lot of her questions will be on this.

It is very much on her mind.

- a. Feinstein was saying on the floor that she is hearing a lot of rumors about what is going on, and pointed out that they are just rumors, but it would be better if they knew what is really going on.
- b. Feinstein has seen press stories that quote an FBI agent as saying USA Lam's departure will be disruptive to their case.





**Goodling, Monica**

---

**From:** Elston, Michael (ODAG)  
**Sent:** Wednesday, January 17, 2007 7:59 AM  
**To:** Seidel, Rebecca  
**Cc:** Goodling, Monica; Sampson, Kyle  
**Subject:** Re: SJC Member issues - additional intel

Did she just volunteer that she had not talked to Lam or did you ask?

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

**From:** Seidel, Rebecca  
**To:** Sampson, Kyle; Elwood, Courtney; Friedrich, Matthew (OAG); Elston, Michael (ODAG); Moschella, William; Brand, Rachel  
**CC:** Hertling, Richard; Tracci, Robert N; Scolinos, Tasia; Bounds, Ryan W (OLP); Roehrkasse, Brian; Goodling, Monica; Seidel, Rebecca  
**Sent:** Wed Jan 17 01:29:51 2007  
**Subject:** SJC Member issues - additional intel

As we mentioned, we met with Republican counsels this afternoon and some pulled me aside after to discuss specific issues they were drafting questions on. Please see attached.

Also spoke with Feinstein's Chief counsel tonight again (also included in the attached) Note re Feinstein and USA firings - her counsel tells me Feinstein has not talked to Carol Lam at all. That she is ginned up seeing press articles that quote an FBI agent as saying Lam's removal would be disruptive to their cases.

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Attached to this email (which I will bring to the AG prep Wed afternoon):

1) Summary of new intel on SJC member issues

<<Additional Intel re SJC Member issues.1-16-06.doc>>

## Goodling, Monica

---

**From:** Seidel, Rebecca  
**Sent:** Wednesday, January 17, 2007 9:04 AM  
**To:** Elston, Michael (ODAG)  
**Cc:** Goodling, Monica; Sampson, Kyle  
**Subject:** Re: SJC Member issues - additional intel

I asked in the vein of just inquisitively asking " what has Lam been telling her?". Ie not understanding what is ginning this up

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

**From:** Elston, Michael (ODAG)  
**To:** Seidel, Rebecca  
**CC:** Goodling, Monica; Sampson, Kyle  
**Sent:** Wed Jan 17 07:58:49 2007  
**Subject:** Re: SJC Member issues - additional intel

Did she just volunteer that she had not talked to Lam or did you ask?

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

**From:** Seidel, Rebecca  
**To:** Sampson, Kyle; Elwood, Courtney; Friedrich, Matthew (OAG); Elston, Michael (ODAG); Moschella, William; Brand, Rachel  
**CC:** Hertling, Richard; Tracci, Robert N; Scolinos, Tasia; Bounds, Ryan W (OLP); Roehrkasse, Brian; Goodling, Monica; Seidel, Rebecca  
**Sent:** Wed Jan 17 01:29:51 2007  
**Subject:** SJC Member issues - additional intel

As we mentioned, we met with Republican counsels this afternoon and some pulled me aside after to discuss specific issues they were drafting questions on. Please see attached.

Also spoke with Feinstein's Chief counsel tonight again (also included in the attached) Note re Feinstein and USA firings - her counsel tells me Feinstein has not talked to Carol Lam at all. That she is ginned up seeing press articles that quote an FBI agent as saying Lam's removal would be disruptive to their cases.

Counsel also read off topics that Feinstein's other staff had written questions on and that she (Chief counsel) was reviewing tonight. These topics are listed on the attached.

Attached to this email (which I will bring to the AG prep Wed afternoon):

1) Summary of new intel on SJC member issues

<<Additional Intel re SJC Member issues.1-16-06.doc>>

**Goodling, Monica**

---

**From:** Elston, Michael (ODAG)  
**Sent:** Thursday, January 18, 2007 10:58 AM  
**To:** Sampson, Kyle; Moschella, William; Goodling, Monica  
**Cc:** Mercer, William W; McNulty, Paul J  
**Subject:** USAO-NDCA

Kyle:

Kevin Ryan's FAUSA, Eumi Choi, just called to let us know that Kevin is not returning calls from Sen. Feinstein or Carol Lam and doing his best to stay out of this. He wanted us to know that he's still a "company man." I gave her my talkers for McKay and Charlton and asked her to convey them to Kevin.

Mike

**Goodling, Monica**

---

**From:** Sampson, Kyle  
**Sent:** Thursday, January 18, 2007 10:58 AM  
**To:** Elston, Michael (ODAG); Moschella, William; Goodling, Monica  
**Cc:** Mercer, William W; McNulty, Paul J  
**Subject:** Re: USAO-NDCA

Thx.

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

**From:** Elston, Michael (ODAG)  
**To:** Sampson, Kyle; Moschella, William; Goodling, Monica  
**CC:** Mercer, William W; McNulty, Paul J  
**Sent:** Thu Jan 18 10:57:32 2007  
**Subject:** USAO-NDCA

Kyle:

Kevin Ryan's FAUSA, Eumi Choi, just called to let us know that Kevin is not returning calls from Sen. Feinstein or Carol Lam and doing his best to stay out of this. He wanted us to know that he's still a "company man." I gave her my talkers for McKay and Charlton and asked her to convey them to Kevin.

Mike

**Goodling, Monica**

---

**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 12:39 PM  
**To:** Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Subject:** I hear there is a letter from Feinstein on Carol Lam a year or two ago

I need it ASAP. Can you pull from your system ASAP and email to me?

**Tracking:**

**Recipient**

Scott-Finan, Nancy  
Cabral, Catalina  
Tracci, Robert N

**Read**

Read: 1/18/2007 12:40 PM

**Goodling, Monica**

---

**From:** Scott-Finan, Nancy  
**Sent:** Thursday, January 18, 2007 12:42 PM  
**To:** Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Green, Saralene E; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

Sara/Sandra

Can you pull the Feinstein letter on Carol Lam from 2006, 2005, 2004 up and email it to us? Thanks.

---

**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 12:39 PM  
**To:** Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Subject:** I hear there is a letter from Feinstein on Carol Lam a year or two ago

I need it ASAP. Can you pull from your system ASAP and email to me?

**Goodling, Monica**

---

**From:** Green, Saralene E  
**Sent:** Thursday, January 18, 2007 12:57 PM  
**To:** Scott-Finan, Nancy; Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago  
**Attachments:** Feinstein-incom-042506.tif; Feinstein-resp-060706.tif

*Per your req'*



Feinstein-Incom-042Feinstein-resp-0607  
506.tif (12... 06.tif (64 ...

**DATE OF DOCUMENT:** 04/25/2006  
**DATE RECEIVED:** 05/02/2006

**WORKFLOW ID:** 996921  
**DUE DATE:**

**FROM:** The Honorable Dianne Feinstein  
United States Senate  
  
Washington, DC 20510

**TO:** USA Carol Lam

**MAIL TYPE:** Congressional Priority

**SUBJECT:** (Fax rec'd from EOUSA) Urging USA Lam to review the FBI's request for arrest warrants for two individuals allegedly involved in the abduction of three children by their mother, .. Advises that: has revoked her U.S. citizenship and obtained Philippine citizenship, thereby ruling out the possibility for her deportation or extradition from the Philippines. States that the FBI has compiled evidence indicating that the maternal grandparents are involved in the abduction.

---

**DATE ASSIGNED**  
05/24/2006

**ACTION COMPONENT & ACTION REQUESTED**  
For OLA signature.  
Office of Legislative Affairs

**INFO COMPONENT:** OAG, ODAG, OLA, FBI, CRM

**COMMENTS:** 6/8/2006: OLA signed ltr dtd 6/7/2006. cc: EOUSA, CG files. 5/24/2006: EOUSA submitted proposed response for OLA signature.

**FILE CODE:**

CONG

**EXECSEC POC:**

Debbie Alexander: 202-616-0075

---

**From:** Scott-Finan, Nancy  
**Sent:** Thursday, January 18, 2007 12:42 PM  
**To:** Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Green, Saralene E; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

Sara/Sandra

Can you pull the Feinstein letter on Carol Lam from 2006, 2005, 2004 up and email it to us? Thanks.

---

**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 12:39 PM  
**To:** Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Subject:** I hear there is a letter from Feinstein on Carol Lam a year or two ago

I need it ASAP. Can you pull from your system ASAP and email to me?



DARRELL E. ISSA  
49TH DISTRICT, CALIFORNIA

WASHINGTON OFFICE  
211 CANNON HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-3908  
FAX (202) 225-3303

DISTRICT OFFICE  
1800 THIBODAO ROAD, SUITE 310  
VISTA, CA 92081  
(760) 599-6000  
FAX (760) 599-1178  
SOUTHWEST RIVERSIDE COUNTY  
(951) 893-2447  
www.issa.house.gov



Congress of the United States  
House of Representatives  
Washington, DC 20515-0549

COMMITTEE ON GOVERNMENT REFORM  
SUBCOMMITTEES:  
ENERGY AND RESOURCES—CHAIRMAN  
FEDERAL WORKFORCE & AGENCY ORGANIZATION

COMMITTEE ON  
INTERNATIONAL RELATIONS  
SUBCOMMITTEES:  
INT'L TERRORISM & NONPROLIFERATION—VICE-CHAIRMAN  
EUROPE & EMERGING THREATS  
MIDDLE EAST & CENTRAL ASIA

COMMITTEE ON THE JUDICIARY  
SUBCOMMITTEES:  
COURTS, THE INTERNET & INTELLECTUAL PROPERTY  
IMMIGRATION, BORDER SECURITY & CLAIMS

HOUSE POLICY COMMITTEE

October 13, 2005

Ms. Carol C. Lam  
United States Attorney  
880 Front Street, Room 6293  
San Diego, California 92101

Dear Ms. Lam:

I write concerning yet another apparent instance of discretionary non-prosecution of criminal illegal aliens by your office. ~~This recurring situation absolutely must change.~~

I urge you to reconsider your decision not to prosecute Alfredo Gonzales Garcia, a.k.a. Isidro Gonzales Alas, FBI # 180566JA5, a criminal alien who was apprehended by the Border Patrol and remains in their custody. Mr. Garcia has been convicted on narcotics charges on at least two previous occasions and has an outstanding warrant out for his arrest. Nonetheless, I am told that the U.S. Attorney's Office has opted not to prosecute Mr. Garcia. Criminal alien repeat offenders pose a significant danger to our citizens, and must be dealt with more severely than a 24-hour detention and release.

Your office has established an appalling record of refusal to prosecute even the worst criminal alien offenders. Your handling of Mr. Garcia is hardly different than the treatment of Antonio Amparo-Lopez, another criminal illegal alien who your office failed to prosecute. Every time one of these criminals is released, our communities become more dangerous.

I implore you to prosecute criminal illegal aliens such as these to every extent possible. If there is some barrier to the prosecution of these criminals that I am unaware of, please communicate it so we can make sure you have the resources and policies in place needed to allow you to bring these criminal aliens and repeat offenders to justice.

Sincerely,

Darrell Issa  
Member of Congress

**DARRELL E. ISSA**  
49TH DISTRICT, CALIFORNIA

WASHINGTON OFFICE:  
211 CANYON HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-3906  
FAX (202) 225-3303

DISTRICT OFFICE:  
1800 THIBODAO ROAD, SUITE 310  
VISTA, CA 92081  
(760) 599-5000  
FAX (760) 599-1178

SOUTHWEST RIVERSIDE COUNTY  
(951) 693-2447

[www.issa.house.gov](http://www.issa.house.gov)



**Congress of the United States**  
**House of Representatives**  
Washington, DC 20515-0549

COMMITTEE ON GOVERNMENT REFORM

SUBCOMMITTEES:  
ENERGY AND RESOURCES—CHAIRMAN  
FEDERAL WORKFORCE & AGENCY ORGANIZATION

COMMITTEE ON  
INTERNATIONAL RELATIONS

SUBCOMMITTEES:  
INT'L TERRORISM & NONPROLIFERATION—VICE-CHAIRMAN  
EUROPE & EMERGING THREATS  
MIDDLE EAST & CENTRAL ASIA

COMMITTEE ON THE JUDICIARY

SUBCOMMITTEES:  
COURTS, THE INTERNET & INTELLECTUAL PROPERTY  
IMMIGRATION, BORDER SECURITY & CLAIMS

HOUSE POLICY COMMITTEE

May 24, 2006

Ms. Carol C. Lam  
United States Attorney  
880 Front Street, Room 6293  
San Diego, California 92101

Dear Ms. Lam:

In response to your comments on the Border Patrol internal memo my office obtained and released, your statement misses the mark and exhibits a willful disregard to the documented 251 incidents in fiscal year 2004 where the Border Patrol at the El Cajon station apprehended smugglers but led to smuggling charges for roughly 6% of the cases. The memo I released contains a specific enforcement number for each of the 251 incidents that you or the Department of Homeland Security can confirm by simply typing the number into a computer database.

Your failure to address the substantive issues raised in the memo is consistent with previous news reports and comments that I have repeatedly heard from Border Patrol agents who work closely with your office. You have previously disregarded my requests for information that can help me understand the extent of the problems associated with prosecuting alien smuggling cases and the resources you would need to adopt a zero tolerance policy for trafficking in human beings.

In the case of the memo I released, the fact that you have chosen to focus on unspecified alterations to what you freely admit is an "old Border Patrol document" and your assertion that this document was not seen or approved by Border Patrol management does not dismiss the verifiable facts and details in the memo. I can readily understand that the internal memo, written by a Border Patrol employee, is an embarrassment to your office as the memo speaks with such candor about barriers to prosecution that it could not be embraced and released publicly as a report representing the views of Border Patrol management.

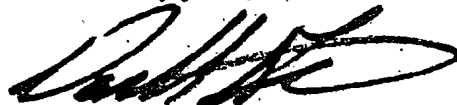
On Monday, my office requested your assistance in obtaining a copy of the report you referenced in your statement but your office has not returned that phone call. I find your statement that "all dialogue and debate should be based on well-informed and accurate data" incredibly disingenuous considering your record in response to my past requests for information on criminal aliens and alien smuggling.

The last correspondence I sent to you was October 13, 2005, concerning an alien by the name of Alfredo Gonzales Garcia, a.k.a. Isidro Gonzales Alas, FBI # 180566JA5. In this letter I asked that if there is some barrier to the prosecution of criminal aliens, including smugglers, that I am unaware of, to please communicate it so we can make sure you have the resources and policies in place needed to allow you to bring these criminal aliens and repeat offenders to justice.

Finally, as the representative of a Congressional district that is greatly impacted by border crimes and as a Member of Congress who sits on the Judiciary Committee, the Intelligence Committee, and the Government Reform Committee that collectively have oversight responsibilities for the Department of Justice and the Department of Homeland Security, your lack of cooperation is hindering the ability of Congress to provide proper oversight over your office and to make informed policy decisions. I am asked to craft and vote on legislative policies that determine your legal authority and the resources you receive and having full and correct information on an issue like the challenges of stopping alien smugglers is essential.

I request a joint meeting with you and the Chief Patrol Agent of the San Diego Border Sector to discuss the prosecution of alien smugglers and what resources are needed to establish a zero tolerance policy for prosecuting individuals who traffic in human beings. My office will contact your office to try and arrange a meeting time.

Sincerely yours,



Darrell Issa  
Member of Congress

# Congress of the United States

Washington, DC 20515

October 20, 2005

The Honorable Alberto Gonzales  
Attorney General  
United States Department of Justice  
950 Pennsylvania Ave., NW  
Washington, DC 20530

Dear Attorney General Gonzales:

We write to request a meeting with you to discuss our frustration with the current policies within the Administration related to the prosecution of criminal aliens. To date, many illegal aliens, who deserve jail time, fall instead into the current practice of "catch and release." The recidivism rate among criminal aliens is high, and your Department's lack of action aggravates rather than remedies this problem.


The Border Patrol recently arrested illegal alien, Alfredo Gonzales Garcia, near the border in San Diego. Even though Mr. Garcia had at least two prior arrests for selling drugs and was incarcerated on two separate occasions for these offenses, the U.S. Attorney's Office in San Diego declined to prosecute him. Prior to that event, the U.S. Attorney's Office chose not to prosecute Antonio Amparo-Lopez, a human smuggler and illegal alien with multiple prior convictions. In each instance, under the Immigration and Nationality Act, they were both eligible, upon conviction, for a two-year prison sentence, at minimum.

The U.S. Attorney in San Diego has stated that the office will not prosecute a criminal alien unless they have previously been convicted of two felonies in the district. This lax prosecutorial standard virtually guarantees that both of these individuals will be arrested on U.S. soil in the future for committing further serious crimes.

There is one simple reason why "catch and release" cannot continue: it endangers our citizens. It is the responsibility of the Department of Justice to punish dangerous criminals who violate federal laws, and this includes criminal aliens. When we meet, at the very least we encourage you to be prepared to discuss the current policies used by the U.S. Attorneys to determine when to prosecute criminal aliens, including providing us with a copy of the prosecution guidelines that are applied to such cases in the Southern District of California.

Again, we would like to meet to discuss the disparity between crimes committed and prosecutions conducted at your earliest convenience. Please contact us at 202-225-3906 to schedule this meeting.

Sincerely,



Tom Collier  
John Little  
By A.D.  
Etc. Tracy  
Dana Roberts  
L. W. Nunez  
Tom Jung  
Richard Rombo  
Bill Thomas

Ray Richmond  
Buck McLean  
Wayne  
Wally Harger  
Tom  
Randy "Bake" Cunningham

**Goodling, Monica**

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**From:** Scott-Finan, Nancy  
**Sent:** Thursday, January 18, 2007 12:58 PM  
**To:** Green, Saralene E; Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

Is this all that there is on Feinstein and Carol Lam since 2004? Thanks.

---

**From:** Green, Saralene E  
**Sent:** Thursday, January 18, 2007 12:57 PM  
**To:** Scott-Finan, Nancy; Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

*Per your req'*

<< File: Feinstein-incom-042506.tif >> << File: Feinstein-resp-060706.tif >>

**DATE OF DOCUMENT:** 04/25/2006 **WORKFLOW ID:** 996921  
**DATE RECEIVED:** 05/02/2006 **DUE DATE:**

**FROM:** The Honorable Dianne Feinstein  
United States Senate  
  
Washington, DC 20510

**TO:** USA Carol Lam

**MAIL TYPE:** Congressional Priority

**SUBJECT:** (Fax rec'd from EOUSA) Urging USA Lam to review the FBI's request for arrest warrants for two individuals allegedly involved in the abduction of three children by their mother. Advises that has revoked her U.S. citizenship and obtained Philippine citizenship, thereby ruling out the possibility for her deportation or extradition from the Philippines. States that the FBI has compiled evidence indicating that the maternal grandparents are involved in the abduction.

---

**DATE ASSIGNED** **ACTION COMPONENT & ACTION REQUESTED**  
05/24/2006 For OLA signature.  
Office of Legislative Affairs

**INFO COMPONENT:** OAG, ODAG, OLA, FBI, CRM

**COMMENTS:** 6/8/2006: OLA signed ltr dtd 6/7/2006. cc: EOUSA, CG files.5/24/2006: EOUSA submitted proposed response for OLA signature.

**FILE CODE:** CONG

**EXECSEC POC:** Debbie Alexander: 202-616-0075

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**From:** Scott-Finan, Nancy  
**Sent:** Thursday, January 18, 2007 12:42 PM  
**To:** Goodling, Monica; Cabral, Catalina; Tracci, Robert N; Green, Saralene E; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

Sara/Sandra  
Can you pull the Feinstein letter on Carol Lam from 2006, 2005, 2004 up and email it to us? Thanks.

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**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 12:39 PM  
**To:** Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Subject:** I hear there is a letter from Feinstein on Carol Lam a year or two ago

I need it ASAP. Can you pull from your system ASAP and email to me?

**Goodling, Monica**

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**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 12:59 PM  
**To:** Green, Saralene E; Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

This isn't the right letter. Please keep looking. Thanks.

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Tracking:	Recipient	Read
	Green, Saralene E	Read: 1/18/2007 2:40 PM
	Scott-Finan, Nancy	Read: 1/18/2007 1:00 PM
	Cabral, Catalina	Read: 1/18/2007 12:59 PM
	Tracci, Robert N	Read: 1/18/2007 12:59 PM
	Callier, Sandra M	Read: 1/18/2007 1:01 PM

**Goodling, Monica**

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**From:** Callier, Sandra M  
**Sent:** Thursday, January 18, 2007 1:01 PM  
**To:** Goodling, Monica; Green, Saralene E; Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

what is the subject?

Sandra M. Callier  
OLA - Office Manager  
Department of Justice  
RFK Building - Room 1612  
202-616-9864

---

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**Sent:** Thursday, January 18, 2007 12:59 PM  
**To:** Green, Saralene E; Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N; Callier, Sandra M  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

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**WORKFLOW ID:** 996921  
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Washington, DC 20510

**TO:** USA Carol Lam  
**MAIL TYPE:** Congressional Priority

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**DATE ASSIGNED**

05/24/2006

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For OLA signature.  
Office of Legislative Affairs

**INFO COMPONENT:**

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**COMMENTS:**

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## Goodling, Monica

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**From:** Goodling, Monica  
**Sent:** Thursday, January 18, 2007 1:01 PM  
**To:** Callier, Sandra M  
**Subject:** Re: I hear there is a letter from Feinstein on Carol Lam a year or two ago

Carol Lam

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

**From:** Callier, Sandra M  
**To:** Goodling, Monica; Green, Saralene E; Scott-Finan, Nancy; Cabral, Catalina; Tracci, Robert N  
**Sent:** Thu Jan 18 13:00:44 2007  
**Subject:** RE: I hear there is a letter from Feinstein on Carol Lam a year or two ago

what is the subject?

Sandra M. Callier  
OLA - Office Manager  
Department of Justice  
RFK Building - Room 1612  
202-616-9864

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