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Description of document: **US Department of Justice Criminal Division response to FOIA request regarding the 2002, 2003, and 2004 Ballot Access and Voting Integrity Initiative also known as the "Voting Access and Integrity Initiative," or "BAVII," 2007**

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Title of Document SCHEDULE - WITHHELD IN FULL, SCHEDULE - RELEASE IN FULL, SCHEDULE - RELEASE IN PART

Date/date range of document: 1972 - 2005

Source of document: FOIA/PA Unit
Criminal Division
Department of Justice
Suite 1127, Keeney Building
Washington, DC 20530-0001
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July 18, 2005

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Mr. Thomas J. McIntyre
Chief, FOIA/PA Unit
Criminal Division
Department of Justice
Suite 1127, Keeney Building
1301 New York Avenue, N.W.
Washington, D.C. 20530-0001

Re: Freedom of Information Act Request

Dear Mr. McIntyre:

Pursuant to the Freedom of Information Act, 5 U.S.C. Sec. 522, I am requesting information from the Department of Justice, Criminal Division regarding the 2002, 2003, and 2004 Ballot Access and Voting Integrity Initiative (also known as the "Voting Access and Integrity Initiative," herein referred to as "the initiative" or "BAVII"). This request is made from an educational and academic standpoint.

Under Attorney General Ashcroft's original 2002 directive creating the program and drawing on resources from across the department, all 94 U.S. Attorneys were charged with designating as a District Elections Officer for their district an experienced Assistant U.S. Attorney with knowledge of the voting laws. These officers were charged with implementing the Department of Justice's response to election fraud and campaign financing crimes under the overall supervision of the Public Integrity Section (pursuant to 9 U.S.A.M. 85.210).

On at least three occasions during the 2002-2004 period, federal prosecutors were brought to Washington to attend training conferences in deterring voter fraud and intimidation and prosecuting those found in violation. It is my understanding that these training conferences were conducted by the Public Integrity Section in partnership with the Civil Rights Division. I am requesting all training materials used in these conferences; in addition, dating back to 2001, I request all memoranda and email communications from Criminal Division staff charged with or involved in the implementation and operation of the Ballot Access and Voting Integrity Initiative.

The Criminal Division's 2004 Annual Report notes that "On Election Day, 2004, senior PIN prosecutors were on duty to handle complaints from the public and to provide guidance to U.S. Attorney's Offices concerning allegations of election fraud and other election abuses. These

lawyers were available from the time polls first opened on the East Coast until they closed on the West Coast." (p. 60). I request any records of the complaints referred to in the 2004 Annual Report as cited, and any records of such complaints from the previous two elections in 2002 and 2004; any field notes from federal prosecutors and their staff working on the initiative regarding the monitoring of elections in 2002, 2003, and 2004; all reports created after such elections; and any reports of prosecution for voter fraud or voter intimidation violations undertaken as a result of the initiative. A November 2002 DOJ "Fact Sheet" entitled "Protecting Voting Rights and Preventing Election Fraud" (available at http://www.usdoj.gov/opa/pr/2002/November/02_at_641.htm) notes that "Since the Attorney General's announcement on October 1st of the Voting Access and Integrity Initiative, the Criminal Division has opened sixteen cases regarding allegations of voting fraud, voter intimidation, and others." I request information on those sixteen cases, as well as any subsequent cases of alleged voting fraud or voter intimidation resulting from the Division's work through the BAVII, with respect to the complaints initiating the cases, investigatory letters, and any court filings, including complaints, briefs and evidentiary exhibits made by the Division in support of prosecution, settlements, consent decrees and judgments. Finally, I request any final findings or evaluations of the BAVII.

The information will be used for non-commercial, academic purposes. I am writing a scholarly book about voter fraud and seek to learn more about the federal government's role in protecting the integrity of federal elections. Therefore, I request a waiver of all fees. Disclosure of the requested information is in the public interest because it is likely to contribute significantly to the understanding of voting rights and abuses.

Sincerely,

Lorraine C. Minnite

Lorraine C. Minnite

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U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

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Lorraine C. Minnite

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Dear Ms. Minnite:

This is in response to your request of July 18, 2005, which was received in this office on July 27, 2005. Specifically, you request information relating to the "Voting Access and Integrity Initiative."

We apologize for the delay in this response. The request involved a large number of documents which were the subject of on-going litigation in the case of Leadership Conference on Civil Rights v. Gonzalez, Civil No. 04-1664 (D.D.C.).

We have located and processed 4,305 pages of documents responsive to your request. The Freedom of Information Act permits the charging of search, review and duplication fees associated with the processing of requests. See 5 U.S.C. Section 552(a)(4)(A)(iv). Federal regulations provide that no fees are charged for requests by educational institutions for search and review. See 28 C.F.R. Section 16.11(d). However, there is a fee for duplication. The cost of duplication is \$0.10 per page for a total of \$430.50.

You are seeking a fee waiver on the basis that you are requesting the information to write a scholarly book. After careful consideration of your request, I have decided to deny your request for a fee waiver. Under the governing statutory provisions, a fee waiver is appropriate when "disclosure of the requested information is in the public interest because it is likely to contribute significantly to public understanding of the operations or activities of the government and is not primarily in the commercial interest of the requester." 5 U.S.C. § 552(a)(4)(A)(iii).

I have considered six factors in my determination as to whether your request satisfies this statutory standard: (1) whether the subject of the requested records concerns "the operations or activities of the government"; (2) whether the disclosure is "likely to contribute" to an understanding of government operations or activities; (3) whether disclosure of the requested information will contribute to the understanding of the general public; (4) whether the disclosure is likely to contribute "significantly" to public understanding of government operations or activities; (5) whether the requester has a commercial interest that would be furthered by the

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requested disclosure; and (6) whether any such commercial interest outweighs the public interest in disclosure. See 28 C.F.R. § 16.11(k).

In arriving at my conclusion to deny your request for a fee waiver I have analyzed the above factors as they apply to the circumstances of your request. While the records you seek do concern the operations or activities of the Department of Justice, you have not submitted sufficient information to overcome the conclusion that you appear to have an overriding commercial interest in the records as it is your intention to write a book with the materials. Accordingly, at this time, your fee waiver request is denied.

Pursuant to 28 C.F.R. Section 16.11 (b)(1), you may submit additional information and further clarification to support your request for a fee waiver. You may submit this information to Thomas C. Taylor, Associate Director for Policy, Office of Enforcement Operations, FOIA/PA Unit, Criminal Division, Keeney Building, Suite 1127, Department of Justice, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530.

In the event that you are no longer interested in pursuing this request, you need not respond to this letter. If we do not hear from you within forty-five days of the date of this letter, we will conclude that you are no longer interested in pursuing this matter and close your request with this Office.

Sincerely,

10/18/07
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Thomas C. Taylor
Associate Director for Policy



U.S. Department of Justice

Criminal Division

Office of Enforcement Operations

Washington, D.C. 20530

CRM- 200500776F

Lorraine C. Minnite

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Dear Ms. Minnite:

This is in response to your Freedom of Information Act (FOIA) request of July 18, 2005, which was received in this office on July 27, 2005. Specifically, you request copies of records concerning the 2002, 2003, and 2004 Ballot Access and Voting Integrity Initiative.

We have located and processed 4,305 pages of documents responsive to your request. Enclosed are the documents which are being released in whole or in pertinent part. A list of withheld documents is provided on the attached schedule. We are withholding the records and portions of the enclosed records pursuant to one or more of the following FOIA exemptions set forth in 5 U.S.C. 552(b):

- (2) which permits the withholding of information relating solely to the internal personnel rules and practices of an agency;
 - (5) which permits the withholding of inter-agency or intra-agency memorandums or letters which reflect the predecisional, deliberative processes of the Department, and/or which consist of attorney work product prepared in anticipation of litigation;
 - (6) which permits the withholding of personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and,
 - (7) which permits the withholding of records or information compiled for law enforcement purposes, but only to the extent that the production of such law enforcement records or information...
- (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy.

You have a right to an administrative appeal of this denial/partial denial of your request.

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Your appeal should be addressed to: The Office of Information and Privacy, United States Department of Justice, 1425 New York Ave., NW, Suite 11050, Washington, DC 20530-0001. Both the envelope and the letter should be clearly marked with the legend "FOIA Appeal." Department regulations provide that such appeals must be received by the Office of Information and Privacy within sixty days of the date of this letter. 28 C.F.R. 16.9. If you exercise this right and your appeal is denied, you also have the right to seek judicial review of this action in the federal judicial district (1) in which you reside, (2) in which you have your principal place of business, (3) in which the records denied are located, or (4) for the District of Columbia. If you elect to file an appeal, please include, in your letter to the Office of Information and Privacy, the Criminal Division file number that appears above your name in this letter.

Sincerely,

Thomas C. Taylor
Associate Director for Policy
Office of Enforcement Operations
Criminal Division

12/19/07
[Signature]

SCHEDULE - WITHHELD IN FULL

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- 7. Memo dated September 8, 1988, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5, 6, 7C.
- 19. Memo dated February 22, 1989, to Gerald McDowell from Craig Donsanto, 5 pages, Ex. 5, 6, 7C.
- 21. Memo dated March 27, 1989, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5, 6, 7C.
- 23. Memo dated April 28, 1989, to AAG Dennis from Gerald McDowell, 8 pages, Ex. 5, with attachments.
- 23C. Letter dated April 10, 1989, to AUSA Raphaelson from Craig Donsanto, 3 pages, Ex. 5.
- 23D. Memo undated to GMcD from CCD, 2 pages, Ex. 5.
- 25. Memo dated September 6, 1989, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5.
- 26. Memo dated November 2, 1989, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5.
- 30. Memo dated March 20, 1991, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5.
- 31. Memo dated March 22, 1991, to Gerald McDowell from Craig Donsanto, 3 pages, Ex. 5.
- 33D. Statement dated March 23, 1992, by citizen, 3 pages, Ex. 6, 7C.
- 38E. The Yellow Dogs of Texas, 3 pages, Ex. 5.
- 38F. Yellow Cat, 11 pages, Ex. 5, 6, 7C.
- 38G. The Blue Light Special, 5 pages, Ex. 5.
- 40. Memo undated, to Gerald McDowell from Craig Donsanto, subj. Orange County, California, 13 pages, Ex. 5, 6, 7C.
- 79B. Letter dated December 22, 2004, to AAG Wray from citizen, 4 pages, Ex. 6, 7C in full.
- 80E. Incident Report dated October 20, 1996, 1 page, Ex. 6, 7C in full.

- 99A. Letter dated April 10, 1989, to AUSA Raphaelson from Craig Donsanto, 3 pages, Ex. 5 in full.
- 99B. Letter dated April 10, 1989, to AUSA Stoll from Craig Donsanto, 1 page, Ex. 5 in full.
- 100G. *Letter dated March 17 1989, to USA Barr from Gerald McDowell, 2 pages, Ex. 5 in full.*
101. Memo dated February 22, 1989, to Gerald McDowell from Craig Donsanto, 5 pages, Ex. 5, 6, 7C.
103. Memo dated January 31, 1989, to Gerald McDowell from Craig Donsanto, 2 pages, Ex. 5.
- 109E. Letter dated December 9, 2001, to AG Ashcroft from citizen, 1 page, Ex. 6, 7C, in full.
114. The Citizens' Voice dated July 19, 1997, 7 pages, Ex. 6, 7C.
- 115G. Draft memo dated February 20, 1997, to Pat Chapman and Jim Owen from Craig Donsanto, 2 pages, Ex. 5.
117. Fact Sheet Protecting Voting Rights and Preventing Election Fraud, dated November, 2005, 4 pages, Ex. 5.
133. Draft dated September 22, 2004, to Nancy Simmons from Noel Hillman, 1 page, Ex. 5.
- 133B. Email dated September 24, 2004, to Nancy Simmons and Craig Donsanto from Noel Hillman, 1 page, Ex. 5
- 133C. Email dated September 22, 2004, to Nancy Simmons from Noel Hillman, 1 page, Ex. 5.
- 133D. Email dated September 23, 2004, to Craig Donsanto from Noel Hillman, 1 page, Ex. 5.
- 133E. Email dated September 16, 2004, to Noel Hillman; Chris Wray; Alex Acosta; Cassey Stavropoulos; J. Casey; Mark Corallo; and Rena Comisac from Sierra Bryan, 1 page, Ex. 5.
- 134A. Department's Efforts to Protect Voting Rights and to Prosecute Election Fraud, 2 pages, Ex. 5.
137. Letter, undated, from Julia Wellman to Dan, 1 page, Ex. 5.
- 137B. Memo, undated, from Craig Donsanto to All District Election Officers, 4 pages, Ex. 5.
142. Email dated September 29, 2004 to Nancy Simmons from Craig Donsanto , 1 page, Ex. 5.
143. Email dated September 29, 2004 to Nancy Simmons and Noel Hillman from Craig

Donsanto, 1 page, Ex. 5.

- 144. Four Principles of Federal Election Fraud Investigations, undated, 1 page, Ex. 5.
- 144A. Ballot Access and Voting Integrity Initiative: Department's Efforts to Protect Voting Rights and to Prosecute Election Fraud, undated, 3 pages, Ex. 5.
- 145G. Email dated October 1, 2004, from Von Spakovsky to Craig Donsanto, 1 page, Ex. 5.
- 147. Letter, undated, 1 page, Ex. 5.
- 148A. Talking Points: Vermont U.S. Attorney's Pre-election Press Release, 2 pages, Ex. 5.
- 150A. Rebuttal to Certain Allegations in Senior Kennedy's September 22, 2004, 4 pages, Ex. 5.
- 151A. Memo Draft, undated, to All District Election Officers from Craig C. Donsanto and Hans von Spakovsky, 4 pages, Ex. 5.
- 161. Email dated October 31, 2002, from Noel Hillman to Nancy Simmons, 1 page, Ex. 5.
- 164. Draft, undated, 11 pages, Ex. 5.
- 167A. Voting Integrity Initiative, undated, 3 pages, Ex. 5.
- 170. Draft, undated 9 pages, Ex. 5.
- 170C. Draft, dated August 2, 2005, 5 pages, Ex. 5.
- 170 O. Draft dated August 8, 2005, 4 pages, Ex. 5.
- 192. Letter dated October 16, 2002, to Joseph Rich from Craig Donsanto, 1 page, Ex. 5.
- 193. Letter dated October 16, 2002, to Noel Hillman from Craig Donsanto, 1 page, Ex. 5.
- 194. Letter dated October 16, 2002, to Harry Fox from Craig Donsanto, 1 page, Ex. 5.
- 197. Letter dated October 16, 2002, to Jennifer Smith from Craig Donsanto, 2 pages, Ex. 5.
- 198. Letter dated October 16, 2002 to Karen Rochlin from Craig Donsanto, 1 page, Ex., 5.
- 200. Letter dated October 11, 2002 to Joseph Rich and Noel Hillman from Craig Donsanto, 1 page, Ex. 5.
- 201. Letter dated August 23, 2002 to Pat Meadows; Tom Self; and Robert Storch from Craig Donsanto, 1 page, Ex. 5.

- 202. Letter dated October 30, 2002 to Craig Donsanto and Joseph Rich from Noel Hillman, 1 page, Ex. 5.
- 206. Letter dated October 2, 2002 to Craig Donsanto and Noel Hillman from Nancy Simmons, 1 page, Ex. 5.
- 211. Letter dated October 4, 2002, from Noel Hillman, 1 page, Ex. 5.
- 216. Letter dated September 27, 2002, to Noel Hillman from Craig Donsanto, 1 page, Ex. 5.
- 223. Letter dated August 26, 2002, to Craig Donsanto; Alice Fisher; Andrew Lourie; and Nancy Simmons from Noel Hillman, 1 page, Ex. 5.
- 224. Letter dated September 25, 2002 from Andrew Lelling to Craig Donsanto; John Tanner and Joseph Rich, 1 page, Ex. 5.
- 226. Letter undated, to Noel from Nancy Simmons, 2 pages, Ex. 5.
- 227. Letter to Robert Mandel from Craig Donsanto, 1 page, Ex. 5.
- 234. Draft dated February 9, 2005, to Noel Hillman, Nancy Simmons; Raymond Hulser; Brenda Morris and Peter Ainsworth from Craig Donsanto, 4 pages, Ex. 5.
- 244A. Letter undated, to Dan from Julia Wellman, 1 page, Ex. 5.
- 285. Election Day undated, 7 pages, Ex. 5.
- 286. Address by Christopher A. Wray, Assistant Attorney General of the Criminal Division, at the Department's 2003 Voting Integrity Symposium, undated, 4 pages.
- 287. Letter dated October 15, 2003 to Hans von Spakovsky and Cynthia Mitchell from Nancy Simmons, 1 page, Ex. 5.
- 288. Letter dated October 10, 2003 to Nancy Simmons and Hans von Spakovsky from Jessica Lombardo, 2 pages, Ex. 5.
- 291A. Draft: Protecting Voting rights and Preventing Election Fraud dated November 4, 2003, 7 pages, Ex. 5.
- 294. Letter dated October 10, 2003, to Hans von Spakovsky; Joseph Rich; Noel Hillman; Craig Donsanto; Jessica Lombardo; and Cynthia Mitchell from Nancy Simmons, 1 page, Ex. 5.
- 296. Draft Memo undated, from Christopher Wray and R. Alexander Acosta, 2 pages, Ex. 5.
- 297. Letter dated October 1, 2003, to Craig Donsanto from Noel Hillman, 1 page, Ex. 5.

301. Letter dated August 22, 2003 to Wendy Goggin from Nancy Simmons, 1 page, **Ex. 5.**
- 301A. Draft Memo dated August 22, 2003 to Guy A. Lewis from Noel Hillman; Craig Donsanto; Hans von Spakovsky; and Joseph Rich, 2 pages, Ex. 5.
- 304A. Draft Letter undated, from Noel Hillman; Craig Donsanto; Hans von Spakovsky; and Joseph Rich, 1 page, Ex.5.
- 304B. Draft Letter undated, from Noel Hillman; Craig Donsanto; Hans von Spakovsky; and Joseph Rich, 1 page, Ex.5.
- 305J. Draft Memo undated, 5 pages, Ex. 5.
308. Letter dated July 11, 2003, to Joseph rich from Craig Donsanto, 1 page, Ex. 5.
309. Letter dated October 10, 2003, to Craig Donsanto; Noel Hillman; Nancy Simmons; **Hans** von Spakovsky; and Jessica Lombardo from Joseph Rich, 1 page, Ex. 5.
314. Draft Memo undated, 3 pages, Ex. 5.
315. Draft Memo undated, 3 pages, Ex. 5.
316. Draft Memo undated, 3 pages, Ex. 5.
- 319A. Draft Memo undated, 3 pages, Ex. 5.

SCHEDULE - RELEASE IN FULL

CRM-

1. Letter dated January 11, 1988, to DA Estes from Craig Donsanto, 1 page, with attachments. Letter dated December 16, 1987, to Donsanto from Estes, 2 pages. Letter dated December 16, 1987, to Arzo Carson from Estes, 2 pages.
6. Memo dated August 16, 1988, to Gerald McDowell from Craig Donsanto, 1 page.
8. Memo dated October 27, 1988, to AAG Dennis from Gerald McDowell, 1 page with attachments. Directive dated October 1988, to all USAs from AAG Dennis, 6 pages. **Press release undated, subj. right to vote, referred to OIP, 4 pages [missing page 2].** Memo dated October 31, 1988, to Director FBI from AAG Dennis, 2 pages.
12. Routing slip dated December 6, 1988, to McDowell from DAAG Keeney, 1 page, with attachment. Memo dated December 2, 1988, to AAG Dennis from Gerald McDowell, 3 pages.
13. Memo dated December 2, 1988, to AAG Dennis from Gerald McDowell, 3 pages, with attachment. Letter dated November 28, 1988, to AAG Dennis from Thomas Josefiak, 1 page.
34. Letter dated June 22, 1992, to USA Selden from Craig Donsanto, 3 pages.
37. Letter dated October 13, 1992, to USA Wilson, from Michael Shepard, 6 pages, with attachments. **AG press release dated November 1, 1990, referred to OIP, 2 pages. Press release sample, concerning November 1992 elections, referred to OIP, 2 pages.**
39. Answers to Frequently Asked Questions by Craig Donsanto, 11 pages.
41. Fax cover dated August 19, 2002, to DAAG Fisher from Public Integrity, 1 page, with attachments. Fax cover dated August 19, 2002, to DAAG Fisher from Craig Donsanto, 1 page. **Press release dated November 7, 1994, referred to OIP, 4 pages. AG Reno statement dated November 1, 1994, referred to OIP, 2 pages. Press release dated October 28, 1992, referred to OIP, 2 pages. AG Thornburgh press release dated November 1, 1990, referred to OIP, 2 pages. Press release undated, by AG Thornburgh, referred to OIP, 4 pages. Memo dated September 19, 1984, to USAs from AAG Trott, 4 pages. Memo dated September to USAs from AAG Jensen, 4 pages. Memo dated October 15, 1980, to USAs from AAG Heymann, 4 pages. AG Thornburgh press release dated November 1, 1978, referred to OIP, 2 pages. AG Levi press release undated, referred to OIP, 1 page. AG Kleindienst press release dated October 6, 1972, referred to OIP, 1 page. AG Mitchell press release dated October 29, 1970, referred to OIP, 1 page. Memo dated October 4, 1976, to USAs from AAG**

Thornburgh, 3 pages.

43. Sample press release, concerning Election Day Program, 3 pages.
44. US House of Representatives, Status Report of the House Judiciary Committee Democratic Staff, *Preserving Democracy: What Went Wrong in Ohio*, 102 pages.
51. Letter dated November 17, 2004, to AG Ashcroft from Congressman Paul, 1 page.
77. Memo dated November 2, 1994, to USAs from Jamie Gorelick, referred to OIP, 1 page, with attachments. Memo undated, to USAs from Craig Donsanto, 9 pages. Memo undated, to USAs from AAG Patrick, 2 pages. Election Day Enforcement of the Voting Rights Act, 1 page. Appendix to Part 51, 1 page. Statement by AG Reno dated November 1, 1994, referred to OIP, 2 pages.
78. Statement by AG Reno dated November 2, 2000, referred to OIP, 1 page, with attachments. Memo undated, to District Election Officer AUSAs from Craig Donsanto, 9 pages. Statement by AG Reno dated October 29, 1998, referred to OIP, 1 page. Federal Observers to Monitor Local Elections in Five States dated November 2, 1998, referred to OIP, 2 pages. Statement by AG Reno dated October 31, 1996, referred to OIP, 1 page. For Immediate Release dated November 4, 1996, referred to OIP, 3 pages. AG Reno statement dated November 1, 1994, referred to OIP, 2 pages. For Immediate Release dated November 7, 1994, referred to OIP, 4 pages. For Immediate Release dated October 28, 1992, referred to OIP, 2 pages. For Immediate Release dated October 28, 1992, referred to OIP, 2 pages. Fax cover sheet dated October 27, 1992, to Fancy Stewart from Dean St. Dennis, 1 page. AG Thornburgh press release dated November 1, 1990, referred to OIP, 2 pages. Press release undated, by AG Thornburgh, referred to OIP, 4 pages. AG press release dated September 27, 1984, referred to OIP, 3 pages. Memo dated September 19, 1984, to USAs from AAG Trott, 4 pages. Memo dated September to USAs from AAG Jensen, 4 pages. Memo dated October 15, 1980, to USAs from AAG Heymann, 4 pages. Press Release AG Barr undated, referred to OIP, 2 pages. For Immediate Release dated November 1, 1978, referred to OIP, 2 pages. For Immediate Release dated 1976, referred to OIP, 1 page. AG Kleindienst press release dated October 6, 1972, referred to OIP, 1 page. AG Mitchell press release dated October 29, 1970, referred to OIP, 1 page. Memo #836 dated October 4, 1976, to USAs from AAG Thornburgh, 3 pages. Press Release dated November 1, 1990, referred to EOUSA, 3 pages. Sample press release concerning Election Day Program, 3 pages.
83. Routing slip dated November 3, 1994, to DAAG King from Brad Berry, referred to OIP, 1 page, with attachments. Memo dated November 2, 1994, to USAs from Jamie Gorelick, referred to OIP, 1 page. Memo undated, to USAs from AAG Patrick, referred to CRT, 3 pages. Appendix to Part 51, 1 page. AG Reno statement dated November 1, 1994, referred to OIP, 2 pages. Memo undated, to USAs from Craig Donsanto, 9 pages.

84. **Memo dated October 26, 1994, to AG Reno from AAG Harris, referred to OIP, 1 page, with attachments.** Letter undated, to The Honorable from Lee Radek, 9 pages. Sample press release, 2 pages.
88. Memo dated October 22, 1990, to AAG Mueller from Gerald McDowell, 1 page.
89. Memo dated October 17, 1990, to Linda Davis from Gerald McDowell, 1 page. Letter dated October 17, 1990, to David Reed from Craig Donsanto, 2 pages.
90. Letter dated August 9, 1990, to Cecilla Granados from Craig Donsanto, 1 page.
93. Letter dated April 3, 1990, to Jerry Auerbach from Craig Donsanto, 1 page, with attachment. The Law, 3 pages.
97. Letter dated May 16, 2001, to Mark Levin from Lee Radek, 1 page, with attachments. Letter dated May 16, 2001, to Richard Hutchison from Lee Radek, 1 page. Letter dated March 5, 2001, to Lee Radek from Landmark Legal Foundation, 4 pages.
102. Memo dated February 6, 1989, to Barry Weinberg from Craig Donsanto, 1 page, with attachments. Letter dated February 6, 1989, to John Gamboa from Gerald McDowell, 2 pages. Memo dated January 12, 1988, to Gerald McDowell from Barry Weinberg, 1 page. Letter dated December 7, 1988, to AG Thornburgh from League of United Latin American Citizens, 4 pages. Envelope postmarked December 7, 1988, 1 page.
104. Supplement to the Sixth Edition of Federal Prosecution of Election Offenses, by Craig Donsanto, 9 pages.
105. Memo undated, to District Election Officer AUSAs from Craig Donsanto, 9 pages.
106. The 1966 General Elections, 8 pages.
107. Memo undated, to District Election Officer AUSAs from Craig Donsanto, 8 pages.
108. Memo dated June 4, 2004, to Nancy Nelson from Noel Hillman, 2 pages, with attachments. Memo dated May 28, 2004, to USAs from Robin Ashton, referred to EOUSA, 2 pages. Memo undated to USAs from AAG Wray, 3 pages.
111. Memo dated November 25, 1998, to Paul Johnson from Lee Radek, 2 pages, with attachments. The 1996 General Elections, 5 pages. Answers to Frequently Asked Questions, Craig Donsanto, 11 pages. Federal Prosecution of Election Offenses, Sixth Edition, January 1995, 1 page. Email dated November 20, 1998, to crm23 from Paul Johnson, 1 page. Email dated November 23, 1998, to crm23 from Paul Johnson, 1 page.

SCHEDULE - RELEASE IN PART

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2. Letter dated April 11, 1988, to citizen from John Russell, 1 page, Ex. 6 with attachments.
- 2A. Routing slip dated March 18, 1988, to Marshall from C. Donsanto, [second page missing] 1 page, Ex. 5.
- 2B. Incoming letter dated March 8, 1988, to Donsanto, 1 page, Ex. 6, 7C. [no enclosure attached]
3. Letter dated July 29, 1988, to USA Wilson from Gerald McDowell, 2 pages, Ex. 6, 7C.
4. Letter dated August 10, 1988, to citizen from Gerald McDowell, 2 pages, Ex. 6, 7C with attachments. Note dated June 4, 1988, to Donsanto from Kevin Callaban, referred to Civil Rights Division, 1 page.
- 4B. Routing slip dated February 24, 1988, to Pat Nichols from McBride, 1 page.
- 4C. Incoming letter dated November 27, 1987, 2 pages, Ex. 6, 7C.
- 4D. Letter dated August 10, 1988, to USA DeFalaize from Gerald McDowell, 1 page, Ex. 6, 7C.
5. Memo dated August 18, 1988, to Gerald Jones from Gerald McDowell, 2 pages, Ex. 5 with attachments. Memo dated June 27, 1988, to McDowell from Jones, referred to Civil Rights Division, 1 page. Memo dated June 27, 1988, to Jones from Anthony Chavez, referred to Civil Rights Division, 4 pages. Memo dated June 24, 1988, to Jones from David Hunter, referred to Civil Rights Division, 2 pages. Memo of phone call dated June 22, 1988, from citizen to Robert Kengle, referred to Civil Rights Division, 3 pages.
- 5E. Letter dated August 18, 1988, to USA Lide from McDowell, 2 pages, Ex. 5, 6, 7C.
9. Memo dated November 22, 1988, to File from Craig Donsanto, 3 pages, Ex. 5.
10. Letter dated December 1, 1988, to USA Lide from Gerald McDowell, 1 page, with attachments. Routing slip dated November 18, 1988, to Craig Donsanto from Barry Weinberg, referred to Civil Rights Division, 1 page. Memo of phone call dated May 20, 1988, to citizen from Sheila Delaney, referred to Civil Rights Division, 1 page. Letter dated November 10, 1988, to Craig Donsanto from USA Lide, referred to EOUSA, 1 page.
- 10D. Letter dated July 1, 1988, the AUSA Slattery from Gerald McDowell, 2 pages, Ex. 6, 7C.

11. Letter dated December 1, 1988, to AUSA Stock from Craig Donsanto, 3 pages, Ex. 6, 7C.
14. Letter dated December 13, 1988, to citizen from Gerald McDowell, 2 pages, Ex 6, 7C with attachments. Memo dated November 17, 1988, to Gerald McDowell from Gerald Jones, referred to Civil Rights Division, 1 page. Mailgram dated November 4, 1988, from citizen to Civil Rights Division, referred to Civil Rights Division, 1 page.
15. Letter dated December 19, 1988, to USA Norton from Gerald McDowell, 3 pages, Ex. 5, 6, 7C, with attachments. Letter dated November 18, 1988, to Craig Donsanto from USA Norton, referred to EOUSA, 1 page. Letter dated November 10, 1988, to USA Norton from Natalie Meyer, referred to EOUSA, 1 page. Memo dated November 2, 1988, to Mike Stratton from Hal Haddon, referred to EOUSA, 2 pages.
16. Letter dated December 19, 1988, to USA Lopez-Romo from Gerald McDowell, 2 pages, Ex. 5, 6, 7C, with attachment. Letter dated November 15, 1988, to SAC from USA Lopez-Romo, referred to EOUSA, 3 pages.
17. Memo dated February 6, 1989, to Barry Weinberg from Craig Donsanto, 1 page, with attachment.
- 17A. Letter dated February 6, 1989, to League of United Latin American Citizens from Gerald McDowell, 2 pages, Ex. 6, 7C.
18. Letter dated February 21, 1989, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C.
20. Letter dated March 17, 1989, to USA Barr from Gerald McDowell, 2 pages, Ex. 5, with attachment. Memo dated March 17, 1989, to Barry Weinberg from Craig Donsanto, 1 page.
22. Memo dated April 11, 1989, to Gerald McDowell from Craig Donsanto, 3 pages, Ex. 5.
- 23A. Order, Moma Louise Armstrong, et al., v. T.O. Adams, et al., #LR-C-88-9, 3 pages.
- 23B. USCA, 8th Circuit, #89-1171, 8 pages.
24. Letter dated July 24, 1989, to USA Oncken from Craig Donsanto, 5 pages, Ex. 5, with attachment.
- 24A. Memo dated July 7, 1989, to Gerald McDowell from Craig Donsanto, 3 pages, Ex. 5.
27. Memo dated January 9, 1991, to J. Gerald Hebert from Craig Donsanto, 1 page, Ex. 6, 7C, with attachment.
- 27A. Letter dated January 9, 1991, to Lawrence Noble from Craig Donsanto, 1 page, Ex. 6, 7C.

- 28. Letter dated July 21, 1989, to James Turner from AAG Dennis, 3 pages, Ex. 5.
- 32. Memo dated May 17, 1991, to Barry Weinberg from Craig Donsanto, 1 page, Ex. 6, 7C, with attachment.
- 32A. Letter dated May 17, 1991, to citizen from Craig Donsanto, 1 page, Ex. 6, 7C.
- 33. Executive Secretariat Control Data Sheet dated April 30, 1992, to OLA from Congressman Martinez, 1 page, Ex. 6, 7C, with attachments.
- 33A. Memo dated May 27, 1992, to John Dunne from AAG Mueller, 1 page, Ex. 6, 7C.
- 33B. Letter dated May 27, 1992, to Congressman Martinez, from AAG Mueller, 2 pages, Ex. 6, 7C.
- 33C. Letter dated April 20, 1992, to AAG Rawls from Congressman Martinez, 1 page, Ex. 6, 7C.
- 35. Memo typed September 17, 1992, to Staff from Michael Shepard, 3 pages, Ex. 6, 7C.
- 38. Routing slip undated, to Robert Mueller from Michael Shepard, 1 page, with attachments.
- 38A. Memo undated, to Michael Shepard from Craig Donsanto, 15 pages.
- 38B. 1991-1992 Election Fraud Enforcement Initiative with calendar, 7 pages.
- 38C. Chapters one through eight concerning election crimes, 102 pages.
- 38D. Memo dated June 6, 1991, to Gerald McDowell from Craig Donsanto, 19 pages, Ex. 3 rule 6e, 5, 6, 7C.
- 38H. Presentation Outlines, 7 pages.
- 38I. Letter undated, to USA Selden from Craig Donsanto, 3 pages.
- 45. Telecopier transmittal sheet dated October 23, 1996, to Bert Brandenburg from Craig Donsanto, 1 page, with attachments.
- 45A. Note dated October 23, 1996, to Bert Brandenburg from Craig Donsanto, 1 page.
- 45B. Memo dated August 1, 1972, to AG from AAG Petersen, 1 page, Ex. 6, 7C.
- 45C. For Immediate Release dated 1976, referred to OIP, 1 page. AG Bell press release dated November 1, 1978, referred to OIP, 2 pages.

- 46. Letter dated December 21, 2004, to citizen from Craig Donsanto, 1 page, Ex. 6, 7C, with attachments. Letter dated November 12, 2004, to AG Ashcroft from citizen, 1 page, Ex. 6, 7C. Envelope postmarked November 12, 2004, from citizen to AG Ashcroft, 1 page, Ex. 6, 7C.
- 47. Letter dated June 27, 2005, to Congressman Paul from Act. AAG Richter, 1 page, Ex. 6, 7C.
- 48. Letter dated June 27, 2005, to Congressman Paul from Act. AAG Richter, 1 page, Ex. 6, 7C.
- 49. Excelsator Cover Sheet #200051421 dated December 22, 2004, 3 pages, Ex. 6, 7C.
- 50. Letter dated June 27, 2005, to Congressman Paul from Act. AAG Richter, 1 page, Ex. 6, 7C.
- 52. Postcard postmarked November 9, 2004, to Congressman Paul from citizen, 1 page, Ex. 6, 7C.
- 73. Excelsator Cover Sheet #200050158 dated October 18, 2004, 3 pages, Ex. 6, 7C.
- 74. Excelsator Cover Sheet #200053806 dated April 11, 2005, 2 pages, Ex. 6, 7C, with attachments.
- 74A. Letter dated May 6, 2005, to citizen from Craig Donsanto, 1 page, Ex. 6, 7C.
- 74B. Letter dated January 16, 2005, to AG Ashcroft from citizen, 2 pages, Ex. 6, 7C.
- 74C. Letter dated July 25, 2001, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C.
- 74D. Letter dated April 2, 2001, to AG from citizen, 1 page, Ex. 6, 7C.
- 75. Excelsator Cover Sheet #200050884 dated November 23, 2004, 2 pages, Ex. 6, 7C, attachments.
- 75A. Letter dated December 13, 2004, from citizen to Craig Donsanto, 1 page, Ex. 6, 7C.
- 75B. Letter dated November 1, 2004, to AG Ashcroft from citizen, 1 page, Ex. 6, 7C.
- 76. Excelsator Cover Sheet #200051089 dated December 6, 2004, 2 pages, Ex. 6, 7C, with attachments.
- 76A. Letter dated December 21, 2004, to citizen from Craig Donsanto, 1 page, Ex. 6, 7C.
- 76B. Letter dated November 10, 2004, to AG from citizen, 1 page, Ex. 6, 7C.

- 76C. *Fax dated November 10, 2004, from citizen to DOJ, 1 page, Ex. 6, 7C in full.*
79. **Excelerator Cover Sheet #200051866 dated January 13, 2005, 2 pages, Ex. 6, 7C, with attachments.**
- 79A. **Letter dated February 17, 2005, to citizen from Craig Donsanto, 1 page, Ex. 6, 7C.**
- 79C. **Excelerator Cover Sheet #200051866 dated January 13, 2005, 2 pages, Ex. 6, 7C.**
80. **Executive Secretariat Control Data Sheet dated December 17, 1996, to AG from Senator Hutchison, 1 page, Ex. 6, 7C, with attachments.**
- 80A. **Letter dated February 4, 1997, to Senator Hutchison from Act.AAG Richard, 1 page, Ex. 6, 7C.**
- 80B. **Letter dated December 17, 1996, to AG Reno from Senator Hutchison, 1 page, Ex. 6, 7C.**
- 80C. **Memo dated November 12, 1996, to Senator Hutchison from citizen, 1 page, Ex. 6, 7C.**
- 80D. **Early Voting has many Flaws November 96, 1 page, Ex. 6, 7C.**
- 80F. **News article, 4 pages.**
81. **Letter dated December 18, 1996, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C, with attachment.**
- 81A. **Fax cover sheet dated November 14, 1996, to Lee Redek from citizen, 1 page, Ex. 6, 7C.**
82. **Letter dated February 9, 1995, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C.**
85. **Letter dated July 1, 1994, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C.**
91. **Letter dated May 11, 1990, to USA Carey, from Craig Donsanto, 2 pages, Ex. 5, with attachments. Letter dated April 24, 1990, to Craig Donsanto from USA Carey, referred to EOUSA, 1 page. Letter dated April 20, 1990, to USA Carey from Ken Hechler, referred to EOUSA, 2 pages. Comment on Moore Indictment dated April 12, 1990, referred to EOUSA, 1 page. Memo dated April 24, 1990, to Ken Hechler from Damon Slone, referred to EOUSA, 2 pages. Registration of Voters, section 3-2-43, referred to EOUSA, 1 page. Official form, referred to EOUSA, 2 pages. Letter dated January 16, 1990, to Ms. Dingess from Judy Smith, referred to EOUSA, 1 page. Official form, referred to EOUSA, 2 pages. Letter dated April 12, 1990, to Mary Ratliff from Tommy Diamond, referred to EOUSA, 1 page. Envelope postmarked April 6, 1996, referred to EOUSA, 1 page. Official form, referred to EOUSA, 1 page. Voter's Registration Certificate, No. 11751, referred to EOUSA, 1 page.**

92. Letter dated May 8, 1990, to USA Lopez-Romo from Craig Donsanto, 1 page, **Ex. 5.**
95. Executive Secretariat Control Data Sheet dated December 14, 2000, to OLA from Congressperson Emerson, 1 page, **Ex. 6, 7C, with attachments.**
- 95A. Letter dated January 23, 2001, to Congressperson Emerson from DAAG Keeney, **2 pages, Ex. 6, 7C.**
- 95B. Letter dated December 14, 2000, to Andrew Foiss from Congressperson Emerson, **1 page, Ex. 6, 7C.**
- 95C. Email dated November 13, 2000, from writerep, 1 page, **Ex. 6, 7C.**
98. Letter dated April 14, 1989, to citizen from Craig Donsanto, 2 pages, **Ex. 6, 7C.**
99. Memo dated April 11, 1989, to Gerald McDowell from Craig Donsanto, 3 pages, **Ex. 5, with attachments.**
100. Letter dated March 28, 1989, to Senator Reid from AAG Boyd, referred to OIP, **2 pages.** Letter dated February 3, 1989, to AG Thornburgh from Senator Reid, referred to OIP, 1 page. Letter dated February 14, 1989, to Senator Reid from **J. Kevin O'Brien**, referred to FBI, 1 page. Letterhead memo dated November 29, 1988, Unknown Subjects, referred to FBI, 2 pages. Letter undated, Discrepancy Notice, Exhibit A, referred to FBI, 1 page. Executive Secretariat Control Sheet dated February 23, 1989, to AG from Senator Reid, referred to OIP, 1 page.
- 100F. Memo dated March 14, 1989, to Gerald McDowell from Craig Donsanto, 2 pages, **Ex. 5.**
- 100H. Memo dated March 17, 1989, to Barry Weinberg from Craig Donsanto, 1 page.
- Letter dated February 21, 1989, to Craig Donsanto from USA Barr, referred to EOUSA, 2 pages.**
109. Executive Secretariat Control Data Sheet dated December 9, 2001, to AG from citizen, 1 page, **Ex. 6, 7C, with attachments.**
- 109A. Memo dated January 7, 2003, to Michael Anderson from Noel Hillman, 1 page.
- 109B. Letter dated December 19, 2002, to citizen from DAAG Keeney, 1 page, **Ex. 6, 7C.**
- 109C. Letter dated December 19, 2002, to citizen from DAAG Keeney, 1 page, **Ex. 6, 7C.**
- 109D. Letter undated, to citizen from DAAG Keeney, 1 page, **Ex. 6, 7C.**
- 109F. Executive Secretariat Control Data Sheet dated December 9, 2001, to AG from citizen, 1 page, **Ex. 6, 7C.**

- 109G. Letter undated, to citizen from DAAG Keeney, 1 page, Ex. 6, 7C.
110. Letter dated March 15, 1999, to Senator Breaux from DAAG Keeney, 2 pages, Ex. 6, 7C, with attachments.
- 110A. Memo dated January 28, 1999, to Mary Bienvenue from Dave Hunter, 1 page, Ex. 6, 7C.
- 110B. Executive Secretariat Control Data Sheet dated January 5, 1999, to OLA from Senator Breaux, 1 page, Ex. 6, 7C.
- 110C. Letter dated January 5, 1999, to Act. AAG Burk from Senator Breaux, 1 page, Ex. 6, 7C.
- 110D. Letter dated December 19, 1998, from citizen to Senator Breaux, 2 pages, Ex. 6, 7C.
112. Memo dated September 16, 1998, to Barry Weinberg from Craig Donsanto, 1 page, Ex. 6, 7C, with attachments.
- 112A. Letter dated September 16, 1998, to citizen from Craig Donsanto, 2 pages, Ex. 6, 7C.
- 112B. Letter dated August 17, 1998, to Leejay Radek from citizen, 3 pages, Ex. 6, 7C.



July 23, 2004

Via Fax: 301-341-0772

Patricia D. Harris, Management Analyst
FOIA/PA Mail Referral Unit
Department of Justice
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Washington, DC 20530-0001

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Washington DC 20009

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www.epic.org

Re: Freedom of Information Act Request:

Dear Ms. Harris,

This letter constitutes a request under the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, and is submitted on behalf of the Electronic Privacy Information Center ("EPIC").

We are seeking all agency records from January 1, 2001 through the present (including but not limited to electronic records) related to the Department of Justice's "Voting Access and Integrity Initiative." This request includes all information in the form of e-mails, hosted events, briefings, meeting records, letters, and other documentation on all work performed by agency personnel or contractors related to activity in preparation for and carrying out the mission of the Voting Access and Integrity Initiative for the November 2, 2004 General Election.

Please provide all communications, policy memorandum, letters, contracts, e-mails, reports or statements, reflecting final policy decisions regarding:

- Steps that have been taken to respond to election and campaign financing crimes under the overall supervision of the Public Integrity Section pursuant to 9 U.S.A.M. 85.210.
- Which Federal Prosecutors from which jurisdictions or offices have been designated as the Civil Rights and Criminal Division Leaders to handle this initiative.
- How many ongoing investigations or prosecutions have been pursued and their disposition under this initiative.
- Civil Rights groups that were approached in the process of developing this initiative.
- The number of DOJ personnel or contractors that will be deployed under this initiative for November 2, 2004.
- The use of contractors in the development and implementation of this initiative.
- The methods being employed to address voter fraud.
- The reasoning behind the selection of states and jurisdictions for this initiative.

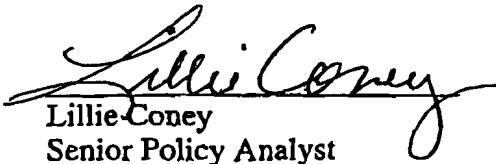
Page 2 of 2
July 23, 2004
Patricia D. Harris

I believe that the records to reply to this request can be found in the office of Hans A. von Spakovsky, who is Counsel to the Assistant Attorney General for the Civil Rights Division.

For purposes of fee assessments, we request that EPIC be placed in the category of "news media" requestor. EPIC is a non-profit, educational organization that routinely and systematically disseminates information to the public. This is accomplished through several means. First, EPIC maintains a heavily visited web site (www.epic.org) that highlights the "latest news" concerning privacy and civil liberties issues. The site also features scanned images of documents EPIC obtains under the FOIA. Second, EPIC publishes a bi-weekly electronic newsletter that is distributed to over 15,000 readers, many of whom report on technology issues for major news outlets. The newsletter reports on relevant policy developments of a timely nature (hence the bi-weekly publication schedule). It has been published continuously since 1996, and an archive of past issues is available at our Web site. Finally, EPIC publishes and distributes printed books that address a broad range of privacy, civil liberties and technology issues. A list of EPIC publications is available at our web site.

For the foregoing reasons, EPIC clearly fits the definition of "representative of the news media" contained in the FOIA and the Department of Justice regulations. Indeed, the U.S. District Court for the District of Columbia has held that EPIC is a "news media" requestor under the FOIA. See *Electronic Privacy Information Center v. Department of Defense*, 241 F. Supp. 2d 5 (D.D.C. 2003). Based on our status as a "news media" requestor, we are entitled to receive the requested records with only duplication fees assessed. Further, because disclosure of this information will "contribute significantly to public understanding of the operations or activities of the government," as described above, any duplication fees should be waived.

Thank you for your consideration of this request. As applicable Department of Justice regulations provide, I will anticipate your response to this request within 20 working days. Should you have any questions about this request, please feel free to call me at 202-483-1140 ext. 111.


Lillie Coney
Senior Policy Analyst

U.S. Department of Justice
Justice Management Division

Freedom of Information Act/Privacy Act
Referral/Action Slip

401 200401374

Clerk: Robinson

Date:

SEP 27 2004

Organization: JMD/ FASS

Building & Room: LOC, Room 113

To From

☐ ☐ Office of Information & Privacy

☐ ☐ Antitrust Division
☐ ☐ Bureau of Alcohol, Tobacco, Firearms
and Explosives

☐ ☐ Civil Division

☒ ☐ Civil Rights Division

☐ ☐ Community Relations Service

☐ ☐ Community Oriented Policing Services

☒ ☐ Criminal Division

☐ ☐ Dispute Resolution, Office of

☐ ☐ Drug Enforcement Administration

☐ ☐ Environment & Natural Resources Division

☐ ☐ Federal Bureau of Prisons

☒ ☐ Federal Bureau of Investigation

☐ ☐ Federal Detention Trustee, Office of

☐ ☐ Foreign Claims Settlement Commission

To From

☐ ☐ Immigration Review, Executive Office for

☐ ☐ Inspector General, Office of

☐ ☐ Intelligence Policy and Review, Office of

☐ ☐ INTERPOL, U.S. National Central Bureau

☒ ☐ Justice Management Division
Staff: _____

☐ ☐ Justice Programs, Office of

☐ ☐ Legal Counsel, Office of

☐ ☐ National Drug Intelligence Center

☐ ☐ Pardon Attorney, Office of

☐ ☐ Professional Responsibility Advisory Office

☐ ☐ Professional Responsibility, Office of

☐ ☐ Solicitor General, Office of

☐ ☐ Tax Division

☐ ☐ U.S. Attorneys, Executive Office for

☐ ☐ U.S. Marshals Service

☐ ☐ U.S. Parole Commission

☐ ☐ U.S. Trustees, Executive Office for

☐ ☐ _____

Requester: Lillie Coney

Ref: _____

Date of Request: July 23 and August 11, 2004

Received By: FOIA/PA Referral Unit

Type of Request: FOIA

Remarks: Requester advised of this referral.



August 11, 2004

Via Fax: 301-341-0772

Patricia D. Harris, Management Analyst
FOIA/PA Mail Referral Unit
Department of Justice
Room 114, LOC
Washington, DC 20530-0001

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www.epic.org

Re: Supplement to Freedom of Information Act Request dated 7/23/04:

Dear Ms. Harris,

This communication is a supplement to EPIC's initial FOIA regarding the Department of Justice "Voting Access and Integrity Initiative."

We are seeking all agency records from January 1, 2004 through the present (including but not limited to electronic records) related to Department of Justice activity that reportedly resulted in the suppression of the vote of populations subject to the Voting Rights Act. This request includes all information in the form of e-mails, hosted events, briefings, meeting records, letters, and other documentation on reports, communications, complaints that Department of Justice personnel or contractors engaged in "heavy-handed enforcement" efforts regarding voter fraud in the weeks leading up to the November 2002 General Election. Also provide any communications, pre and post November 2002 on concerns, charges or complaints about Department of Justice personnel or contractors whose activity under the "Voting Access and Integrity Initiative" was accused of intimidating sensitive populations that are subject to the Voting Rights Act.

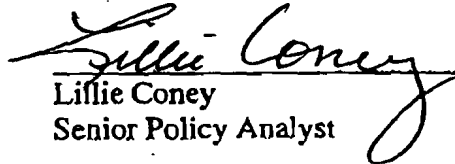
Please provide all communications, policy memorandum, letters, contracts, e-mails, reports or statements, investigations, corrective or disciplinary actions based on complaints as well as the action(s) taken by the Department of Justice to investigate and address:

- 1) Violations of the Voting Rights Act Section 203.
- 2) False perceptions of "massive" voter fraud.
- 3) Purging of voter registration rolls.
- 4) Investigations of other crimes that resulted in processes or procedures to ascertain or gather information related to investigation of voting fraud and the disposition of these investigations or prosecutions.
- 5) Evaluation of the Voting Access and Integrity Initiative as it relates to lessons learned and directives developed to guard against adverse effects of Department of Justice activities based on the court decision in United

States v. Gordon, 817 F.2d 1538 (11th Cir. 1987) cert. Dismissed, 487 U.S. 1265 (1988).

- 6) Any comparative analysis of the incidence of voter fraud verses voters being denied access to vote in public elections.
- 7) Amount in budgetary resources allocated to voter fraud detection and deterrence.
- 8) Amount in budgetary resources allocated to voter access.

Thank you for your consideration of this request. As applicable Department of Justice regulations provide, I will anticipate your response to this request within 20 working days. Should you have any questions about this request, please feel free to call me at 202-483-1140 ext. 111.


Lillie Coney
Senior Policy Analyst