

Department of Justice Letter
refusing to recuse the
prosecutors who attended the
Hillary Clinton Fundraiser,
falsely claiming that
“AUSA Robinson and AUSA
Allen were not at the Hillary
Clinton event as Clinton
supporters but in their official
capacity assisting law
enforcement.”

**Judical Watch's FOIA emails
of prosecutors at Hillary
Clinton's fundraiser exposing
the lie of "official business,"
used to avoid recusal from the
Duncan Hunter case:**

**"...Can't thank you enough
for letting us crash that
fabulous party."**

"I'm so glad you had fun."



U.S. Department of Justice

Executive Office for United States Attorneys

General Counsel's Office

Three Constitution Square
175 N Street, NE, Ste 5.100
Washington, DC 20530

Phone (202) 252-1600
FAX (202) 252-1650

August 1, 2018


Mr. Gregory Vega
Seltzer Caplan McMahon Vitek
750 B Street, Suite 2100
San Diego, CA 92101

Dear Mr. Vega:

I am in receipt of your letter, dated July 30, 2018 and addressed to Brian A. Benczkowski, Assistant Attorney General of the Criminal Division, regarding "In re Grand Jury Investigation of Congressman Duncan D. Hunter." It has been referred to me for a response.

We have reviewed the points raised in your letter and since, as I believe you already know, AUSA Robinson and AUSA Allen were not at the Hillary Clinton event as Clinton supporters but in their official capacity assisting law enforcement, we do not believe the circumstances necessitate a recusal of the United States Attorney's Office for the Southern District of California (USAO). As a result, you should direct any issues relating to the investigation to the USAO or raise them with the appropriate court.

Sincerely,


Jay Macklin
General Counsel



DEPARTMENT OF HOMELAND SECURITY
UNITED STATES SECRET SERVICE
WASHINGTON, D.C. 20223

Freedom of Information Act & Privacy Act Program
Communications Center
245 Murray Lane, S.W., Building T-5
Washington, D.C. 20223

Date: March 13, 2020

William Marshall
425 Third Street, SW, Suite 800
Washington, DC 20024
Info@JudicialWatch.org

File Number: 20200466

Referring Agency: Executive Office for United States Attorneys

Dear Requester:

Reference is made to your Freedom of Information Act (FOIA) request, originally directed to the Executive Office for United States Attorneys, for information pertaining to:

1. All records related to the attendance by Assistant US Attorneys Alana Robinson and Emily W. Allen (both of the US Attorney's Office for the Southern District of California) at a Hillary Clinton presidential campaign fundraiser held in La Jolla, California on August 7, 2015, including but not limited to notes, memoranda, and authorizations, from June 1, 2016 to August 7, 2015;
2. All emails and text messages sent to or from officials in the US Attorney's Office for the Southern District of California regarding the attendance by Assistant US Attorneys Alana Robinson and Emily W. Allen at the August 7, 2015 Hillary Clinton presidential campaign fundraiser held in La Jolla, California, including but not limited to emails and text messages to the United States Secret Service which prompted a Secret Service official to send an email on August 5, 2015 with instructions for Ms. Robinson and Allen on where and when to arrive at the fundraiser to have their photograph taken with Mrs. Clinton, from June 1, 2016 to August 7, 2015;
3. All internal emails and text messages between officials in the US Attorney's Office for the Southern District of California regarding third party Freedom of Information Act requests for records relating to Ms. Robinson's and Allen's attendance at the August 7, 2015 fundraiser for Mrs. Clinton, from August 1, 2018 to the present; and
4. All emails between officials in the US Attorney's Office for the Southern District of California and other federal government officials regarding third party Freedom of

Information Act requests for records relating to Msrs. Robinson's and Allen's attendance at the August 7, 2015 fundraiser for Mrs. Clinton, from August 1, 2018 to the present.

While processing your request, the above mentioned agency located records that fall under purview of the United States Secret Service (Secret Service). Accordingly, your request and the responsive documents were referred to this office for processing and a direct response to you. Your request was received by this office on February 4, 2020, and was assigned the file number indicated above.

The referenced material was considered under regulations for the FOIA, Title 5 U.S.C. § 552. Pursuant to this Act, exemptions have been applied where deemed appropriate. The exemptions cited are marked below.

Enclosed are documents responsive to your request. Exemptions under the FOIA Statute, Title 5 U.S.C. § 552 have been applied where deemed appropriate. After a detailed review of all responsive records, 6 pages were released and 0 pages were withheld in entirety. Any exemptions cited are marked below. An enclosure to this letter explains the exemptions in more detail.

Section 552 (FOIA)

<input type="checkbox"/> (b) (1)	<input type="checkbox"/> (b) (2)	<input type="checkbox"/> (b) (3) Statute:	
<input type="checkbox"/> (b) (4)	<input type="checkbox"/> (b) (5)	<input checked="" type="checkbox"/> (b) (6)	<input type="checkbox"/> (b) (7) (A) <input type="checkbox"/> (b) (7) (B)
<input checked="" type="checkbox"/> (b) (7) (C)	<input type="checkbox"/> (b) (7) (D)	<input checked="" type="checkbox"/> (b) (7) (E)	<input type="checkbox"/> (b) (7) (F) <input type="checkbox"/> (b) (8)

If you deem our decision an adverse determination, you may exercise your appeal rights. Should you wish to file an administrative appeal, your appeal should be made in writing and received within ninety (90) days of the date of this letter, by writing to:

Freedom of Information Appeal
Deputy Director, U.S. Secret Service
Communications Center
245 Murray Lane, S.W., Building T-5
Washington, D.C. 20223.

If you choose to file an administrative appeal, please explain the basis of your appeal and reference the case number listed above.

The following checked item(s) also apply to your request:

☐ The Executive Office for United States Attorneys has recommended that we withhold some information pursuant to the FOIA, Title 5 U.S.C. § 552. The exemptions cited are marked below.

In addition, approximately 0 page(s) were withheld in their entirety. An enclosure to this letter explains the exemptions in more detail.

☒ If this boxed is checked, deletions were made by the Executive Office for United States Attorneys pursuant to the exemptions indicated below.

Section 552 (FOIA)

☐ (b) (1) ☐ (b) (2) ☐ (b) (3) Statute:
☐ (b) (4) ☐ (b) (5) ☒ (b) (6) ☐ (b) (7) (A) ☐ (b) (7) (B)
☒ (b) (7) (C) ☐ (b) (7) (D) ☐ (b) (7) (E) ☐ (b) (7) (F) ☐ (b) (7) (G)
(8)

If you disagree with the Executive Office for United States Attorneys determination, you have the right of administrative appeal within 35 days by writing to:

Executive Office for United States Attorneys
FOIA/Privacy Unit
Suite 5.400 3CON Building
175 N Street, NE
Washington, DC 20550

If you do decide to file an administrative appeal, please explain the basis of your appeal.

☐ Other:

☒ Fees: In the processing of this FOIA request, no fees are being assessed.

Additionally, you have the right to seek dispute resolution services from the Office of Government Information Services (OGIS) which mediates disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Please note that contacting the Secret Service's FOIA Program and/or OGIS is **not** an alternative to filing an administrative appeal and **does not** stop the 90-day appeal clock. You may contact OGIS at: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001. You may also reach OGIS via e-mail at ogis@nara.gov, telephone at 202-741-5770/toll free at (877) 684-6448, or facsimile at (202) 741-5769.

If you need any further assistance, or would like to discuss any aspect of your request, please contact our FOIA Public Liaison Kevin Tyrrell, at (202) 406-6370. Alternatively, you may send an e-mail to foia@usss.dhs.gov.

FOIA/PA File No. 20200466 is assigned to your request. Please refer to this file number in all future communication with this office.

Sincerely,



Kevin L. Tyrrell
Freedom of Information Act Officer
Office of Intergovernmental and Legislative Affairs

Enclosure: FOIA and PA Exemption List

**FREEDOM OF INFORMATION ACT
SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552**

Provisions of the Freedom of Information Act do not apply to matter that are:

- (b) (1) (A) specifically authorized under criteria established by an Executive Order to be kept secret in the interest of national defense or foreign policy and (B) are in fact properly classified pursuant to such Executive order;
- (b) (2) related solely to the internal personnel rules and practices any agency;
- (b) (3) specifically exempted from disclosure by statute (other than section 552b of this title), if that statute: (A)(i) requires that the matters be withheld from the public in such a manner as to leave no discretion on the issue, or (ii) establishes particular criteria for withholding or refers to particular types of matters to be withheld; and (B) is established after the date of enactment of the OPEN FOIA Act of 2009;
- (b) (4) trade secrets and commercial or financial information obtained from a person and privileged or confidential;
- (b) (5) inter-agency or intra-agency memorandums or letters which would not be available by law to a party other than an agency in litigation with the agency; provided that the deliberative process privilege shall not apply to records created 25 years or more before the date on which the records were requested;
- (b) (6) personnel and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy;
- (b) (7) records or information compiled for law enforcement purposes, but only to the extent that the information: (A) could reasonably be expected to interfere with enforcement proceedings; (B) would deprive a person of a right to a fair trial or an impartial adjudication; (C) could reasonably be expected to constitute an unwarranted invasion of personal privacy; (D) could reasonably be expected to disclose the identity of a confidential source, including a State, local, or foreign agency or authority or any private institution which furnished information on a confidential basis, and, in the case of a record or information compiled by a criminal law enforcement authority in the course of a criminal investigation, or by an agency conducting a lawful national security intelligence investigation, information furnished by a confidential source; (E) would disclose techniques and procedures for law enforcement investigations or prosecutions, or would disclose guidelines for law enforcement investigations or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law; (F) could reasonably be expected to endanger the life or physical safety of any individual;
- (b) (8) contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of an agency responsible for regulation or supervision of financial institutions;
- (b) (9) geological and geophysical information and data, including maps, concerning wells.

**PRIVACY ACT
SUBSECTIONS OF TITLE 5, UNITED STATES CODE, SECTION 552a**

The provisions of the Privacy Act do not apply to:

- (d) (5) material compiled in reasonable anticipation of civil action or proceeding;
- (j) (2) material reporting investigative efforts pertaining to enforcement of criminal law including efforts to prevent, control, or reduce crime or apprehend criminals;
- (k)(1) material is currently and properly classified pursuant to an Executive Order in the interest of national defense or foreign policy;
- (k) (2) material compiled during investigations for law enforcement purposes;
- (k) (3) material maintained in connection with providing protective services to the President of the United States or other individuals pursuant to section 3056 of Title 18;
- (k) (5) investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or for access to classified information, only to the extent that the disclosure of such material would reveal the identity of the person who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or prior to the September 27, 1975, under an implied promise that the identity of the source would be held in confidence;
- (k) (6) testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service the disclosure of which would compromise the objectivity or fairness of the testing or examination process;

From: [REDACTED] (USACAS)
To: [REDACTED] (SDO), DAVID
Subject: RE: Picture
Date: Tuesday, August 4, 2015 11:14:19 AM

Hey [REDACTED]

Thanks for the heads-up! Yes I'm interested. What's the time / details?

Thanks.

[REDACTED]

Sent from my iPhone using [Mail+ for Enterprise](#)

From: [REDACTED] (SDO), [REDACTED] (USSS) Refer to SS
Sent: 8/4/15, 10:34 AM
To: [REDACTED] (USACAS)
Subject: Picture

[REDACTED]

Would you be interested in a picture with FFL Hillary Clinton on Friday? The times would be in the morning in La Jolla.

[REDACTED]

[REDACTED]

San Diego Field Office

United States Secret Service

Office: [REDACTED]

Cell: [REDACTED]

All e-mail to/from this account is subject to official review and is for official use only. Action may be taken in response to any inappropriate use of the Secret Service's e-mail system. This e-mail may contain information that is privileged, law enforcement sensitive, or subject to other disclosure limitations. Such information is loaned to you and should not be further

Refer to SS

Obtained via FOIA by Judicial Watch, Inc.

disseminated without the permission of the Secret Service. If you have received this e-mail in error, do not keep, use, disclose, or copy it; notify the sender immediately and delete it.

From: [REDACTED] (USACAS)
To: [REDACTED] (SDO)
Subject: RE: Picture
Date: Tuesday, August 4, 2015 11:22:24 AM

Yep that works. Thanks!

Sent from my iPhone using Mail+ for Enterprise

From: [REDACTED] (b)(6);(b)(7)(C);Per USSS Refer to SS
Sent: 8/4/15, 11:20 AM
To: [REDACTED] (USACAS)
Subject: RE: Picture

It will be in La Jolla. Estimated times are 9a-11a. I'll hit you up with more details in the next couple of days. Let me know if this works and I'll put you on the list.

[REDACTED] (b)(6);(b)(7)(C);Per USSS
United States Secret Service
San Diego Field Office
Office: [REDACTED] (b)(6);(b)(7)(C);Per USSS
Cell: [REDACTED] (b)(6);(b)(7)(C);Per USSS
Email: [REDACTED] (b)(6);(b)(7)(C);Per USSS

DUPLICATE



From: [REDACTED]
Sent: Friday, August 7, 2015 4:17 PM
To: [REDACTED] (SDO); [REDACTED]@pd.sandiego.gov; [REDACTED] (USACAS); [REDACTED] (USACAS); [REDACTED] (SDO)
Subject: RE: Photo

Thank you so much for the invitation to this morning's event! I was blown away by your incredible hospitality and can't thank you enough for allowing us to crash that fabulous party. It was a really memorable morning.

Have a great weekend,
[REDACTED]

From: [REDACTED] (SDO) [mailto:[REDACTED]] Refer to Secret Service
Sent: Wednesday, August 05, 2015 9:26 PM
To: ccastle@pd.sandiego.gov; [REDACTED] (USACAS); [REDACTED] (USACAS); [REDACTED] (USACAS); [REDACTED] (SDO); [REDACTED] (SDO)
Subject: Photo

All,

Here is the info for your photo with HRC on Friday, 8/7/15. Please meet me at 0900 hours Friday morning at [REDACTED] in La Jolla. You can park on [REDACTED] and walk to the residence (please don't park on [REDACTED])
[REDACTED]

You do not need to bring anything to the site. I will meet you outside the front door of the residence and lead you inside to the photo op room. If you have any questions / issues feel free to call or email me.

I look forward to seeing you on Friday.

Thanks,

[REDACTED]
US Secret Service
[REDACTED]

Sent from my Windows Phone

All e-mail to/from this account is subject to official review and is for official use only. Action may be taken in response to any inappropriate use of the Secret Service's e-mail system. This e-mail may contain information that is privileged, law enforcement sensitive, or subject to other disclosure limitations. Such information is loaned to you and should not be further disseminated without the permission of the Secret Service. If you have received this e-mail in error, do not keep, use, disclose, or copy it; notify the sender immediately and delete it.

[REDACTED] (USACAS)

From: [REDACTED] (USACAS)
Sent: Friday, August 7, 2015 4:24 PM
To: [REDACTED] (SDO)
Subject: RE: Photo

[REDACTED] you totally downplayed that amazing invitation! I had no idea it would be so spectacular. I didn't even realize we'd be invited in! I am so grateful for the invitation, thank you.

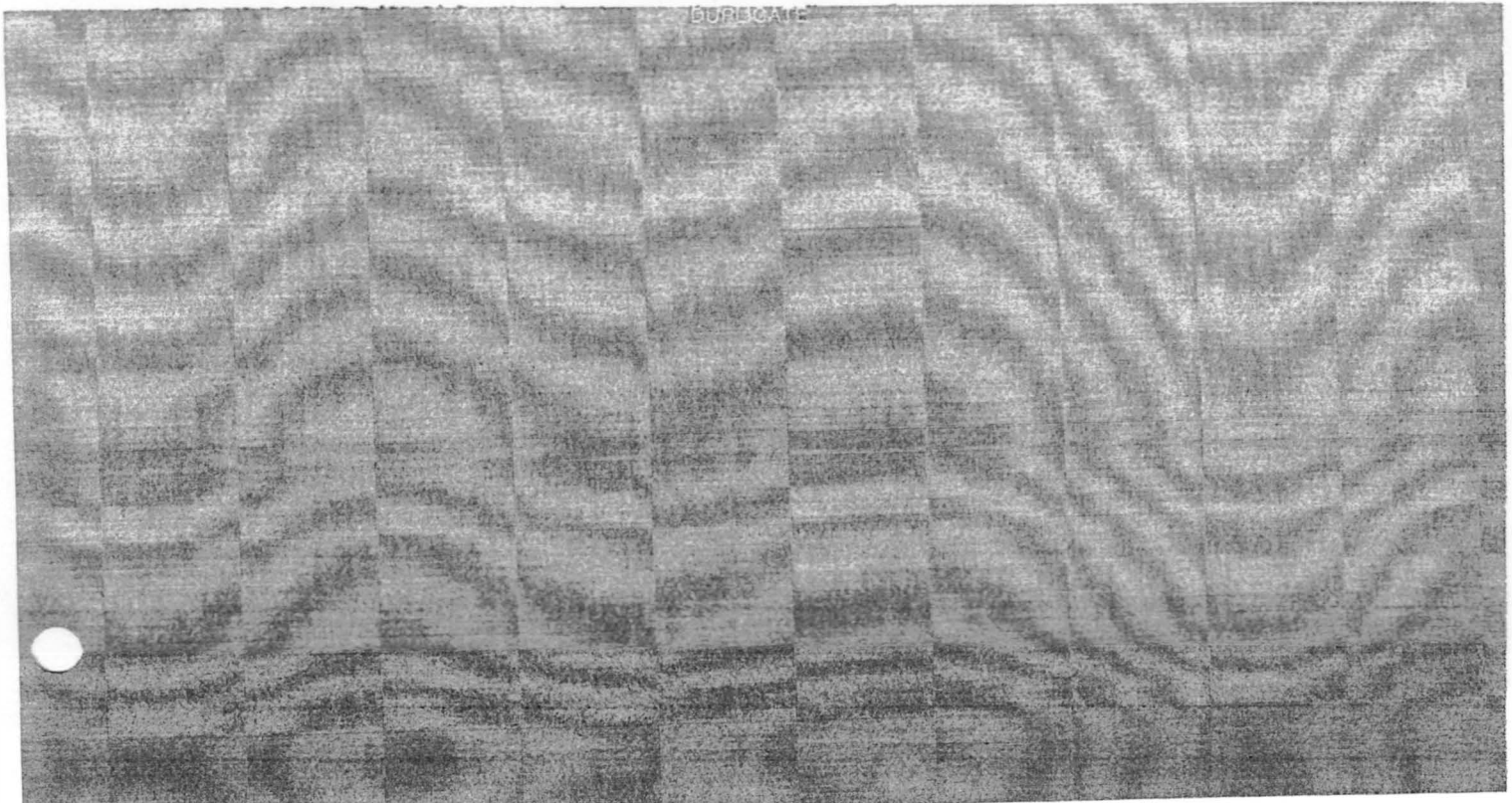
I'm out next week but will touch base when we get back. And if you need anything in the meantime feel free to call:
(617) 230 [REDACTED]

From: [REDACTED] (b)(6)(b)(7)(C) Per USSS (SDO) [mailto:[REDACTED] (b)(6)(b)(7)(C) Per USSS] Refer to SS
Sent: Thursday, August 06, 2015 3:05 PM
To: [REDACTED] (USACAS)
Subject: RE: Photo

Great, see you then

From: [REDACTED] (USACAS) [mailto:[REDACTED]@usdoj.gov] EOUSA RIP
Sent: Thursday, August 06, 2015 2:51 PM
To: [REDACTED] (SDO)
Cc: [REDACTED] (SDO)
Subject: RE: Photo

Thanks, looking forward to it, I'll see you tomorrow at 9:00 [REDACTED]



[REDACTED] (USACAS)

From: (b)(6);(b)(7)(C);Per USSS (SDO) (b)(6);(b)(7)(C);Per USSS
Sent: Friday, August 7, 2015 4:26 PM
To: [REDACTED] (USACAS)
Subject: RE: Photo

I'm so glad you had fun. See you in a week.

Sent from my Windows Phone

