



U.S. Department of Justice

Executive Office for United States Attorneys

Freedom of Information and Privacy Staff

Suite 5.400, 3CON Building
175 N Street, NE
Washington, DC 20530

Tel: (202) 252-6020
Fax: (202) 252-6048

July 20, 2021

Sent via email: zoe.tillman@buzzfeed.com

Zoe Tillman
BuzzFeed News
1630 Connecticut Ave.
NW 7th Fl.
Washington, DC 20009

Request Number: EOUSA-2017-002227
Date of Receipt: July 12, 2017
Subject of Request: John Huber/Kate's Law

Dear Zoe Tillman:

This letter is the final response to your Freedom of Information Act/Privacy Act (FOIA/PA) request. The Executive Office for United States Attorneys (EOUSA) has processed your request and determined twenty (20) pages are responsive to your request. The EOUSA is the official record-keeper for all records located within the various United States Attorneys' Offices, to include the District of Utah.

To provide you with the greatest degree of access authorized by the FOIA and the Privacy Act, we considered your request in light of the provisions of both statutes and are making all records required to be released, or considered appropriate for release as a matter of discretion, available to you. Enclosed please find: two (2) pages released to you in full and sixteen (16) pages released to you in part.

We reviewed all the information that was redacted and/or withheld in full to determine if any information could be segregated for release. The exemption cited for withholding records or portions of records is 5 U.S.C. § 552(b)(6), which protects from release personal privacy information that if released would constitute a clearly unwarranted invasion of personal privacy.

A review of the responsive material revealed that two (2) pages contain equities that belong to a separate and distinct office within the Department of Justice. In accordance with 28 C.F.R § 16.42, the EOUSA referred a copy of the FOIA request and the respective records to the appropriate office for a release determination of the responsive material. As to the referral mentioned herein, please contact the office directly if you have question(s) about the referral. The relevant point of contact and contact information for the office is as follows:

Valeree Villanueva
FOIA Public Liaison
Office of the Attorney General
Department of Justice
441 G St, NW, 6th Floor
Washington, D.C. 20530-0001
Tel: (202) 514-3642
(The Office of the Attorney General received 2 pages as a referral.)

This partial release of information is the final action on this above-numbered request. If you are not satisfied with the Executive Office for U.S. Attorneys' determination in response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, 441 G Street, NW, 6th Floor, Washington, D.C. 20530, or you may submit an appeal through OIP's FOIA STAR portal by creating an account following the instructions on OIP's website: <https://www.justice.gov/oip/submit-and-track-request-or-appeal>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

You may contact our FOIA Public Liaison at the Executive Office for United States Attorneys (EOUSA) for further assistance and to discuss any aspect of your request. The contact information for EOUSA is 175 N Street, NE, Suite 5.400, Washington, DC 20530; telephone at 202-252-6020; or facsimile 202-252-6048. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

Sincerely,

Kevin Krebs
Assistant Director

(b)(6)

From: (b)(6)
Sent: Thursday, March 16, 2017 6:44 AM
To: (b)(6)
Subject: Re: Appointment Affidavit for John W. Huber

Great! Let me know if you need anything else.

Sent from my iPhone

> On Mar 16, 2017, at 5:32 AM, (b)(6) wrote:

>

> Hi (b)(6) - got its. Thanks, (b)(6)

>

> Sent from my iPhone

>

>> On Mar 15, 2017, at 6:05 PM, (b)(6) (b)(6) (USAUT) <(b)(6)> wrote:

>>

>> Hi (b)(6)

>> Attached is the Appointment Affidavit of John W. Huber signed today

>> by Chief Judge David Nuffer Let me know if you need anything else, or if I should be sending this to others also.

>> Thank you,

>> (b)(6)

>>

>> (b)(6)

>> District of Utah

>> Office of the United States Attorney

>> 111 South Main Street, Suite 1800

>> Salt Lake City, UT 84111-2176

>>

>> (b)(6)

>>

>> <Oath of Office Signed.pdf>

(b)(6) (b)(6) (USAUT)

From: (b)(6) (b)(6) (USAUT)
Sent: Wednesday, March 15, 2017 4:06 PM
To: (b)(6)
Subject: Appointment Affidavit for John W. Huber
Attachments: Oath of Office Signed.pdf

Hi (b)(6)

Attached is the Appointment Affidavit of John W. Huber signed today by Chief Judge David Nuffer
Let me know if you need anything else, or if I should be sending this to others also.

Thank you,

(b)(6)

(b)(6)

District of Utah
Office of the United States Attorney
111 South Main Street, Suite 1800
Salt Lake City, UT 84111-2176

(b)(6)

(b)(6) (b)(6) (USAUT)

From:

(b)(6)

Sent:

Wednesday, March 15, 2017 4:02 PM

To:

Huber, John (USAUT);

(b)(6) (b)(6) (b)(6) (USAUT);

Subject:

Here is the statement I just released

John W. Huber has been appointed as interim U.S. Attorney for the District of Utah under the Federal Vacancies Reform Act, which gives authority to the Attorney General to appoint an Interim USA for up to 120 days. Mr. Huber tendered his resignation along with other presidential appointees on March 10. However, upon consideration of additional factors and consultation within the executive branch, the Attorney General has decided to appoint Mr. Huber on an interim basis to lead the district during this transitional period.

Sent from my iPhone

APPOINTMENT AFFIDAVITS

United States Attorney
(Position to which Appointed)

03/14/2017
(Date Appointed)

U.S. Department of Justice
(Department or Agency)

U.S. Attorney's Office
(Bureau or Division)

Salt Lake City, UT
(Place of Employment)

I, JOHN WILLIAM HUBER, do solemnly swear (or affirm) that--

A. OATH OF OFFICE

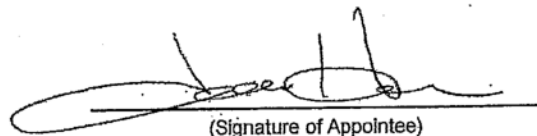
I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.

B. AFFIDAVIT AS TO STRIKING AGAINST THE FEDERAL GOVERNMENT

I am not participating in any strike against the Government of the United States or any agency thereof, and I will not so participate while an employee of the Government of the United States or any agency thereof.

C. AFFIDAVIT AS TO THE PURCHASE AND SALE OF OFFICE

I have not, nor has anyone acting in my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment.

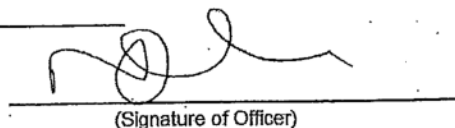

(Signature of Appointee)

Subscribed and sworn (or affirmed) before me this 15th day of March, 2017

at Salt Lake City
(City)

UT
(State)

(SEAL)


(Signature of Officer)

Commission expires _____
(If by a Notary Public, the date of his/her Commission should be shown)

Chief Judge, U.S. District Court of Utah
(Title)

Note - If the appointee objects to the form of the oath on religious grounds, certain modifications may be permitted pursuant to the Religious Freedom Restoration Act. Please contact your agency's legal counsel for advice.

(b)(6)

From: (b)(6)
Sent: Friday, March 17, 2017 12:53 PM
To: (b)(6)
Subject: FW: Emailing - Huber AG Order.pdf
Attachments: Huber AG Order.pdf; ATT00001.htm

From: Huber, John (USAUT)
Sent: Wednesday, March 15, 2017 3:13 PM
To: (b)(6)
(b)(6)
Subject: Fwd: Emailing - Huber AG Order.pdf

John Huber
United States Attorney
District of Utah

Begin forwarded message:

From: (b)(6)
Date: March 15, 2017 at 3:05:43 PM MDT
To: "dj.nuffer@utd.uscourts.gov" <dj.nuffer@utd.uscourts.gov>
Cc: "Huber, John (USAUT)" <JHuber@usa.doj.gov>, "utdj_nuffer@utd.uscourts.gov" <utdj_nuffer@utd.uscourts.gov>
Subject: Emailing - Huber AG Order.pdf

Chief Judge Nuffer – attached is the Attorney General Order appointing John Huber as US Attorney for the District of Utah.

Please let me know if you have any questions.

(b)(6)

Executive Office for U.S. Attorneys
950 Pennsylvania Ave, NW, Room 2261
Washington, DC 20530

(b)(6)

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Wednesday, March 15, 2017 2:32 PM
To: Wilkinson, Monty (USAEO)
Subject: Re: I left a message for the Chief Judge (more)

He is in some hearings. Here's his cell. He will likely see your text: (b)(6)

John Huber
United States Attorney
District of Utah

On Mar 15, 2017, at 2:29 PM, Wilkinson, Monty (USAEO) <(b)(6)> wrote:

Did you say he will administer the oath at 3:00 pm your time?

Thanks,
Monty

Monty Wilkinson
Director
Executive Office for United States Attorneys
950 Pennsylvania Avenue, NW, Rm 2744
Washington, DC 20530

(b)(6)

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Wednesday, March 15, 2017 2:30 PM
To: Wilkinson, Monty (USAEO)
Subject: Re: I left a message for the Chief Judge (more)

Approximately 3:15/5:15

John Huber
United States Attorney
District of Utah

On Mar 15, 2017, at 2:29 PM, Wilkinson, Monty (USAEO) wrote: (b)(6)

Did you say he will administer the oath at 3:00 pm your time?
Thanks,
Monty

Monty Wilkinson
Director
Executive Office for United States Attorneys
950 Pennsylvania Avenue, NW, Rm 2244
Washington, DC 20530

(b)(6)

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Wednesday, March 15, 2017 3:33 PM
To: Wilkinson, Monty (USAEO)
Subject: Re: please let me know when you have taken the oath.

APPOINTMENT AFFIDAVITS

United States Attorney
(Position to which Appointed) _____
03/14/2017
(Date Appointed)

U.S. Department of Justice
(Department or Agency) _____
U.S. Attorney's Office
(Bureau or Division) _____
Salt Lake City, UT
(Place of Employment)

I, JOHN WILLIAM HUBER, do solemnly swear (or affirm) that--

A. OATH OF OFFICE
I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God.

B. AFFIDAVIT AS TO STRIKING AGAINST THE FEDERAL GOVERNMENT
I am not participating in any strike against the Government of the United States or any agency thereof, and I will not so participate while an employee of the Government of the United States or any agency thereof.

C. AFFIDAVIT AS TO THE PURCHASE AND SALE OF OFFICE
I have not nor has anyone acting in my behalf, given, transferred, promised or paid any consideration for or in expectation or hope of receiving assistance in securing this appointment.

Subscribed and sworn (or affirmed) before me this 15th day of March, 2017
at Salt Lake City (City) UT (State)

(Signature of Appointee)
(Signature of Officer)
Chief Judge: U.S. District Court of Utah
(Title)

Commission expires _____
18 by a Notary Public. The date of Notary Commission should be shown.

Note: If the appointee objects to the terms of the oath on religious grounds, certain modifications may be permitted pursuant to the Religious Freedom Restoration Act. Please contact your agency's legal counsel for advice.

U.S. Office of Personnel Management
The Office of Procurement and Personnel Support
Standard Form 51
Revised August 2002
NSA 7540-01-634-4815
Previous editions not used

Done!
John Huber
United States Attorney
District of Utah

On Mar 15, 2017, at 3:22 PM, Wilkinson, Monty (USAEO) <(b)(6)> wrote:

You're right, the Chief Judge is a very nice man.

Monty Wilkinson
Director
Executive Office for United States Attorneys
950 Pennsylvania Avenue, NW, Rm 2244
Washington, DC 20530

(b)(6)

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Tuesday, March 14, 2017 7:57 AM
To: [REDACTED]
Subject: Fwd: Update to U.S. Attorney Listing

FYI

John Huber
United States Attorney
District of Utah

Begin forwarded message:

From: "Wilkinson, Monty (USAEO)" <[REDACTED]>
Date: March 14, 2017 at 7:55:00 AM MDT
To: "Huber, John (USAUT)" <[REDACTED]>
Cc: "[REDACTED]" <[REDACTED]>
Subject: Re: Update to U.S. Attorney Listing

I will correct this.

Sent from my iPhone

On Mar 14, 2017, at 9:52 AM, Huber, John (USAUT) <[REDACTED]> wrote:

Is this list official now despite the ongoing consideration in my case?

John Huber
United States Attorney
District of Utah

Begin forwarded message:

From: [REDACTED]
[REDACTED]
Date: March 14, 2017 at 7:25:07 AM MDT
To: [REDACTED]
[REDACTED]
(b)(6)

(b)(6)

Subject: Update to U.S. Attorney Listing

Good Morning – The following individuals serve by virtue of the Vacancies Reform Act as the Acting United States Attorney for their respective district, effective March 11, 2017. See updated list at <https://www.justice.gov/usao/us-attorneys-listing>. Let me know if you have any questions. Karen

DISTRICT	NAME
Alabama - Middle	MORRIS, A. CLARK
Alabama - Southern	BUTLER, STEVEN E.
Alaska	SCHRODER, BRYAN
Arkansas - Eastern	HARRIS, PATRICK C.
California - Central	BROWN, SANDRA
Delaware	WEISS, DAVID C.
Florida - Middle	MULDROW, WILLIAM S.
Georgia - Southern	DURHAM, JAMES D.
Guam	ANDERSON, SHAWN N.

Hawaii	ENOKI, ELLIOT R.
Illinois - Northern	LEVIN, JOEL R.
Indiana - Northern	JOHNSON, CLIFFORD D.
Iowa - Northern	BERRY, SEAN
Louisiana - Eastern	EVANS, DUANE A.
Louisiana - Middle	AMUNDSON, COREY R.
Louisiana - Western	VAN HOOK, ALEXANDER C.
Maine	MURPHY, RICHARD W.
Michigan - Eastern	LEMISCH, DANIEL L.
Minnesota	BROOKER, GREGORY G.
Mississippi - Northern	NORMAN, ROBERT
Mississippi - Southern	BRITTAIN, HAROLD
Missouri - Eastern	COSTANTIN, CAROLINE A.
Missouri - Western	LARSON, THOMAS
Montana	JOHNSON, LEIF
Nebraska	STUART, ROBERT C.
Nevada	MYHRE, STEVEN W.
New Hampshire	FARLEY, JOHN J.
New Jersey	FITZPATRICK, WILLIAM E.
New Mexico	TIERNEY, JAMES D.
New York - Eastern	ROHDE, BRIDGET
New York - Southern	KIM, JOON
Ohio - Northern	SIERLEJA, DAVID A.
Oklahoma - Eastern	HORN, DOUG A.
Oklahoma - Northern	RADFORD, LORETTA F.
Rhode Island	DAMBRUCH, STEPHEN G.
Tennessee - Middle	SMITH, JOHN L.
Texas - Southern	MARTINEZ, ABRAN
Utah	HAGEN, DIANA
Virgin Islands	HEWLETT, JOYCELYN
Washington - Eastern	HARRINGTON, JOSEPH
Wisconsin - Western	ANDERSON, JEFFREY M.
Wyoming	GREEN, JOHN ROBERT

(b)(6)

Executive Office for U.S. Attorneys
950 Pennsylvania Ave, NW, Room 2261
Washington, DC 20530

(b)(6)



Department of Justice

United States Attorney John W. Huber
District of Utah

FOR IMMEDIATE RELEASE
MONDAY, MARCH 13, 2017

CONTACT: (b)(6)
U.S. Attorney's Office
(801) 325-3206
Twitter: @DUTnews

STATEMENT ON U.S. ATTORNEY RESIGNATION

"Late Friday evening United States Attorney John W. Huber received formal notification of the Administration's request for his letter of resignation. He immediately complied with that request and has offered his resignation."

(b)(6)

(b)(6) (b)(6) (USAUT)

From: (b)(6) (b)(6) (USAUT)
Sent: Monday, March 13, 2017 9:48 AM
To: Wilkinson, Monty (USAEO)
Cc: Huber, John (USAUT) (b)(6)
Subject: Copy of Resignation Letter for John W. Huber, U.S. Attorney for the District of Utah
Attachments: 0317 Res Ltr Copy Wilkinson.pdf

Mr. Wilkinson,
U.S. Attorney Huber asked that I email you a copy of his resignation letter to President Donald J. Trump.

(b)(6)

District of Utah
Office of the United States Attorney
111 South Main Street, Suite 1800
Salt Lake City, UT 84111-2176

(b)(6)

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Sunday, March 12, 2017 8:30 PM
To: (b)(6) (b)(6) (USAUT)
Subject: Fwd: Correspondence from the Attorney General

Please note copy by email to Monty.

John Huber
United States Attorney
District of Utah

Begin forwarded message:

From: "Wilkinson, Monty (USAEO)" <(b)(6)>
Date: March 12, 2017 at 8:50:15 AM MDT
To: "Huber, John (USAUT)" <(b)(6)>
Subject: Re: Correspondence from the Attorney General

Thanks, John. Can you have your assistant send a copy to me by email. Please let me know if you need anything or want to talk. My cellphone number is (b)(6)
Monty

Sent from my iPhone

On Mar 11, 2017, at 10:18 PM, Huber, John (USAUT) (b)(6) wrote:

Monty:

I have drafted my letter consistent with the Attorney General's instructions. It will be sent to the President first thing on Monday morning, with a copy also sent to the Attorney General.

John Huber
United States Attorney
District of Utah

On Mar 10, 2017, at 6:50 PM, Wilkinson, Monty (USAEO) <(b)(6)> wrote:

Please see the attached letter with instructions from the Attorney General.

As the letter states, please address your correspondence to President Trump.

The letter should be mailed to the following address:

President Donald J. Trump

(b)(6)

The White House
1600 Pennsylvania Avenue NW
Washington, D.C. 20500

<D.UT.PDF>

Huber, John (USAUT)

From: Huber, John (USAUT)
Sent: Saturday, March 11, 2017 8:19 PM
To: Wilkinson, Monty (USAEO)
Subject: Re: Correspondence from the Attorney General

Monty:

I have drafted my letter consistent with the Attorney General's instructions. It will be sent to the President first thing on Monday morning, with a copy also sent to the Attorney General.

John Huber
United States Attorney
District of Utah

On Mar 10, 2017, at 6:50 PM, Wilkinson, Monty (USAEO) <[REDACTED]> wrote:

Please see the attached letter with instructions from the Attorney General.
As the letter states, please address your correspondence to President Trump.

The letter should be mailed to the following address:

President Donald J. Trump

[REDACTED]

The White House
1600 Pennsylvania Avenue NW
Washington, D.C. 20500

<D.UT.PDF>



U.S. Department of Justice

JOHN W. HUBER
United States Attorney
District of Utah

*Office of the United States Attorney
111 South Main Street, Suite 1800
Salt Lake City, Utah 84111-2176*

*(801) 524-5682
(800) 949-9451
Fax: (801) 524-3399*

March 11, 2017

President Donald J. Trump

(b)(6)

The White House
1600 Pennsylvania Avenue NW
Washington, D.C. 20500

Dear President Trump::

Consistent with the Attorney General's correspondence of March 10, 2017, I respectfully offer my resignation from United States Attorney for the District of Utah. It has been the greatest privilege and honor to have represented the United States of America in defending our nation's interests and advancing the cause of justice. Please know that I stand ready to serve in whatever capacity you and the Attorney General may see fit.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Huber", with a long horizontal flourish extending to the left.

JOHN W. HUBER
United States Attorney

cc: Attorney General Jefferson B. Sessions III