



U.S. AGENCY FOR
GLOBAL MEDIA

Office of General Counsel
Freedom of Information Act Office

330 Independence Avenue SW | Washington, DC 20237 | usagm.gov

September 16, 2021

Austin R. Evers
Executive Director
American Oversight
1030 15th Street NW
Suite B255
Washington, DC 20005

Via email: foia@americanoversight.org

RE: Request Pursuant to the Freedom of Information Act – FOIA #20-046

Dear Mr. Evers:

This is a partial release in response to your Freedom of Information Act (FOIA) request (USAGM-20-1819) dated July 21, 2020 to the U.S. Agency for Global Media (USAGM), which the Agency received on the same date. In your request, you asked for:

“1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by the former U.S. Agency for Global Media officials listed below. Please provide all responsive records from June 8, 2020, through June 18, 2020.

- a. Bay Fang, former President of Radio Free Asia*
- b. Jamie Fly, former President of Radio Free Europe/Radio Liberty*
- c. Alberto Fernandez, former President of Middle East Broadcasting Network*
- d. Emilio Vazquez, former Interim Director of Office of Cuba Broadcasting*
- e. Libby Liu, former CEO of Open Technology Fund*
- f. Amanda Bennett, former VOA Director*
- g. Sandy Sugawara, former VOA Deputy Director*

2. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by any of the U.S. Agency for Global Media officials listed below. Please provide all responsive records from June 14, 2020, through July 3, 2020.



- a. Michael Pack, CEO of U.S. Agency for Global Media
- b. Emily Newman, Chief of Staff

3. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by 1) any of the U.S. Agency for Global Media officials listed below to 2) anyone outside of the U.S. Agency for Global Media communicating with an email address ending in .com / .org / .net / .edu / .mail. Please provide all responsive records from June 14, 2020, through July 3, 2020.

- a. Michael Williams, Vice President for Legal, Compliance, and Risk Management
- b. Jonathan Bronitsky, Principal Director of Public Affairs
- c. Andre Mendes, Chief Operating Officer
- d. Jeffrey Shapiro, Acting Director of Office of Cuba Broadcasting
- e. Elez Biberaj, Acting Director of Voice of America
- f. James Miles, Acting CEO of Open Technology Fund
- g. Parameswaran Ponnudurai, Acting President of Radio Free Asia
- h. Kelley Sullivan, Acting President of Middle East Broadcasting Networks
- i. Daisy Sindelar, Acting President of Radio Free Europe/Radio Liberty

4. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by 1) any of the U.S. Agency for Global Media officials listed below to 2) anyone in the Executive Office of the President, including anyone with an email address ending in eop.gov. Please provide all responsive records from June 14, 2020, through July 3, 2020.

- a. Michael Williams, Vice President for Legal, Compliance, and Risk Management
- b. Jonathan Bronitsky, Principal Director of Public Affairs
- c. Andre Mendes, Chief Operating Officer
- d. Jeffrey Shapiro, Acting Director of Office of Cuba Broadcasting
- e. Elez Biberaj, Acting Director of Voice of America
- f. James Miles, Acting CEO of Open Technology Fund
- g. Parameswaran Ponnudurai, Acting President of Radio Free Asia
- h. Kelley Sullivan, Acting President of Middle East Broadcasting Networks
- i. Daisy Sindelar, Acting President of Radio Free Europe/Radio Liberty”

USAGM does not have the records of its grantees, Radio Free Asia, Middle East Broadcasting Networks, Radio Free Europe/Radio Free Liberty nor the Open Technology Fund.

Enclosed are copies of documents responsive to your request. We redacted information under FOIA Exemption (b)(6) (protecting information, the release of which would constitute a clearly unwarranted invasion of personal privacy), under FOIA Exemption (b)(5) (protecting deliberate and pre-decisional materials, the release of which would harm the deliberative process) and under FOIA Exemption (b)(4) (trade secrets and commercial or financial information obtained from a person that is privileged or confidential). The Agency is waiving all fees for this request and the enclosed records are provided to you at no charge.

The Agency has conducted a thorough search and determined that the Agency has no records for *Emilio Vazquez, former Interim Director of Office of Cuba Broadcasting; Andre Mendes, Chief Operating Officer; nor Jeffrey Shapiro, Acting Director of Office of Cuba Broadcasting* responsive to this request. We do have hundreds of pages of records responsive to your request relative to Jonathan Bronitsky, and will send them to you when we have conducted a FOIA review.

On July 8, 2021 we provided 1,606 pages of documents to the Department of Justice to provide to you which were responsive to FOIA21-004 (USAGM-20-2501). We believe they are also responsive to this request.

We believe that those submissions and the enclosed documents are responsive to the following FOIA Requests: FOIA20-047 (USAGM-20-1820), FOIA20-048 (USAGM-20-1821) and FOIA20-060 (USAGM-20-2387). We are asking American Oversight to withdraw the above mentioned FOIA requests.

For further assistance or to discuss any aspect of your request, you may contact me at foia@usagm.gov or 202-920-2448. You also may contact USAGM'S FOIA Liaison, Daniel Rosenholtz, with questions about pending FOIA matters at drosenholtz@usagm.gov or 202-920-2342. 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:

Office of Government Information Services National Archives
and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
E-mail: ogis@nara.gov;
Telephone: 202-741-5770
Toll free: 1 877-684-6448
Facsimile: 202-741-5769

Finally, if you are not satisfied with this response to your request, you may file an administrative appeal with the Agency by writing to: Chairperson, Access Appeal Committee, USAGM, Suite 3349, 330 Independence Avenue, SW, Washington, DC 20237.

FOIA20-046

Your appeal must be postmarked or transmitted by facsimile to 202-203-4548 within 90 days of the date of this letter. It is advisable due to COVID-related restricted access to our building to e-mail a copy of any appeal to Mr. Rosenholtz.

If you have any questions regarding your request, please contact me at (202) 203-4550 or the Office of the General Counsel at the above address or at foia@usagm.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "James McLaren".

James McLaren
Acting Deputy General Counsel

Enclosures

From: (b) (6)
To: [Amanda Bennett](#)
Subject: Automatic reply: (b) (6) Update on PARs and Awards
Date: Friday, June 12, 2020 2:50:21 PM

I am out of the office from noon today, Friday, June 12, 2020 until Monday, June 14, 2020. For Performance Management/ePerformance issues, please contact the Performance Management Team at (b) (6). For all other urgent matters please contact David Kotz.

I will get back to you as soon as possible.

Best,

(b) (6)

From: [Amanda Bennett](#)
To: [David Kligerman](#)
Subject: CALL ASAP
Date: Monday, June 15, 2020 8:22:23 AM

From: [Daniel Hanlon](#)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: check-in
Date: Thursday, June 11, 2020 10:30:10 AM

Hey guys - In a meeting that's running long. I know ya'll talked to Logan last night. No updates for you as of yet. Can we push back our check-in TBD?

From: [Amanda Bennett](#)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Bcc: [Sandy Sugawara](#); (b) (6)
Subject: Fw: RESIGNATION -- COPY
Date: Monday, June 15, 2020 9:28:46 AM
Attachments: [Bennett_Sugawara_VOA_Resignation_6-15-20.pdf](#)
[VOA_2016-2020_\(6-15-20\).pdf](#)

FYI

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:19 AM
To: Michael Pack (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

From: [Marie Lennon](#)
To: [Amanda Bennett](#)
Subject: FW: Separations_Report.xlsx
Date: Friday, June 12, 2020 2:30:28 PM
Attachments: (b) (6)

The attached was pulled together by David and his team in response to your email on June 2nd. Hope it is helpful.

From: David Kotz (b) (6)
Sent: Friday, June 12, 2020 1:16 PM
To: Marie Lennon (b) (6)
Subject: RE: Separations_Report.xlsx

See copy of report requested.

All employees highlighted in yellow have either resigned or retired in lieu of either a performance or conduct based action.

Let me know if you need anything further,

David

H. David Kotz, Esq.
Deputy Director, Office of Human Resources
Voice of America
U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6) *Cell phone:* (b) (6)

This message may contain information that may be confidential and subject to the attorney-client privilege, work-product doctrine, or other applicable protection. If you have received this message in error, please advise the sender by reply e-mail and delete the message. If you are not the intended addressee, you should not use, copy, transfer, or disclose to anyone else this message, attached documents, or any information relating to this message.

From: [David Kligerman](#)
To: [Amanda Bennett](#)
Subject: FYI
Date: Thursday, June 11, 2020 4:53:11 PM

Got stuck finishing to dig my grave. Leaving now.

FYI, see

<https://www.federalregister.gov/documents/2020/06/15/2020-12696/firewall-and-highest-standards-of-professional-journalism>

Please don't share this yet.

Dave

From: (b) (6)
To: (b) (6); (b) (6)
Cc: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: Hill Update VOA Protest Coverage
Date: Wednesday, June 10, 2020 5:28:45 PM
Attachments: [image001.png](#)

Hello everyone,

(b) (6) and I would like to send the following update to the Hill tomorrow as an opportunity to highlight how VOA tells America's story. We would love your feedback and any suggestions. I apologize for the short turn around, but please send any thoughts by noon tomorrow.

Best,

(b) (6)

In fulfilling its mission to tell America's story, VOA has been at the forefront of covering events surrounding the death of George Floyd from all different sides of the political spectrum and through the lenses of U.S. politics, military, businesses, and press freedom. Despite some [journalists being targeted at protests](#) including [VOA's own](#), VOA reporters across its 46 language services bravely cover the story as it unfolds. Working with USAGM's Office of Security, VOA issued safety protocols and made protective equipment available to reporters directly covering protests, and updated its Best Practices Guide to ensure that all reporters are aware of and uphold journalistic standards regarding reporting on protests.

VOA's weekly current affairs flagship program [Plugged in with Greta Van Susteren](#) covered various angles of the protest in its two most recent episodes. This week's show includes an interview with Detroit Chief of Police James Craig discussing his views on defunding police and overall police culture. Highlights of an interview with Former Secretary of Homeland Security Michael Chertoff, who served under President George W. Bush, initially conducted by VOA's Georgian Service, are also featured as well as discussions with public health officials concerning coronavirus safety while protesting.

A [special section](#) has been created on VOA's webpage to track English coverage of the protests. A sampling of English-language coverage is below, and some originated in the language services and were brought into English. In telling complex stories about the United States, VOA serves as a bridge between these events and the international audiences, who may lack the necessary context or history of an issue. VOA's comprehensive approach to reporting on these events helps provide that context and enhance greater understanding about the United States. VOA has also fact-checked several claims about the protests, including Polygraph's article ["Ignoring Its Own Record. China's Foreign Ministry Claims 'All Lives Matter'"](#).

[Why Americans of All Races are Protesting Now](#)
[What is US Military's Role in Times of Civil Unrest?](#)
[American Protestors in Their Own Words](#)

USAGM-20-1819-A-000007

FOIA20-046 007

[U.S. Race and Violence Statistics](#)
[Trump 'Mobilizing' Civilian, Military Resources to Quell Protests](#)
[Four Extremist Groups Suspected of Involvement in Protest Violence](#)
[INTERVIEW: NAACP President Speaks to VOA on Death of George Floyd](#)
[Democratic Party Lawmakers Push for Major US Police Reforms](#)
[How Fake News Creators Are Targeting US Protesters](#)
[Chinese Media Focus on Violence in US Protests, Missing Part of Story](#)
[Why Convicting Cops is So Difficult](#)
[WHO Director-General Encourages COVID-19 Safe Protesting](#)
[Companies Send Message in Support of Nation-wide Protests](#)
[4 Police Officers Shot, Injured in St. Louis Floyd Protests](#)
[Trump Praises National Guard Response to Unrest, Declares Antifa a Terrorist Group](#)
[Officials Worry Protest Crowds May Spread Coronavirus](#)
[Sports Teams, Figures Express Support for US Protests](#)

(b) (6)

Congressional Liaison
U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6); (b) (6)
Cc: [Barbara Brady](#)
Subject: May 2020 Business Development Highlights
Date: Tuesday, June 9, 2020 2:05:11 PM
Attachments:

Dear VOA Management,

Please find attached the TSI Business Development May 2020 Highlights. We are happy to answer any questions you may have.

Best,

(b) (6)



(b) (6)
Operations Manager, Office of Business Development
p: (b) (6)
m: (b) (6)
(b) (6)

U.S. Agency for Global Media | Broadcasting Board of Governors
330 Independence Ave. SW | Washington, DC 20237
<http://usaqm.gov>

From: (b) (6)
To: Sandy Sugawara (b) (6); (b) (6); Amanda Bennett
Subject: RE: Burundi Election
Date: Tuesday, June 9, 2020 4:23:39 PM
Attachments: [image001.png](#)

We just received another note I wanted to share. " Please pass on my admiration for the reporters who are covering this under such intense circumstances." Their dedicated work is not going unnoticed!

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 3:19 PM
To: (b) (6)
(b) (6); Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

That's wonderful. Thank you

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:16 PM
To: (b) (6); (b) (6); (b) (6); Sandy Sugawara (b) (6); Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

"This is important work and it's good for us to know just how much these reporters are putting on the line."

From: (b) (6)
Date: Tuesday, June 9, 2020 at 3:10 PM
To: (b) (6); Sandy Sugawara (b) (6); (b) (6); Amanda Bennett (b) (6); (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

didn't see feedback from the Hill.

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:05 PM
To: (b) (6); Sandy Sugawara (b) (6); Amanda

Bennett <(b) (6)>

Cc: (b) (6)

Subject: Fwd: Burundi Election

Sharing this feedback from the Hill on the VOA coverage of the Burundi election. (b) (6) did a great write-up that we shared with multiple offices.

Sent from my iPhone

Begin forwarded message:

From: (b) (6)

Date: June 9, 2020 at 2:31:44 PM EDT

To: (b) (6)

Cc:

Subject: Burundi Election

Hi (b) (6) and (b) (6)

I wanted to say thank you again for pulling together the information regarding the Burundi election. It was very well received by staffers on the Hill. I specifically wanted to share the following note we received: "This is important work and it's good for us to know just how much these reporters are putting on the line."

Keep up the good work! We love telling the African service's story on the Hill.

Best,

(b) (6)

Congressional Liaison

U.S. Agency for Global Media/Voice of America

(b) (6)

(b) (6)



From: (b) (6)
To: (b) (6); [Jim Tunnessen](#); (b) (6); [CEO Office](#); (b) (6); (b) (6); (b) (6); (b) (6);
(b) (6); [Terry Balazs](#); [Amanda Bennett](#); [Barbara Brady](#); (b) (6); [Matthew Walsh](#); (b) (6);
(b) (6); [James Reeves](#); (b) (6); (b) (6); (b) (6); [Oanh Tran](#); [Sandy Sugawara](#)
Subject: Re: CMS meeting
Date: Wednesday, June 10, 2020 10:55:24 AM

All,

Looking forward to chat today, I have a hard out at 12:15 due to a 12:30 presentation prep so we will be starting directly on time. Thank you!

Cheers

--

(b) (6)
U.S. Agency for Global Media
(b) (6) (direct)

From: (b) (6)
When: 12:00 PM – 1:00 PM June 10, 2020
Subject: CMS meeting
Location: Chairman's office room 3300A

Updated meeting invite list.

Updated this new invite to recurring weekly

New invite --- switching from Skype to Teams – also, call in information should be visible below.

All,

Per CEO Lansing's request, we will be starting weekly Voltron meetings, akin to what was done for VOA 365.

The purpose of the meetings is to ensure smooth launch, coordination and sync between USAGM, VOA and the other entities when the time comes. Also, to handle and prioritize any issues that arise. John is keen on the successful launch of the CMS and the impact it will have to the agency and its networks.

While the initial invite list will be small, it will no doubt vary with need.

A Skype number is included for remote use, I am looking to book the chairman's office for this weekly meeting. Will confirm booking in a separate email.

Thanks

USAGM-20-1819-A-000012

FOIA20-046 012

[Join Microsoft Teams Meeting](#)

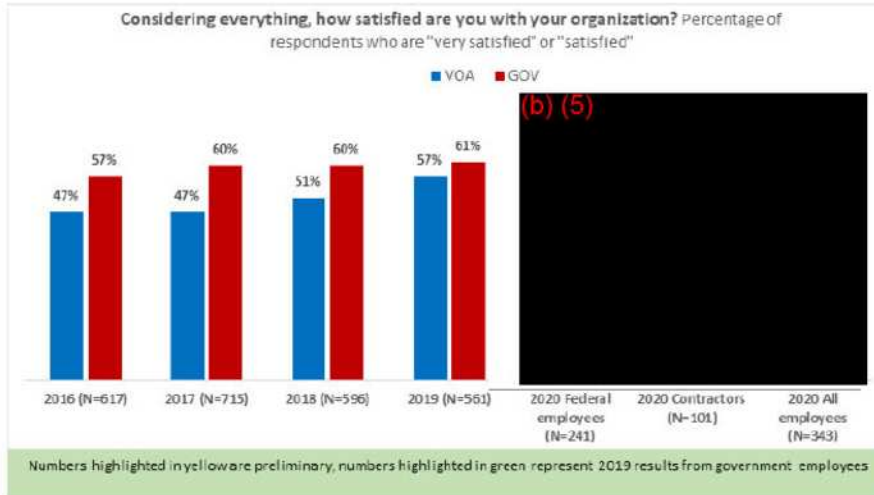
(b) (6) United States, New York City (Toll)

Conference ID (b) (6)

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

From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)
Date: Wednesday, June 10, 2020 5:10:41 PM
Attachments: (b) (5)

Amanda, what do you think of this?



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:31 PM
To: (b) (6)
Cc: (b) (6), (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

great. thank you (b) (6). keep it within what you think is correct -- i just want to make sure it tells the story...

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:21 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

I'm copying (b) (6) here, who's managing the survey and made the chart. We'll try to come up with a solution and send you something shortly.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:13 PM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Hey (b) (6)... i get your concern... even if we label it (at the top of the bar) as US government 2019?

I will take your lead on this, but looking for a way to show that, at least according to this quasi-survey, we have passed the US government's numbers last year (which are very close to the average over a period of time --- would the FIVE YEAR AVERAGE? OF THE US government work? I don't know maybe that's too complicated even to think about!!

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:10 PM
To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Amanda,

(b) (6) is pushing back on this because she said it would be mis-leading. (below) Can we leave it like it is?

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:55 PM
To: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

(b) (6) if we do that, the chart will be very misleading. It will strongly suggest there was a 2020 FEVS for the whole government and there wasn't. It's clear from (b) (6)'s original chart that current numbers are higher than the result of 61% for government last year.

(b) (6)

Voice of America
330 Independence Ave , SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:14 PM
To: Amanda Bennett (b) (6)
Subject: FEVs Chart with (1 Question only)

Amanda,

I'm attaching the prototype for the FEVs Chart we spoke about this morning. This is for only 1 of the 6 accountability questions we pulled data for but before we go further to create the remaining 5 charts for these questions, I thought it best to seek your approval on this one first.

A couple of important things to keep in mind:

1. There are no Government numbers for 2020 (No FEVS this year)
2. All the data for the 2020 VOA results will continue to change as the survey is still underway

Please let me know if this is what you had in mind.

(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave , SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with 1 Question only
Date: Wednesday, June 10, 2020 4:21:52 PM
Attachments: (b) (5)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

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To: (b) (6) (b) (6)
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From: (b) (6) (b) (6)
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To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with 1 Question only

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Sent: Wednesday, June 10, 2020 3:55 PM
To: (b) (6)
Subject: RE: FEVs Chart with 1 Question only

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(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business


From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6)
Subject: Re: FEVs Chart with 1 Question only

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

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A couple of important things to keep in mind:

- 1 There are no Government numbers for 2020 (No FEVS this year)
 - 2 All the data for the 2020 VOA results will continue to change as the survey is still underway
- Please let me know if this is what you had in mind.

(b) (6)

Voice of America
330 Independence Ave , SW - (b) (6)
C 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)
Date: Wednesday, June 10, 2020 5:14:45 PM
Attachments: (b) (5)

Great, we'll get (b) (6) all 6 with the most up to date VOA data ASAP.

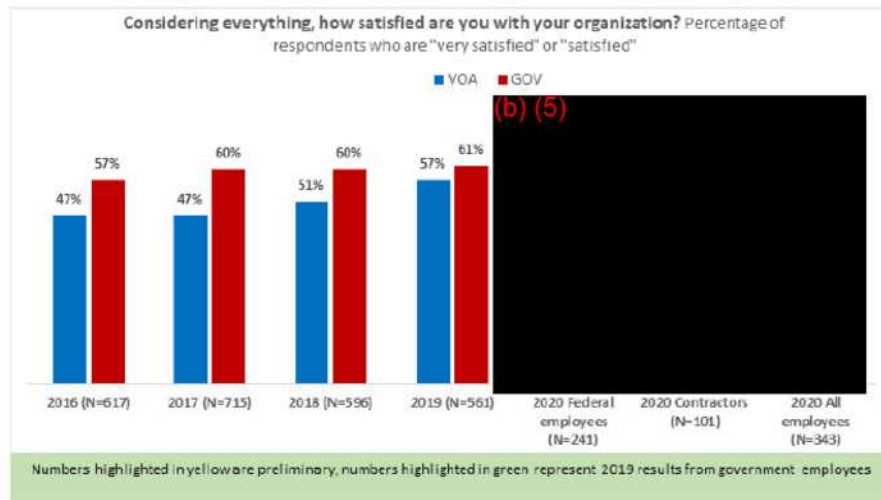
(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 5:12 PM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

from my pov that's perfect, if you are okay with that, let's do that for everything.

From: (b) (6)
Sent: Wednesday, June 10, 2020 5:10 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Amanda, what do you think of this?



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:31 PM
To: (b) (6) (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

great. thank you (b) (6) keep it within what you think is correct – i just want to make sure it tells the story....

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Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

I'm copying (b) (6) here, who's managing the survey and made the chart. We'll try to come up with a solution and send you something shortly.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:13 PM
To: (b) (6)

Cc: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Hey (b) (6) I get your concern... even if we label it (at the top of the bar) as US government 2019?

I will take your lead on this, but looking for a way to show that, at least according to this quasi-survey, we have passed the US government's numbers last year (which are very close to the average over a period of time --- would the FIVE YEAR AVERAGE? OF THE US government work? I don't know maybe that's too complicated even to think about!!

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:10 PM
To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Amanda,

(b) (6) is pushing back on this because she said it would be mis-leading. (below) Can we leave it like it is?

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:55 PM
To: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

(b) (6) if we do that, the chart will be very misleading. It will strongly suggest there was a 2020 FEVS for the whole government and there wasn't. It's clear from (b) (6)'s original chart that current numbers are higher than the result of 61% for government last year.

(b) (6)
U S Agency for Global Media
Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

From: (b) (6)
Sent: W
To: Amanda Bennett (b) (6)
Subject: FEVs Chart with (1 Question only)

Amanda,

I'm attaching the prototype for the FEVs Chart we spoke about this morning. This is for only 1 of the 6 accountability questions we pulled data for but before we go further to create the remaining 5 charts for these questions, I thought it best to seek your approval on this one first.

A couple of important things to keep in mind:

- 1 There are no Government numbers for 2020 (No FEVS this year)
- 2 All the data for the 2020 VOA results will continue to change as the survey is still underway

Please let me know if this is what you had in mind.

(b) (6)
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Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: [Amanda Bennett](#)
To: (b) (6); (b) (6)
Bcc: (b) (6)
Subject: Re: GAO Interview Request
Date: Monday, June 15, 2020 1:42:38 PM
Attachments: [image001.png](#)
[image002.png](#)

If they wouldn't mind doing it after I left the agency, I could do it later in the week.... the next two days I'm going to be frantic wrapping up. I can give them my personal contacts and I am happy to help.

From: (b) (6); (b) (6)
Sent: Monday, June 15, 2020 12:54 PM
To: (b) (6); (b) (6)
Cc: Amanda Bennett; (b) (6)
Subject: RE: GAO Interview Request

Good afternoon (b) (6),

Thank you so much for your quick reply. I apologize for sending the request on such short notice. However, as I was just sitting on a call with Grant Turner and the GAO team, Grant mentioned that Amanda would be departing the Agency. After hearing that, the GAO team was immediately interested in speaking with Amanda, preferably tomorrow if at all possible. Even if it is after her departure, I expect this team will continue to follow up until they find a time to speak with her. They are examining how USAGM conducts network oversight, and how the new organizational structure, with a Presidentially-appointed CEO, might affect USAGM's oversight role. Amanda just has so much knowledge about these subjects. I expect the GAO team will continue to follow up because their report just will not be complete without her perspective. Even if it just a small window of time tomorrow, if there is any time in Amanda's schedule for a call with the GAO team tomorrow, I'm sure they will deeply appreciate it.

All the best,

(b) (6)
Attorney-Advisor, Policy Officer
Office of Management Services
p: (b) (6)
(b) (6)
(b) (6)



U.S. Agency for Global Media | Broadcasting Board of Governors
330 Independence Ave. SW | Washington, DC 20237

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From: (b) (6)
Sent: Monday, June 15, 2020 11:58 AM
To: (b) (6) (b) (6)
Cc: Amanda Bennett
Subject: Re: GAO Interview Request

Hello (b) (6),

Thank you for your message. I just want to inform you that Amanda Bennett has submitted her letter of resignation. I have however, passed along your request.

(b) (6)

U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
Sent: Monday, June 15, 2020 11:29 AM
To: (b) (6) (b) (6)
Cc: Amanda Bennett
Subject: GAO Interview Request

Good morning,

I'm reaching out because the Government Accountability Office (GAO) team that is conducting a review of USAGM governance and oversight would like to schedule an interview with Amanda, tomorrow if at all possible. Just for background, this is a separate exercise from the OIG inspection looking at very similar issues. The GAO review was initiated by members of Congress and will result in a public report. The GAO team has already spoken to (b) (6)

and (b) (6) on behalf of VOA, but they would very much like to speak with Amanda to capture her perspective on the following research questions:

1. To what extent does USAGM have clearly defined policies to ensure that its governing body is able to carry out its mission?
2. To what extent does USAGM have processes in place to oversee the broadcasting networks' operations and ensure accountability of network operations?

They may also have questions about the recent transition to CEO Pack.

I can understand that this is a last minute request and why tomorrow might be a very busy day. However, is there any 60 to 90 minute window tomorrow that we can schedule some time for Amanda to speak with the GAO team?

All the best,

(b) (6)

Office of Management Services

p: (b) (6)

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



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From: (b) (6)
To: Sandy Sugawara; (b) (6)
Cc: Amanda Bennett; (b) (6)
Subject: RE: Hill Update VOA Protest Coverage
Date: Thursday, June 11, 2020 8:25:47 AM
Attachments: [image001.png](#)

Thank you everyone for the quick responses. I will update the language to 47, and we will send it on to the Hill.

From: Sandy Sugawara (b) (6)
Sent: Wednesday, June 10, 2020 7:43 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: Hill Update VOA Protest Coverage

I agree. The coverage has been really impressive (b) (6).

From: (b) (6)
Sent: Wednesday, June 10, 2020 7:08 PM
To: (b) (6); (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6)
Subject: Re: Hill Update VOA Protest Coverage

I think it is great! I was going to add the interview we did for VOA Connect with (b) (6) of the Brookings Institution but I see that you have it as your first feature story! His interview was a unique way of learning what is happening from both a scholar and a personal point of view. In fact I think our coverage has a nice mix of personal stories, explainers, context stories in addition of covering the events as they happened in real time, even streaming live some of them. This was a story developing rapidly and we had to be on top of it 24/7. We moved people around, changed shifts just to keep up updating it. It so happens that some of the most important events took place at night and during the weekends. We wanted make sure that we had always the latest information and the team adapted to the demands of the story and ensure we were serving our audience properly with updated, reliable, contextualized information.

From: (b) (6)
Date: Wednesday, June 10, 2020 at 5:28 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); (b) (6)
Subject: Hill Update VOA Protest Coverage

Hello everyone,

(b) (6) and I would like to send the following update to the Hill tomorrow as an opportunity to highlight how VOA tells America's story. We would love your feedback and any suggestions. I apologize for the short turn around, but please send any thoughts by noon tomorrow.

Best,

(b) (6)

In fulfilling its mission to tell America's story, VOA has been at the forefront of covering events surrounding the death of George Floyd from all different sides of the political spectrum and through the lenses of U.S. politics, military, businesses, and press freedom. Despite some [journalists being targeted at protests](#) including [VOA's own](#), VOA reporters across its 46 language services bravely cover the story as it unfolds. Working with USAGM's Office of Security, VOA issued safety protocols and made protective equipment available to reporters directly covering protests, and updated its Best Practices Guide to ensure that all reporters are aware of and uphold journalistic standards regarding reporting on protests.

VOA's weekly current affairs flagship program [Plugged in with Greta Van Susteren](#) covered various angles of the protest in its two most recent episodes. This week's show includes an interview with Detroit Chief of Police James Craig discussing his views on defunding police and overall police culture. Highlights of an interview with Former Secretary of Homeland Security Michael Chertoff, who served under President George W. Bush, initially conducted by VOA's Georgian Service, are also featured as well as discussions with public health officials concerning coronavirus safety while protesting.

A [special section](#) has been created on VOA's webpage to track English coverage of the protests. A sampling of English-language coverage is below, and some originated in the language services and were brought into English. In telling complex stories about the United States, VOA serves as a bridge between these events and the international audiences, who may lack the necessary context or history of an issue. VOA's comprehensive approach to reporting on these events helps provide that context and enhance greater understanding about the United States. VOA has also fact-checked several claims about the protests, including Polygraph's article ["Ignoring Its Own Record, China's Foreign Ministry Claims 'All Lives Matter'"](#).

[Why Americans of All Races are Protesting Now](#)

[What is US Military's Role in Times of Civil Unrest?](#)

[American Protestors in Their Own Words](#)

[U.S. Race and Violence Statistics](#)

[Trump 'Mobilizing' Civilian, Military Resources to Quell Protests](#)

[Four Extremist Groups Suspected of Involvement in Protest Violence](#)

[INTERVIEW: NAACP President Speaks to VOA on Death of George Floyd](#)

[Democratic Party Lawmakers Push for Major US Police Reforms](#)

[How Fake News Creators Are Targeting US Protesters](#)

[Chinese Media Focus on Violence in US Protests, Missing Part of Story](#)
[Why Convicting Cops is So Difficult](#)
[WHO Director-General Encourages COVID-19 Safe Protesting](#)
[Companies Send Message in Support of Nation-wide Protests](#)
[4 Police Officers Shot, Injured in St. Louis Floyd Protests](#)
[Trump Praises National Guard Response to Unrest, Declares Antifa a Terrorist Group](#)
[Officials Worry Protest Crowds May Spread Coronavirus](#)
[Sports Teams, Figures Express Support for US Protests](#)

(b) (6)

Congressional Liaison
U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Report
Date: Friday, June 12, 2020 4:04:47 PM
Attachments: [image001.png](#)

I didn't get through the whole thing, but I do really like how you've structured the information. So much of the journalism is hindered or bolstered by the operational side of things, and that often gets lost in the story. So, I appreciate how you've woven everything together.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)

Sent: Friday, June 12, 2020 3:51 PM

To: (b) (6)

Subject: Report

Did you have a chance to look at that? I want to make sure that it's fair and honest and straightforward enough and that it makes the points we want to make without overstating them. What do you think?

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Report
Date: Friday, June 12, 2020 4:26:27 PM
Attachments: [image001.png](#)

I do.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)

Sent: Friday, June 12, 2020 4:05 PM

To: (b) (6)

Subject: Re: Report

Do you feel it's fair and representational, at least as far as the things you have observed?

From: (b) (6)

Sent: Friday, June 12, 2020 4:04 PM

To: Amanda Bennett (b) (6)

Subject: RE: Report

I didn't get through the whole thing, but I do really like how you've structured the information. So much of the journalism is hindered or bolstered by the operational side of things, and that often gets lost in the story. So, I appreciate how you've woven everything together.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)

Sent: Friday, June 12, 2020 3:51 PM

To: (b) (6)

Subject: Report

Did you have a chance to look at that? I want to make sure that it's fair and honest and straightforward enough and that it makes the points we want to make without overstating them. What do you think?

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Reporting extension
Date: Thursday, June 11, 2020 3:08:30 PM

Hi Amanda-

Nope. Your current extension is through July 1. Please let me know if you need additional time.

Best,

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 3:06 PM
To: (b) (6) (b) (6)
Subject: Re: Reporting extension

do I need another extension of my ethics form? I can't remember the date.

From: (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: Amanda Bennett (b) (6)
Subject: RE: Reporting extension

Happy to help.

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: (b) (6) (b) (6)
Cc: (b) (6) Ethics (b) (6)
Subject: Re: Reporting extension

ok perfect. thank you

From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:23 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6) (b) (6) Ethics (b) (6)
Subject: RE: Reporting extension

I will put into the system a 45 day extension to start – until July 1, 2020. If you need more time, we can do another 45 day extension.

Under the applicable regulation, we have authority to give you extensions totaling a maximum of 90 days. If the information still is not available after 90 days, we can reach out the Office of Government Ethics for guidance. At that point, it will be August 15th, so I am guessing they will advise you to file with available information and amend when you get access to the remainder.

Please let me know if you have any questions.

Best,

(b)

(b) (6)

From: Amanda Bennett (b) (6)

Sent: Monday, May 4, 2020 12:12 PM

To: (b) (6) (b) (6)

Cc: (b) (6)

Subject: Re: Reporting extension

I honestly don't know how long these delays are going to go...

From: (b) (6) (b) (6)

Sent: Monday, May 4, 2020 12:11 PM

To: Amanda Bennett (b) (6)

Cc: (b) (6)

Subject: RE: Reporting extension

Sure. Is 30 days ok?

From: Amanda Bennett (b) (6)

Sent: Monday, May 4, 2020 12:11 PM

To: (b) (6) (b) (6)

Subject: Reporting extension

Could I get an extension please? Covid-related delays in getting some data....

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Reporting extension
Date: Thursday, June 11, 2020 3:10:43 PM

I will send you a note before July 1 to see if you need more time.

Best,

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 3:10 PM
To: (b) (6) (b) (6)
Subject: Re: Reporting extension

okay thanks. I for some reason suddenly thought it was June 1 -- but I am sure you would have hollered if that were the case.

From: (b) (6) (b) (6)
Sent: Thursday, June 11, 2020 3:08 PM
To: Amanda Bennett (b) (6)
Subject: RE: Reporting extension

Hi Amanda-

Nope. Your current extension is through July 1. Please let me know if you need additional time.

Best,

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 3:06 PM
To: (b) (6) (b) (6)
Subject: Re: Reporting extension

do I need another extension of my ethics form? I can't remember the date.

From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: Amanda Bennett (b) (6)
Subject: RE: Reporting extension

Happy to help.

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: (b) (6) (b) (6)
Cc: (b) (6) (b) (6) Ethics (b) (6)
Subject: Re: Reporting extension

ok perfect. thank you

From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:23 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6) (b) (6); Ethics (b) (6)
Subject: RE: Reporting extension

I will put into the system a 45 day extension to start – until July 1, 2020. If you need more time, we can do another 45 day extension.

Under the applicable regulation, we have authority to give you extensions totaling a maximum of 90 days. If the information still is not available after 90 days, we can reach out the Office of Government Ethics for guidance. At that point, it will be August 15th, so I am guessing they will advise you to file with available information and amend when you get access to the remainder.

Please let me know if you have any questions.

Best,

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

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:12 PM
To: (b) (6) (b) (6)
Cc: (b) (6)
Subject: Re: Reporting extension

I honestly don't know how long these delays are going to go...

From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:11 PM

To: Amanda Bennett (b) (6)
Cc: (b) (6) (b) (6)
Subject: RE: Reporting extension

Sure. Is 30 days ok?

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:11 PM
To: (b) (6) (b) (6)
Subject: Reporting extension

Could I get an extension please? Covid-related delays in getting some data....

From: [Grant Turner](#)
To: [Amanda Bennett](#); [David Kligerman](#)
Cc: [Sandy Sugawara](#); [Logan B. McVey](#); [Daniel Hanlon](#)
Subject: Re: RESIGNATION
Date: Monday, June 15, 2020 9:02:28 AM

Thank you Amanda and Sandy,

You have both been incredible leaders for VOA and USAGM.

Grant

Get [Outlook for iOS](#)

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 8:41:24 AM
To: Grant Turner (b) (6); David Kligerman (b) (6)
Cc: Sandy Sugawara (b) (6); Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Subject: Fw: RESIGNATION

Dear Grant and David --

Attached is the resignation letter that we sent a few minutes ago to Michael Pack and to Dan Hanlon and Logan McVey.

We wanted to thank you both for everything you have done for VOA over the years and for your service during the transition period.

My best,

Amanda and Sandy

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:34 AM
To: Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Dan and Logan:

Attached is a resignation letter from Director Amanda Bennett and Deputy Director Sandy Sugawara. We have made it effective for the end of the day Tuesday to enable us to wrap up with our staffs and to remove our personal effects from our offices.

We are also attaching a document showing the changes at VOA over the past four years. At the end of the document is a selection of links representing a variety of programming and stories. I know you will be as impressed as we are at the hard work of VOA's staff and of the dedicated professionals at USAGM, that brought about this transformation.

We wanted to thank you both for your professionalism during this transition. And we wish you both all the best.

Our best,

Amanda and Sandy

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: TRANSFORMATION JR 4 pdf
Date: Friday, June 12, 2020 8:39:20 AM
Attachments: [image001.png](#)
[image002.png](#)

Thank you!

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell (b) (6)



From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 5:26 PM
To: (b) (6)
Subject: Fwd: TRANSFORMATION JR 4 pdf

It's not quite ready to send out yet but I thought you might like to look at a 99.9% finished version.

From: (b) (6) (b) (6)
Sent: Thursday, June 11, 2020 4:49 PM
To: Amanda Bennett
Subject: TRANSFORMATION JR 4 pdf

Amanda,

Here is the pdf version of the report. It is a lot smaller.

(b) (6)

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Voice of America
330 Independence Ave., SW – (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett; (b) (6)
Cc: (b) (6)
Subject: RE: VOA EVS update
Date: Friday, June 12, 2020 11:54:10 AM

As long as we keep highlighting 2020 numbers as preliminary, I see no problem with that.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Friday, June 12, 2020 11:33 AM
To: (b) (6)
Cc: (b) (6)
Subject: Re: VOA EVS update

I am fine with that as long as you know I may have to use an interim number in the document I am providing == we can update it later if necessary.

From: (b) (6)
Sent: Friday, June 12, 2020 11:21 AM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: VOA EVS update

Good morning – last week I recommended that the VOA Employee Viewpoint Survey run for at least 2 weeks, and longer if possible. Two weeks is up this Tuesday, and I recommend we leave it up at least one more week after that. As of 9:30 this morning, we had 415 complete responses from VOA employees. We had 665 total (contractors and incompletes), but completes from employees is the best comparison to previous years’ response rates. Our current response rate is very good for just 10 days, largely thanks to Amanda’s frequent announcements. But I think we can beat the 2017 number of 715 responses by keeping it open a bit longer.

Please let (b) (6) and me know if you disagree and prefer to close the survey by this Monday cob. Otherwise, another automated reminder with a link will go to non-respondents from the Survey Monkey system on Tuesday.

Thanks!

(b) (6)
Director of Research
Voice of America
United States Agency for Global Media

Mobile: (b) (6)

Fixed: (b) (6)

(b) (6)

From: [Amanda Bennett](#)
To: [Michael Pack](#)
Cc: [Sandy Sugawara](#)
Bcc: (b) (6); (b) (6); [Sandy Sugawara](#); (b) (6)
Subject: RESIGNATION
Date: Monday, June 15, 2020 8:19:35 AM
Attachments: [Bennett Sugawara VOA Resignation 6-15-20.pdf](#)
[VOA 2016-2020 \(6-15-20\).pdf](#)

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

From: [Amanda Bennett](#)
To: [Logan B. McVey](#); [Daniel Hanlon](#)
Cc: [Sandy Sugawara](#)
Bcc: [Sandy Sugawara](#); [Sandy Sugawara](#); (b) (6); (b) (6); (b) (6)
Subject: RESIGNATION
Date: Monday, June 15, 2020 8:34:25 AM
Attachments: [Bennett_Sugawara_VOA_Resignation_6-15-20.pdf](#)
[VOA_2016-2020_\(6-15-20\).pdf](#)

Dear Dan and Logan:

Attached is a resignation letter from Director Amanda Bennett and Deputy Director Sandy Sugawara. We have made it effective for the end of the day Tuesday to enable us to wrap up with our staffs and to remove our personal effects from our offices.

We are also attaching a document showing the changes at VOA over the past four years. At the end of the document is a selection of links representing a variety of programming and stories. I know you will be as impressed as we are at the hard work of VOA's staff and of the dedicated professionals at USAGM, that brought about this transformation.

We wanted to thank you both for your professionalism during this transition. And we wish you both all the best.

Our best,

Amanda and Sandy

From: [Liam S. McVie](#)
To: [Shay-Sawana](#), [Amanda Bennett](#)
Subject: [Team Meeting](#)

From: Liam S. McVie <liam@lsmc.com>
To: Shay-Sawana <shay@lsmc.com>, Amanda Bennett <amanda@lsmc.com>
Subject: Team Meeting
Date: Wed, 12 Dec 2019 10:00:00 -0500
Content-Type: text/html
Content-Disposition: inline

Hi team,
I'm looking for your input on the following items:
1. The current state of the team's work and the challenges we are facing.
2. The progress of the team's work and the challenges we are facing.
3. The current state of the team's work and the challenges we are facing.
4. The progress of the team's work and the challenges we are facing.
5. The current state of the team's work and the challenges we are facing.
6. The progress of the team's work and the challenges we are facing.
7. The current state of the team's work and the challenges we are facing.
8. The progress of the team's work and the challenges we are facing.
9. The current state of the team's work and the challenges we are facing.
10. The progress of the team's work and the challenges we are facing.

From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#)
Cc: (b) (6)
Subject: Termination OGE-278 forms and Exit Ethics Briefing on Criminal Post-Employment Restrictions
Date: Monday, June 15, 2020 12:07:03 PM
Importance: High

Hi Ladies-

Within 30 days of leaving USAGM, you are required to file a termination OGE-278.

Amanda –since you have not yet submitted your annual 278, I will reassign a new form for you that will serve as both an annual and a termination form. Please file it by July 1 if possible. If you need more time, please contact me.

Sandy- since I need additional information in order to certify your form (I am about to email you), I will return your form for updating. I also will assign a termination form that will be due 30 days from your resignation date.

You will need to have an exist briefing to review the criminal post-employment restrictions and any pledge obligations that continue to apply to you after your separation from USAGM/VOA.

Please let us know when works for you both so that we can set that up.

It's been a pleasure working with you!

Best,

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b) (6) (mobile)

(b) (6)

From: [Matthew Walsh](#)
To: [Senior Staff; Amanda Bennett](#); (b) (6)
Cc: [CEO Office; Sandy Sugawara](#); (b) (6); (b) (6); [Daniel Hanlon; Diane Cullo; Logan B. McVey](#)
Subject: URGENT - Implementing Freezes on Contracting and Personnel Actions and Technical Migrations
Date: Thursday, June 11, 2020 9:14:23 AM
Attachments: [image003.png](#)

Senior Staff,

As is customary upon the appointment of a new Agency head, USAGM is implementing a number of standard freezes on certain actions across the Agency.

Freezes: As you already should be aware, effective June 9, USAGM implemented a freeze on the following actions:

- (1) Obligations for new contracts or extensions of any contract;
- (2) All personnel actions relating to hiring or promotion, and excluding retirements; and
- (3) All technical migrations (e.g., any changes between hardware or software systems)

This applies to all parts of the federal Agency (VOA, OCB, TSI, and IBB). If you haven't done so already, please inform all relevant staff of these freezes to make sure they continue to be implemented across all of your divisions and offices.

Exceptions for Urgent/Critical Actions: You may request exceptions to this freeze, which will be evaluated on a case-by-case basis. Agency leadership understands that the completion of certain contractual and personnel actions, as well as certain technical migrations, are critical to the operations of the Agency. The Agency also understands that freezes in certain actions could cause harm or unjust results.

Therefore, Agency management is working to compile a list of urgent/critical actions that we will submit to the CEO for review and possible exception.

The following are the leads for each category. Please reach out to them by COB this Friday, June 12, to flag any urgent/critical actions; they will let you know what information they need, including any written justifications:

- Contracting actions - (b) (6) USAGM's Office of Management Services (b) (6) tool to collect information on urgent/critical contracts that must be extended or awarded within the next 60 days. To access the tool, please navigate your browser to:

(b) (5)

[Redacted]

Please disseminate the SharePoint link throughout your respective organizations. OMS/Office of Contracts (CON) also will distribute it to the recipients of the “freeze notice” CON issued yesterday.

- Personnel actions relating to hiring or promotion, and excluding retirements - **Marie Lennon** (b) (6)
- Technical migrations (e.g., any changes between hardware or software systems) - **J.R. Reeves** (b) (6) or **Terry Balazs** (b) (6)

Please feel free to reach out to me with any questions as well.

Cheers, Matt

Matthew Walsh

Deputy Director for Operations

o: (b) (6)

m: (b) (6)

(b) (6)



From: (b) (6)
To: [Amanda Bennett](#); (b) (6)
Cc: (b) (6)
Subject: VOA EVS update
Date: Friday, June 12, 2020 11:21:37 AM

Good morning – last week I recommended that the VOA Employee Viewpoint Survey run for at least 2 weeks, and longer if possible. Two weeks is up this Tuesday, and I recommend we leave it up at least one more week after that. As of 9:30 this morning, we had 415 complete responses from VOA employees. We had 665 total (contractors and incompletes), but completes from employees is the best comparison to previous years' response rates. Our current response rate is very good for just 10 days, largely thanks to Amanda's frequent announcements. But I think we can beat the 2017 number of 715 responses by keeping it open a bit longer.

Please let (b) (6) and me know if you disagree and prefer to close the survey by this Monday cob. Otherwise, another automated reminder with a link will go to non-respondents from the Survey Monkey system on Tuesday.

Thanks!

(b) (6)
Director of Research
Voice of America
United States Agency for Global Media
Mobile: (b) (6)
Fixed: (b) (6)
(b) (6) (b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [VOA Director's Office](#); (b) (6)
Bcc: [Elez Biberaj](#)
Subject: Re: refuting disinformation
Date: Friday, July 3, 2020 5:08:50 PM

Thanks, Kelu. I'll pass this on to (b) (6) and Andre.
Elez

On Jul 3, 2020, at 4:51 PM, Kelu Chao (b) (6) wrote:

FYI. USAGM needs to dispute this, or clarify the misinformation.

Thanks
Kelu

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: July 3, 2020 at 12:24:22 PM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: refuting disinformation

Are we doing lots of stories to refute or clarify this disinformation about USAGM's role in HK? It's likely to be reported widely, if it's used as the excuse to create the N Division and the new security law in HK. It's from Asia Times (<https://asiatimes.com/2020/07/beijings-n-division-the-new-face-of-hk-security/>):

The N Division's deployment comes amid new revelations by Time magazine, which reported that the little-known US Agency for Global Media had bankrolled protesters in Hong Kong since last year and also helped them with technical support to evade surveillance and crackdowns by law enforcement agencies.

According to the report, the US agency that oversees funding for news and information operations including Voice of America and Radio Free Asia planned to earmark US\$2 million for the protest movement in Hong Kong.

But the funding is now frozen due to a general overhaul and restructuring of the agency. It has also been reported that at least one payout to local protest groups, originally to be made allegedly via the Washington-based Open Technology Fund, had been affected.

From: [Elez Biberaj](#)
To: (b) (6)
(b) (6)
(b) (6)
Cc: [Kelu Chao](#); (b) (6); [VOA Director's Office](#); [Elez Biberaj](#)
Subject: Thank you!
Date: Friday, July 3, 2020 4:25:00 PM

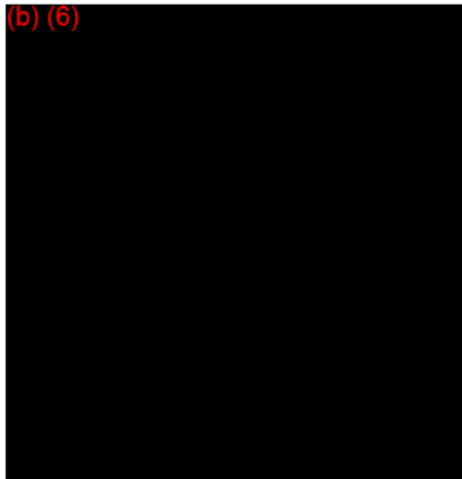
Esteemed Colleagues:

I would like to express my sincerest appreciation to you for your great work in the evening hours of Friday, June 26, when our TV Master Control system operation failed. Your hard work that night and in the aftermath to investigate the problem, stabilize the system and to put VOA back on the air was simply exemplary.

I would like to thank and acknowledge **the following colleagues** who worked tirelessly to find a solution:

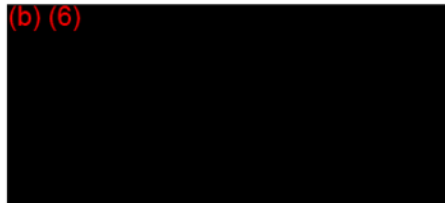
TV Master Control

(b) (6)

A large black rectangular redaction box covering the names of colleagues in the TV Master Control department. The text "(b) (6)" is written in red at the top left corner of the box.

TV Maintenance

(b) (6)

A large black rectangular redaction box covering the names of colleagues in the TV Maintenance department. The text "(b) (6)" is written in red at the top left corner of the box.

(b) (6)

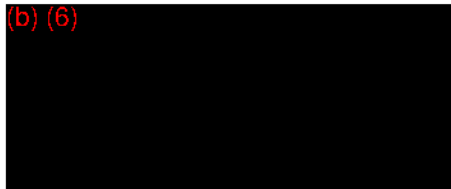


(b) (6)

- Technical Support Manager

Traffic/Scheduling

(b) (6)



Your dedication is exemplary and VOA is grateful to you for stepping in at this critical time and on short notice to ensure the fulfillment of our mission.

Happy Fourth of July.

Sincerely,

Elez Biberaj

Acting Director

Voice of America

From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: Paycom Update
Date: Friday, July 3, 2020 4:02:00 PM

Thank you, (b) (6).
Elez

From: (b) (6)
Sent: Friday, July 03, 2020 11:20 AM
To: (b) (6); Elez Biberaj (b) (6)
Cc: (b) (6)
Subject: Paycom Update

Hi (b) (6), Elez,

I've updated Paycom so that all of the Eurasia workflows route to (b) (6) now (e.g. job requisition and candidate selection).

Alen, I also saw that you submitted a cash award nomination for (b) (6). With the CEO's spending freeze, we've held off on approving new awards for the moment.

Please let us know if you have any questions or issues with the system.

Thanks,

(b) (6)

Project Manager
VOA Programming Directorate
Desk: (b) (6)
Email: (b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Bcc: [Elez Biberaj](#)
Subject: Re:
Date: Friday, July 3, 2020 8:09:11 AM

Thank you, (b) (6).

On Jul 2, 2020, at 10:23 PM, (b) (6) > wrote:

<https://www.youtube.com/watch?v=kXeIOdMFiFg&t=2s>

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: Thank you!
Date: Friday, July 3, 2020 7:41:00 PM

Thank you very much, (b) (6). Much appreciated.
Elez

From: (b) (6)
Sent: Friday, July 03, 2020 6:28 PM
To: Elez Biberaj (b) (6)
Subject: Re: Thank you!

Thank you Elez! Congratulations on your new appointment!

(b) (6)

(b) (6)

Chief

VOA Traffic, Program Support & Television Broadcast Scheduling

330 Independence Ave. SW, (b) (6)

Washington, DC 20232

(b) (6) : Direct (Teams)

(b) (6) : Mobile

(b) (6) : TV Traffic Main (Teams)

(b) (6) : Radio Traffic-Main (Teams)

(b) (6) : Television Broadcast Scheduling (Teams)

(b) (6) -Fax



From: Elez Biberaj (b) (6)
Sent: Friday, July 3, 2020 4:25 PM

USAGM-20-1819-A-000053

FOIA20-046 007

(b) (6)

Cc: Kelu Chao (b) (6); (b) (6); VOA
Director's Office (b) (6); Elez Biberaj (b) (6)
Subject: Thank you!

Esteemed Colleagues:

I would like to express my sincerest appreciation to you for your great work in the evening hours of Friday, June 26, when our TV Master Control system operation failed. Your hard work that night and in the aftermath to investigate the problem, stabilize the system and to put VOA back on the air was simply exemplary.

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TV Master Control

(b) (6)

TV Maintenance

(b) (6)



(b) (6)



- Technical Support Manager

Traffic/Scheduling

(b) (6)



Your dedication is exemplary and VOA is grateful to you for stepping in at this critical time and on short notice to ensure the fulfillment of our mission.

Happy Fourth of July.

Sincerely,

Elez Biberaj

Acting Director

Voice of America

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: Parking Pass
Date: Thursday, July 2, 2020 5:15:00 PM

Thank you very much, (b) (6). I will be in on Monday.
Have a very Happy Fourth of July and a wonderful weekend.
Elez

From: (b) (6)
Sent: Thursday, July 2, 2020 11:00 AM
To: Elez Biberaj (b) (6)
Subject: Parking Pass

Good Morning Mr. Elez,

I have your new parking pass and accompanying paperwork in my possession. Please let me know when you are in the office next, I will them by.

Thanks,

(b) (6)

PS Have a blessed and safe Holiday Weekend!

From: [Elez Biberaj](#)
To: (b) (6)
Bcc: [Elez Biberaj](#); [Andre Mendes](#)
Subject: Fwd: refuting disinformation
Date: Friday, July 3, 2020 5:05:03 PM

Greetings, (b) (6).

Kelu just brought this to my attention — you probably have seen it, but just in case you didn't.

Happy Fourth of July and have a wonderful weekend.

Elez

Begin forwarded message:

From: Kelu Chao (b) (6)
Date: July 3, 2020 at 4:51:29 PM EDT
To: Elez Biberaj (b) (6)
Cc: VOA Director's Office (b) (6)
(b) (6)
Subject: Fwd: refuting disinformation

FYI. USAGM needs to dispute this, or clarify the misinformation.

Thanks
Kelu

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: July 3, 2020 at 12:24:22 PM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: refuting disinformation

Are we doing lots of stories to refute or clarify this disinformation about USAGM's role in HK? It's likely to be reported widely, if it's used as the excuse to create the N Division and the new security law in HK. It's from Asia Times (<https://asiatimes.com/2020/07/beijings-n-division-the-new-face-of-hk-security/>):

The N Division's deployment comes amid new revelations by Time magazine, which reported that the little-known US Agency for Global Media had bankrolled protesters in Hong Kong since last year and also helped them with technical support to evade surveillance and crackdowns by law enforcement agencies.

According to the report, the US agency that oversees funding for news and information operations including Voice of America and Radio Free Asia planned to earmark US\$2 million for the protest movement in Hong Kong.

But the funding is now frozen due to a general overhaul and restructuring of the agency. It has also been reported that at least one payout to local protest groups, originally to be made allegedly via the Washington-based Open Technology Fund, had been affected.

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Bcc: [Elez Biberaj](#)
Subject: Re: VOA Proposal - Countering China's Disinformation
Date: Friday, July 3, 2020 8:21:18 AM

Thank you, Kelu.
Elez

On Jul 3, 2020, at 12:25 AM, Kelu Chao (b) (6) wrote:

Earlier proposal re China, FYI. Shawn/Grant then submitted the USAGM proposal to the Hill, including some portion of ours. No response yet.

From: Kelu Chao (b) (6)
Sent: Thursday, April 30, 2020 3:59 PM
To: Shawn Powers (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); Kelu Chao (b) (6)
Subject: VOA Proposal - Countering China's Disinformation

Shawn, please see VOA's draft proposal re: Countering China's disinformation. As we discussed earlier, we focus on:

(b) (5)



Let me know if you have questions.

Thanks,
Kelu

<countering chinese disinformation - VOA.docx>

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: (b) (6)
Date: Thursday, July 2, 2020 5:37:00 PM

My sincere apology, Esteemed Colleague.
I just handled (b) (6). Please reassign all the plans to (b) (6).
I wish you a very Happy Fourth of July and a wonderful weekend.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 10:54 AM
To: Elez Biberaj (b) (6)
Subject: (b) (6)

Hi Elez,

Sorry to bother you – I understand how busy you are. The (b) (6) for last year is in your queue, as well as (b) (6) plan for next year.

Should I ask for this actions to be reassigned to (b) (6) ?

Hope everything is going well in your new position.

Thank you

(b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:25:00 PM

Thank you, Kelu. I, too, though it was a great meeting.
Have a very Happy Fourth of July and wonderful weekend. And thank you very much for your support.
Elez

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:23 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

i am fine with the draft. As matter of fact, (b) (6)'s language is clear and succinct. I'd appreciate if you send it, since it's firewall potential.

BTW, I thought Andre's meeting went well. What do you think?

Thanks, and Happy 4th!

Kelu

From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 5:01 PM
To: Kelu Chao (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)

Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)

Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

From: Kelu Chao (b) (6)
Sent: Wednesday, July 01, 2020 4:03 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

Elez, I haven't heard from (b) (6) re deadline, but don't want to be caught by surprise. The information and decision I gathered from our 9 am Senior Staff meeting today, Andre told you the good news that (b) (6) may return to his VOA Standards Editor's job, but we don't have a timeline yet. In the meantime, we will not assign this GC inquiry to (b) (6). We've promised GC we would assign it to a senior editor for review, we haven't done it yet. Your advice? What's the best way to approach this inquiry.

Thanks,
Kelu

Get [Outlook for iOS](#)

From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao (b) (6)
Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the

best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,

Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

USAGM-20-1819-A-000067

FOIA20-046 021

To: (b) (6)
Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA
Director's Office (b) (6); Elez Biberaj
(b) (6)
Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).
Thank you.
Elez

From: (b) (6)
Sent: Tuesday, June 30, 2020 2:15 PM
To: Elez Biberaj (b) (6)
Cc: Lillian Cheng (b) (6)
Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)
(b) (6) (mobile)

(b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Lillian Cheng](#); [Kelu Chao](#); [VOA Director's Office](#); [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:32:00 PM

Greetings, (b) (6)!

My colleagues and I have discussed your request and the following is the response:

It is not unusual for news organizations to put editorials into their site's navigation. *The Washington Post*, *The New York Times*, *Foxnews.com*, and *The Washington Times* all do it. There is a dividing line between the group that produces editorials and the rest of the newsgathering operation. Editorials are clearly marked as such so that users do not confuse them with news.

What was unusual was the way this request was made. Rather than USAGM leadership engaging directly with VOA leadership to discuss placement (analogous to a publisher discussing a similar request with the executive editor or a station's news director), someone from USAGM PR went to the head of the newsroom with the directive to put the editorials into the navigation. On top of that, USAGM sent a press release without even consulting the matter with VOA, and rushed VOA into making a decision without engaging its leadership in a discussion.

Further complicating matters is the detailing of VOA's Head of Standards and Practices to USAGM. Difficult questions like this are almost always subject to discussion with experienced journalists to make sure our work is in line with industry best practices, as required by law, which states that our work "be conducted in accordance with the highest professional standards of broadcast journalism."

Thank you and Happy Fourth of July.

Elez

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears

in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,

Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA Director's Office (b) (6); Elez Biberaj

(b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng (b) (6)

Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b) (6) (mobile)

(b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:33:00 PM

Thank YOU, Kelu!

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:32 PM
To: Elez Biberaj (b) (6)
Subject: Re: POC for best practices/standards

Elez, congratulations, you've passed the first two weeks, with flying color! You can count on me for support. Off to an excellent start!

Kelu

Sent from my iPhone

On Jul 2, 2020, at 5:25 PM, Elez Biberaj (b) (6) wrote:

Thank you, Kelu. I, too, though it was a great meeting.
Have a very Happy Fourth of July and wonderful weekend. And thank you very much for your support.
Elez

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:23 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

i am fine with the draft. As matter of fact, (b) (6)'s language is clear and succinct. I'd appreciate if you send it, since it's firewall potential.

BTW, I thought Andre's meeting went well. What do you think?

Thanks, and Happy 4th!

Kelu

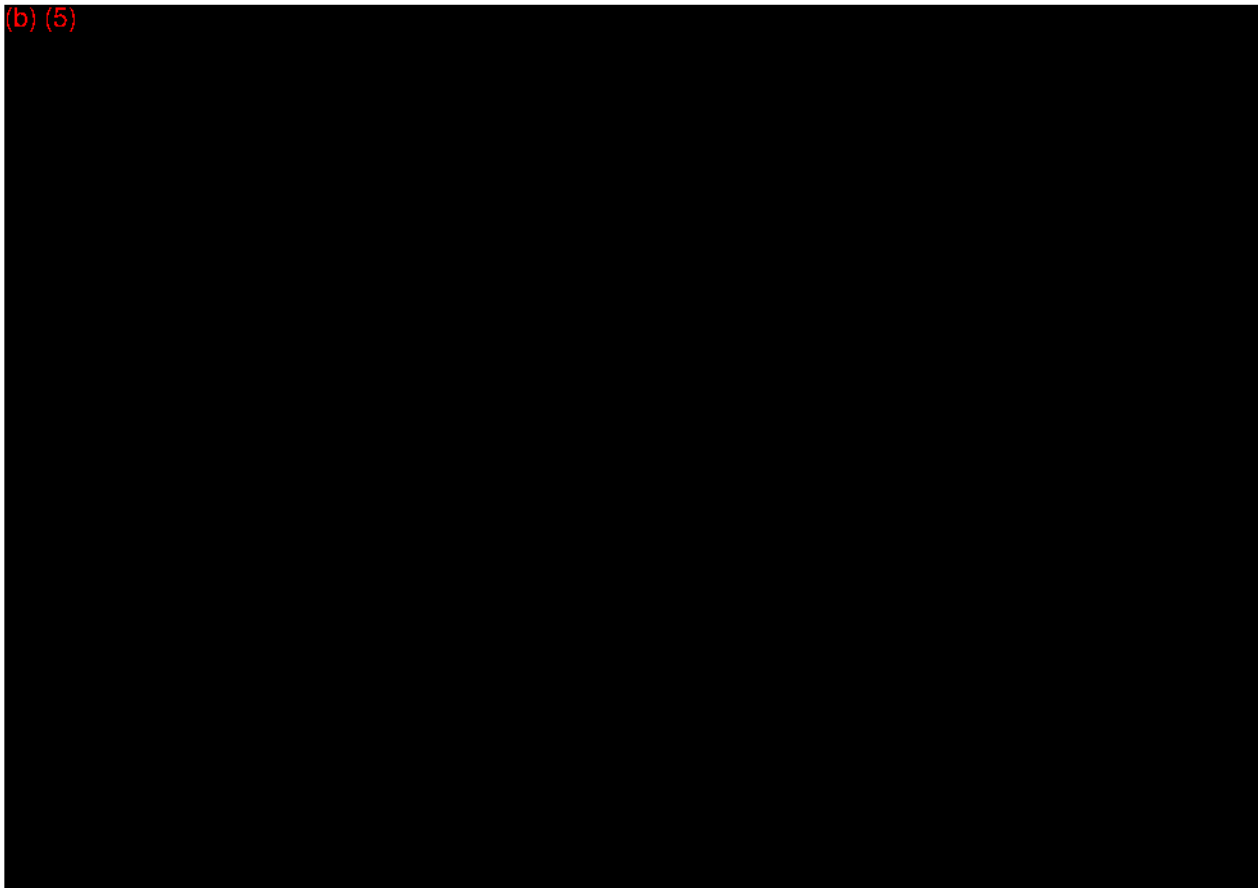
From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 5:01 PM
To: Kelu Chao (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



(b) (5)

From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

From: Kelu Chao (b) (6)
Sent: Wednesday, July 01, 2020 4:03 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

Elez, I haven't heard from (b) (6) re deadline, but don't want to be caught by surprise. The information and decision I gathered from our 9 am Senior Staff meeting today, Andre told you the good news that (b) (6) may return to his VOA Standards Editor's job, but we don't have a timeline yet. In the meantime, we will not assign this GC inquiry to (b) (6). We've promised GC we would assign it to a senior editor for review, we haven't done it yet. Your advice? What's the best way to approach this inquiry.

Thanks,
Kelu

Get [Outlook for iOS](#)

From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao (b) (6)
Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao
Sent: Tuesday, June 30, 2020 3:06 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re:

firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,
Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao

(b) (6); VOA Director's Office (b) (6)

(b) (6); Elez Biberaj (b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng

Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6)

(office)

(mobile)

(b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#); [Elez Biberaj](#)
Subject: RE: Happy 4th! (Was Fwd: Request for a letter explaining visa renewal delay)
Date: Thursday, July 2, 2020 5:08:00 PM

Thank you, (b) (6).

From: (b) (6)
Sent: Thursday, July 2, 2020 5:05 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Happy 4th! (Was Fwd: Request for a letter explaining visa renewal delay)

Hi Elez,

Thank you so much for your end of week wish for a great weekend! Just wanted to share with you what I mentioned earlier. I'm hoping I will hear something from someone, hopefully by Monday.

Again, if you need anything from me, let me know!

All the best,

(b) (6)

Begin forwarded message:

From: (b) (6)
Date: July 2, 2020 at 16:31:46 EDT
To: (b) (6)
(b) (6)
Cc: (b) (6) Kelu Chao (b) (6)
Subject: Re: Request for a letter explaining visa renewal delay

(Taking (b) (6) out, for a moment, here.)

Hello,

Is there any legal loop hole that the agency can use, considering the special circumstances with COVID and all and allow (b) (6) to continue to work? It is such an unfortunate time and it is not any of our faults. I just want to see if we can come up with a way to avoid a valuable employee to lose income.

Please advise.

Thank you,

(b) (6)

Director - VOA East Asia and Pacific Division

P: (b) (6)

On Jul 2, 2020, at 16:21, (b) (6)

(b) (6) wrote:

Hi (b) (6),

(b) (6)

Thank you.

Best regards,

(b) (6)

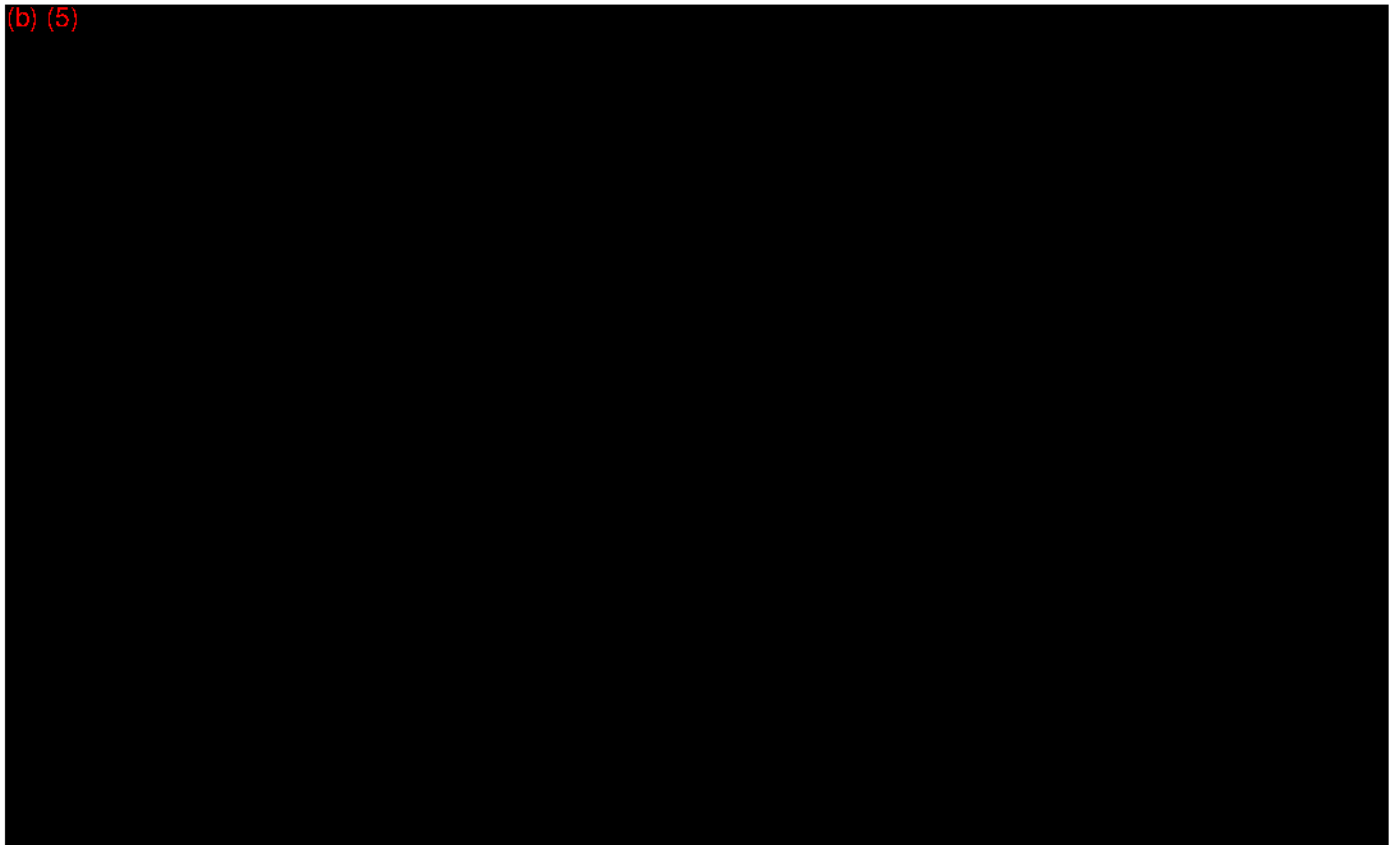
From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: FW: POC for best practices/standards
Date: Thursday, July 2, 2020 5:01:00 PM

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)
(b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

From: Kelu Chao (b) (6)
Sent: Wednesday, July 01, 2020 4:03 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

Elez, I haven't heard from (b) (6) re deadline, but don't want to be caught by surprise. The information and decision I gathered from our 9 am Senior Staff meeting today, Andre told you the good news that (b) (6) may return to his VOA Standards Editor's job, but we don't have a timeline yet. In the meantime, we will not assign this GC inquiry to (b) (6). We've promised GC we would assign it to a senior editor for review, we haven't done it yet. Your advice? What's the best way to approach this inquiry.

Thanks,
Kelu

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From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao

(b) (6)

Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)

Sent: Tuesday, June 30, 2020 3:32 PM

To: Kelu Chao (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,
Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA Director's Office (b) (6); Elez Biberaj

(b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng

Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

Assistant General Counsel

U.S. Agency for Global Media

(b) (6) [redacted] (office)

[redacted] (mobile)

(b) (6) [redacted]

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#); (b) (6); [Elez Biberaj](#)
Subject: RE: Update on PARs and Awards for July 2, 2020
Date: Thursday, July 2, 2020 4:52:00 PM

Thank you, (b) (6).

From: (b) (6)
Sent: Thursday, July 2, 2020 2:40 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Update on PARs and Awards for July 2, 2020

Hi Elez,

Here is our status on rating PARs and granting awards as of this afternoon:

Outstanding: 89 approved and 5 returned.

Highly: 172 approved and 34 returned

Fully: 337 approved and 17 returned

Minimally: 4 approved and 1 returned

Unsuccessful: 0

Total completed: 602 of 963 or 62.5%

Breakdown:

Outstanding 14.8%

Highly 28.6%

Fully 58.9%

Minimally 0.7%

57 PARs are pending changes.

There are 302 employees classified as VOA supervisors in ePerformance, so we have almost completed all of the non-supervisory PARs and are starting on the supervisors.

VOA has granted \$438,546.70 in performance awards and \$219,021.00 in incentive awards for a sum of \$657,567.70 or 47.3% of VOA's awards budget of \$1.391 million.

Thanks,

(b) (6)

From: [Frank Wucco](#)
To: [Elez Biberaj](#); (b) (6)
Subject: Attorney-Client Privilege: Social Media Violations
Date: Thursday, September 17, 2020 4:32:36 PM
Attachments: (b) (5), (b) (6)

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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE//NO FOIA
CONFIDENTIAL COMPLAINT**

Elez, (b) (6)

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:41 PM
To: (b) (6)
Subject: FW: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

This is another memo that mentions conflict of interest.

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

From: (b) (6)
Sent: Saturday, August 29, 2020 11:35 AM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6); (b) (6)
(b) (6)
(b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

I don't think this is one to respond to besides a statement of (b) (6) which can answer these without answering. I can loop (b) (6) in.

(b) (6)

> On Aug 29, 2020, at 4:41 AM, Elez Biberaj (b) (6) wrote:

>
> Good morning, Colleagues!
> I will need a draft response by early Monday morning, please.
> Thanks.
> Elez
>

> -----Original Message-----

> **From:** (b) (6)
> **Sent:** Friday, August 28, 2020 11:57 PM
> **To:** Elez Biberaj (b) (6)
> **Cc:** CEO2016 (b) (6); Andre Mendes (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> **Subject:** Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

>
> Elez, I know it's late and that you might be on vacation but did you know that a VOA Newsroom editor killed (b) (6)'s interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone?

>
> What was the reason?

>
> Did (b) (6), (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) (6) did, especially the one about the visas for USAGM employees?

- >
- > Did (b) tell the White House official that (b) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) to ask the question about the visas?
- >
- > Did you or VOA Newsroom editors know that (b) (b) (6) had previously worked for Russia's RT?
- >
- > Best,
- >
- > (b)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#) (b) (6) [Elez Biberaj](#)
Subject: RE: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
Date: Saturday, August 29, 2020 11:44:20 AM

(b) (6) :
Clarification -- I need background information on this incident for a meeting I will have tomorrow in the Front Office and NOT for a response to (b) (6)
Elez

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

From: (b) (6)
Sent: Saturday, August 29, 2020 11:35 AM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
(b) (6)
(b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

I don't think this is one to respond to besides a statement of (b) (6) which can answer these without answering. I can loop (b) (6) in.

(b) (6)

> On Aug 29, 2020, at 4:41 AM, Elez Biberaj (b) (6) wrote:

>
> Good morning, Colleagues!
> I will need a draft response by early Monday morning, please.
> Thanks.
> Elez
>

> -----Original Message-----

> **From:** (b) (6)
> **Sent:** Friday, August 28, 2020 11:57 PM
> **To:** Elez Biberaj (b) (6)
> **Cc:** CEO2016 (b) (6); Andre Mendes (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> **Subject:** Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
>

> Elez, I know it's late and that you might be on vacation but did you know that a VOA Newsroom editor killed (b) (6)'s interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone?

> What was the reason?

> Did (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) (6) did, especially the one about the visas for USAGM employees?

> Did (b) (6) tell the White House official that (b) (6) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) (6) to ask the question about the visas?

>

> Did you or VOA Newsroom editors know that (b) (6) had previously worked for Russia's RT?

>

> Best,

>

> (b)

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:38 PM
To: (b) (6)
Subject: FW: (b) (6)

Importance: High

This is a conflict of interest memo I sent.

From: (b) (6)
Sent: Wednesday, September 23, 2020 8:50 AM
To: (b) (6)
Subject: (b) (6)
Importance: High

(b) (5), (b) (6)

(b) (5), (b) (6)

(b) (5), (b) (6)

(b) (5), (b) (6)

(b) (5), (b) (6)

(b) (5), (b) (6)

(b) (6)

(b) (5), (b) (6)

(b)
)
(
5
)
,
(
b
)
(
6
)

[REDACTED]

(b) (5), (b) (6)

[REDACTED]

I have not done a written report or talked with HR. Elez has recommended that you deal with this issue (b) (5), (b) (6)

[REDACTED]

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:38 PM
To: (b) (6)
Subject: FW: Attorney-Client Privilege: Social Media Violations
Attachments: (b) (6), (b) (5).docx

This is the conflict of interest discussion memo I received.

From: Frank Wuco (b) (6)
Sent: Thursday, September 17, 2020 4:32 PM
To: Elez Biberaj (b) (6)
Subject: Attorney-Client Privilege: Social Media Violations

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ATTORNEY WORK PRODUCT
ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE//NO FOIA
CONFIDENTIAL COMPLAINT

Elez, (b) (6),

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:46 PM
To: (b) (6)
Subject: FW: Investigation and recommendations regarding (b) (6) violations of VOA Best Practices
Attachments: (b) (6), (b) (5).zip; (b) (6), report.pdf

The pdf references a violation of the conflict of interest policy.

From: (b) (6)
Sent: Tuesday, September 29, 2020 2:57 PM
To: (b) (6)
Cc: Kelu Chao (b) (6)
(b) (6)
Subject: Investigation and recommendations regarding (b) (6) violations of VOA Best Practices

Hi (b) (6)
Attached is our report on the investigation of the (b) (6) incident, and the investigative file our team collected on the incident.

As you'll see in the report, we're recommending (b) (5), (b) (6)
We'll just send it to those people without a need for your involvement.

We'll add the report and the investigative background to the files of the involved individuals.

It is always a pleasure to work with you.

Best regards,

(b) (6)

From: (b) (6)
To:
Subject: Fwd: delegated authority for investigation
Date: Monday, August 31, 2020 8:39:13 PM

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From: (b) (6)
Sent: Monday, August 31, 2020 8:16:41 PM
To: (b) (6)
Cc: (b) (6)
Subject: delegated authority for investigation

Hello (b) (6),

As you know, I have been delegated the responsibility as VOA's Authorized Agency Official (AAO) for matters regarding PSC discipline. I would like to delegate to (b) (6) the responsibility to conduct an investigation of the publication of a story (and video) of the interview conducted by (b) (6) with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone. During the interview, (b) (6) asked two questions regarding USAGM's policies on J-1 visas. Here is the rough transcript:

TC 7:16

-Question: Within the frame of this strategy for the region, to show where the US stands in Latin American and Caribbean matters, one of the key organizations to ensure press freedom in this region is the Voice of America. At this moment, USAGM CEO, which is the agency that oversees VOA has blocked the visa extension of many foreign journalists, which is preventing VOA to carry out its mission in the region and, specially, in Venezuela. **Is the White House aware of this situation and, if so, is it willing to act?**

-Answer: Unfortunately, due to the pandemic and the border closure and travel restrictions, etc., there have been many consequences in many places. It has also affected the Voice of America, which has had a key role in Venezuelan matters. I frankly congratulate you for the duty that you all have carried out. We are watching this situation and I hope it gets resolved as soon as possible.

-Question: **Is the White House willing to put some pressure along with the Department of State so that Mr. Michael Pack authorizes these visa extensions**, since now the journalistic duty of this group of professionals is being suppressed with no reason provided and with a case-by-case review that has seen no evolution and has not been explained?

-Answer: We value the journalistic duty that you and all VOA journalists do and we will have that conversation.

Link: <https://app.frame.io/player/1b62b3a0-95ea-4e73-869b-12968e60f28c>

(b) (5), (b) (6)

From: (b) (6)
To: [VOA Director's Office](#)
Cc: (b) (6); [Kelu Chao](#)
Subject: Social Media Policy
Date: Wednesday, October 7, 2020 8:20:26 AM
Attachments: [CEO Policy Memo - Guidance on Conflicts of Interest.pdf](#)
[V-530 - Social Media Policy.pdf](#)

Dear colleagues,
We might want to discuss this in our 9am meeting. I'm confused.

From: (b) (6)
Date: Monday, October 5, 2020 at 6:06 PM
To: (b) (6)
(b) (6)
(b) (6) (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Notice of Change in Working Conditions

Colleagues,

Attached please find the USAGM updated Social Media Policy and the new CEO Policy Memo – Guidance on Conflicts of Interest. If you wish to bargain the impact and implementation of this change, please submit bargainable proposals no later than Thursday, October 15, 2020. Failure to submit negotiable proposals by Thursday, October 15, 2020, shall be construed as the Union's waiver of its right to bargain. Merely notifying management that you wish to bargain does not constitute the submission of bargainable proposals or preserve your right to bargain.

Should you have any questions regarding this change, please do not hesitate to contact me. Thank you for your cooperation in this matter.

Best,

(b) (6)
Supervisory Human Resources Specialist
Agency Performance Management Program Manager
Labor and Employee Relations
Office of Human Resources
United States Agency for Global Media
(b) (6) (b) (6)



U.S. AGENCY FOR
GLOBAL MEDIA

Title: V-A BAM 530 - Social Media Policy

Policy Tracking#: OGC 19 02

Effective Date: July 8, 2019

Originating Office: Office of the General Counsel, (b) (6)

(a) **PURPOSE:** This policy establishes a framework for access to and use of social media. This policy shall be modified and/or amended in the future to accommodate additional social media issues.

(b) **AUTHORITY AND SCOPE:**

(1) Authorities.

- (i) The United States International Broadcasting Act, 22 U.S.C. § 6201 et seq.
- (ii) The United States Information and Educational Exchange Act of 1948, as amended (the “Smith-Mundt Act”), at 22 U.S.C. § 1461 et seq.
- (iii) The Hatch Act, 5 U.S.C. § 7321 et seq.
- (iv) 5 C.F.R. Part 735 – Employee Responsibilities and Conduct
- (v) 5 C.F.R. Part 2635 – Standards of Ethical Conduct for Employees of the Executive Branch.
- (vi) CEO Policy Memo re: Guidance on Conflicts of Interest.¹

(2) Scope. This policy applies to all personnel of the United States Agency for Global Media (hereafter “USAGM” or the “Agency”) and all users of Agency systems, including Civil Service employees, personal services contractors, employees abroad including locally employed staff, and contractors performing duties under their contract with the Agency.

(c) **SOCIAL MEDIA DEFINITION:** Social media consists of a variety of digital technologies that foster interaction among individuals who use those tools. Social media enable individuals to post their own content to Web sites accessible to others; comment on, rate and/or tag content that others have posted; download distributed media files; dynamically develop software applications; interact in simulated learning, gaming and trading environments; engage in online conversations; and observe the interactions of others.

¹ Updated October 2, 2020.

(d) POLICY:

(1) Basic Social Media Policy.

(i) As a general matter, the Agency encourages the responsible use of social media consistent with current laws, policies, and guidance that govern information and information technology.

(ii) The Agency notes that while social media have vastly accelerated the speed of communication and greatly broadened audience size, they neither restrict nor expand the existing limitations on speech by Agency personnel. Agency personnel do not surrender their First Amendment rights as a result of their employment; however, the Government may restrict the speech of its personnel when they are not speaking as private citizens on matters of public concern or when the Government's interest in the efficient provision of public services outweighs the interest of its personnel in their speech.

(2) Additional Social Media Considerations for Journalists.

(i) The Agency is required by law to conduct international broadcasting in accordance with the highest professional standards of broadcast journalism, 22 U.S.C. § 6202(a)(5). This includes:

(A) news which is consistently reliable and authoritative, accurate, objective, and comprehensive, 22 U.S.C. § 6202(b)(1); and

(B) a balanced and comprehensive projection of United States thought and institutions, reflecting the diversity of United States culture and society, 22 U.S.C. § 6202(b)(2).

(ii) To effectuate these requirements, Agency journalists, defined as those involved in the gathering, production, editing, translation, presentation, or dissemination of content, must be fair, impartial, and objective in all public spaces, including social media. Accordingly, journalists must avoid action that undermines their objectivity as journalists and/or the credibility of the Agency and its constituent entities as news organizations. For further information, including conflicts of interest examples, see the CEO policy memo regarding [Guidance on Conflicts of Interest](#), dated October 2, 2020.²

² This sentence was updated on October 2, 2020 to reflect the most recent guidance from the USAGM CEO.

(iii) Therefore, in addition to the social media policy set forth in this Broadcasting Administrative Manual, journalists must comply with any and all applicable journalistic standards governing use of and conduct on social media, as set forth by their respective entity's best practices guides or internal professional guidance. Failure to do so may be cause for disciplinary action, up to and including removal from Federal Service or contractual termination, as applicable.

(3) Government-wide Standards of Conduct. All Agency personnel are required to adhere to government-wide standards of conduct that apply to online communications at all times, whether by means of Agency or personal social media accounts. In general, the restrictions on communications by Agency personnel are adapted from statute and the Code of Federal Regulations (C.F.R.). While not exhaustive, the following restrictions apply to all personnel, and violations may be cause for disciplinary action, up to and including removal from Federal Service or contractual termination, as applicable:

(i) Ethical Standards. Agency personnel shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudicial to the Government. ([5 C.F.R. § 735.203](#));

(ii) Misuse of Position. Agency personnel shall not use their public office for private gain, for the endorsement of any product, service, or enterprise, or for the private gain of friends, relatives, or other acquaintances. Agency personnel shall not use or permit the use of their Government position or title or any authority associated with their public office in a manner that is intended to coerce or induce another person to provide any benefit, financial or otherwise, to themselves or to friends, relatives, or persons with whom they are affiliated in a nongovernmental capacity. Subject to limitations set forth in [5 C.F.R. § 2635.702\(b\) and\(c\)](#), Agency personnel shall not use their Government position or title, or Federal or Agency seals or logos, in a manner that could reasonably be construed to imply that the Government endorses or sanctions their personal activities or those of another. ([5 C.F.R. § 2635.702](#));

(iii) Use of Non-Public Information. Agency personnel shall not allow the improper use of non-public information to further their own private interest or that of another, whether by engaging in financial transactions using such information, through advice or recommendation, or by knowing unauthorized disclosure. Non-public information is information that an individual gains by reason of Federal employment and that he or she knows or reasonably should know has not been made available to the general public. ([5 C.F.R. § 2635.703](#));

(iv) Political Activity. Certain restrictions on political activity by certain Agency personnel apply regardless of whether they are on duty or on their personal time. Hatch Act ([5 U.S.C. § 7321 et seq.](#)). For example, no employee may solicit, accept, or receive political contributions, at any time or in any forum. [5 U.S.C. § 7323\(a\)\(2\)](#). Additional information is available in Office of Special Counsel's [Hatch Act Guidance on Social Media](#) and [Hatch Act Social Media Quick Guide](#); and

(v) Discrimination and Harassment. All Agency personnel are responsible for treating fellow employees with basic respect and dignity, and must not harass or discriminate against fellow employees based on race, color, religion, national origin, sex, gender identity, age, disability (physical or mental), genetic information, status as a parent, sexual orientation, marital status, political affiliation, or any other non-merit factor. ([5 U.S.C. §§ 2301- 2302](#)).

(4) Official Use of Social Media.

(i) Agency personnel may access and contribute content (both original entries and responses to entries) on and through social media in their official capacity. Agency personnel are responsible for the content they publish in their official capacity, which must:

(A) abide by the Terms of Service - defined as a contract between social media users and third-party site providers - of the site on which the content is posted;

(B) comply with intellectual property laws;

(C) adhere to host country laws, as applicable and directed by management;

(D) conform to the standards and principles for United States international broadcasting set forth in Sections 303 of the United States International Broadcasting Act, [22 U.S.C. § 6202](#); and

(E) comply with the United States Information and Educational Exchange Act of 1948, as amended (the "Smith-Mundt Act"), [22 U.S.C. § 1461 et seq.](#)

(ii) Agency personnel using social media in their official capacity must comply with:

(A) the Agency policy on safeguarding Personally Identifiable Information (PII), codified in in [Section 200 of Part XI of the Broadcasting Administrative Manual](#);

(B) the Agency policy on information security awareness training and role-based training requirements and responsibilities, codified in in [Section 300 of Part XI of the Broadcasting Administrative Manual](#); and

(C) the [2008 Privacy Breach Notification Policy](#).

(iii) Agency personnel using social media in their official capacity shall also:

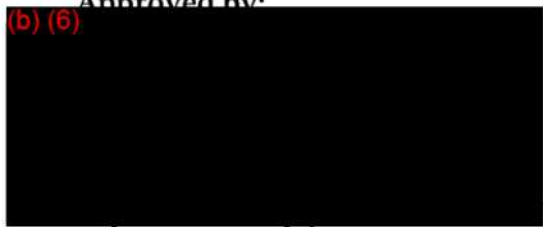
(A) refrain from using or permitting Agency computer systems, electronic devices, and social media accounts to be used for other than authorized purposes; and

(B) use time allocated to official use of social media in an honest effort to perform official duties.

(iv) Violations of the foregoing policies on official use of social media in paragraphs (d)(4)(i)-(iii) may be cause for disciplinary action, up to and including removal from the Federal Service or contractual termination, as applicable.

(5) Personal Use of Social Media. Posting Journalistic Material - Agency personnel are permitted to link to and embed Agency journalistic material from official, public-facing outlets. However, Agency personnel are prohibited from directly posting Agency journalistic or wire service material to their personal social media accounts, of any length or in any format and including archived and unaired content (“B-roll”). Doing so may violate intellectual property laws, and harms the Agency’s ability to grow and maintain audiences through official distribution channels. Violations may constitute grounds for disciplinary action, up to and including termination.

(e) **EFFECTIVE DATE AND APPROVAL:**

Approved by:
(b) (6) 

John F. Lansing
Chief Executive Officer and Director

Effective Date

July 8, 2019

From: **Michael Pack, Chief Executive Officer
U.S. Agency for Global Media**

To: **The Voice of America, the Office of Cuba
Broadcasting, Radio Free Europe/Radio Liberty,
Radio Free Asia, Middle East Broadcasting
Networks**

Date: **October 2, 2020**

Subject: **Guidance on Conflicts of Interest**

Reporting the news in a manner that is “consistently reliable and authoritative, accurate, objective, and comprehensive” (22 U.S.C. § 6202(b)(1)) requires “fairness, objectivity & balance.” *VOA Best Practices Guide*, at 8 (June 2020). Management of conflicts of interest is a key component of maintaining fairness, objectivity, and balance. Such actual conflicts as well as even the appearance of such conflicts in the eyes of a reasonable observer must be avoided. *See, e.g., VOA Best Practices Guide*, at 8–9 (June 2020); The New York Times, *Ethical Journalism*; The Washington Post, *Policies and Standards* (Jan. 1, 2016; 12:01 p.m. EST). A key part of prophetically preventing conflicts of interest amongst journalists is compliance with social media policies. *See, e.g., V-A BAM 530, Social Media Policy* (July 8, 2019); *VOA Best Practices*, at 50 (June 2020). I write to clarify policies and provide guidance on these points.

First. Policies regarding conflicts of interest and use of social media shall be enforced as written.

Second. Under applicable policies, conflicts of interest are not limited to those involving the recipient of money, ownership of stock, or gifts. The rule is broader. Simply put, it is a conflict of interest for a journalist to participate personally and substantially in reporting on an issue: (1) in which they have a personal interest or (2) have publically personally expressed a political opinion. For example, the *VOA Best Practices Guide* states:

VOA's mission is to provide accurate and objective news and information. To facilitate that mission, as journalists, you are expected to remain neutral and objective in all public appearances and public spaces, including social media. That means that you should try to avoid conduct or activity that would call into question your neutrality and objectivity as well as the neutrality and objectivity of VOA.

➤ For example: If as a VOA journalist you are reporting on or otherwise working on a story regarding "X" situation, it is recommended that you avoid publicly voicing your personal opinion about that situation because such activity may call into question your credibility as a journalist and could compromise VOA's reputation as a reliable and credible news organization.

VOA Best Practices Guide, at 111 (June 2020); *see also, e.g.*, The New York Times, *Ethical Journalism*; The Washington Post, *Policies and Standards* (Jan. 1, 2016; 12:01 p.m. EST). This is a common sense principle.

Recent events require explanation of the following examples, which in some cases, constitute a conflict of interest that can only be remedied by recusal.

- If a Voice of America ("VOA") journalist is personally affected by a potential governmental action, then they may not cover that issue. For example, a journalist who is working in the United States on a J-1 visa must follow normal procedures and recuse themselves from any story involving J-1 visas.
- A VOA journalist who publically takes a personal position on an active political issue has a conflict of interest—doubly so if that issue directly affects that individual. For example, a journalist who, in their private capacity, publically criticizes the U.S. Department of Justice's leadership for, among other things, implementing the policies and protecting the prerogatives of the Administration must recuse themselves

from reporting on the Department and the part of the Administration implicated by the criticism.

- A VOA journalist who expresses personal views on political topics in their personal social media creates the potential for a conflict of interest and should consider whether recusal or mitigation is required. For example, a journalist who on Facebook “likes” a comment or political cartoon that aggressively attacks or disparages the President must recuse themselves from covering the President.

The obligation to recuse or mitigate conflicts of interest rests with both the individual journalist and their supervisor. If a journalist fails to recuse themselves, it is the obligation of the supervisor to order recusal.

Despite the informal nature of this Memorandum, it constitutes a U.S. Agency for Global Media policy, and shall be recorded in the Broadcasting Administrative Manual as such.

This Memorandum is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

From: [Elez Biberaj](#)
To: [VOA Director's Office](#); [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: FW: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 8:17:52 AM
Attachments: [Attachment follows](#)
Importance: High

From: (b) (6)
Sent: Monday, August 31, 2020 7:55 AM
To: Elez Biberaj (b) (6)
(b) (6)
Subject: Letter from VOA Central News colleagues
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying terms.

Most sincerely,

(b) (6)
White House Bureau Chief
[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

Elez Biberaj
Acting director, Voice of America

Aug. 31, 2020

The undersigned Voice of America journalists are compelled to express our profound disappointment with the actions and comments of the chief executive officer of the U.S. Agency for Global Media, which endanger the personal security of VOA reporters at home and abroad, as well as threatening to harm U.S. national security objectives.

Michael Pack's actions risk crippling programs and projects for some countries that are considered national security priorities. He has ordered the firing of contract journalists, with no valid reason, by cancelling their visas, forcing them back to home countries where the lives of some of them may be in jeopardy. Now the purge appears to be expanding to include U.S. permanent residents and even U.S. citizens, with Mr. Pack recklessly expressing that being a journalist is "a great cover for a spy."

We have watched in dismay as USAGM executives have been dismissed for, in their words, attempting to educate the new CEO on avoiding legal violations, as well as guiding him on the firewall that protects VOA's legally mandated editorial independence.

Just as concerning are Mr. Pack's public comments, including bantering with a podcast host about turning off the air conditioning and banning masks inside VOA's headquarters, as part of his effort to "drain the swamp."

Mr. Pack has made a thin excuse that his actions are meant to protect national security, but just as was the case with the McCarthy 'Red Scare,' which targeted VOA and other government organizations in the mid-1950's, there has not been a single demonstrable case of any individual working for VOA -- as the USAGM CEO puts it -- "posing as a spy."

Many of us have repeatedly put ourselves in harm's way abroad for our audiences of several hundred million people in nearly 50 languages. In line with strictly upholding the VOA charter, which was signed into law in 1976, we insist on competent and professional oversight for VOA and our sister media organizations, including the Middle East Broadcasting Networks, Radio Free Europe/Radio Liberty and Radio/TV Marti.

Given these concerns we fear that the current USAGM leadership is failing not only the news organizations of USAGM (one of the world's largest broadcasting entities) and our audiences, but also our stakeholders, including the American public.

Signed,

(b) (6)



(b) (6)



From: [REDACTED]
To: [REDACTED]
Sent: Thursday, June 14, 2018 10:08 AM
Subject: [REDACTED]

PT: ...

Value of America
310 Independence Ave. SW
Washington, DC 20227

From: [REDACTED]
Sent: Thursday, June 14, 2018 10:08 AM
To: [REDACTED]
Subject: [REDACTED]

Re: [REDACTED] (b) (6), (b) (5)

Like all news organizations, VOA works hard to balance the power of new technologies - with their ability to deluge us with messages to a far more people around the world - against the inherent limitations of those technologies. YouTube, for example, is the most powerful of all, which offers content of millions but limits each tweet to a single image or a handful of characters, making it virtually impossible to give the balance and context within each tweet.

[REDACTED] (b) (5), (b) (6)

[REDACTED]

[REDACTED] (b) (5), (b) (6)

[REDACTED]

On 10/20/11 9 AM, [REDACTED] wrote

Value of America
310 Independence Ave. SW
Washington, DC 20227

From: [REDACTED]
Sent: Thursday, June 14, 2018 10:08 AM
Subject: [REDACTED]

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Printer.

Attachment: [REDACTED].pdf
Mail (sent on Printer Location: 700 Con Ave (Bldg))
Do not Name: [REDACTED]

For more information on Xerox products and what our phone: 1-877-899-8999 or visit our website: www.xerox.com
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From: [Kelu Chao](#)
To: [Elez Biberaj](#)
Subject: Fwd: social media policy followups, (b) (6)
Date: Friday, September 25, 2020 2:00:51 PM

FYI.

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: September 25, 2020 at 10:14:18 AM PDT
To: (b) (6) Kelu Chao
(b) (6)
Subject: FW: social media policy followups, (b) (6)

(b) (6) and Kelu,

As discussed, (b) (6), (b) (6) supervisor, had a counseling conversation with (b) (6) about USAGM's social media policies. The conversation was followed by the email below. No further action will be taken.

From: (b) (6)
Date: Friday, September 25, 2020 at 11:14 AM
To: (b) (6)
(b) (6)
Subject: FW: social media policy followups

From: (b) (6)
Sent: Friday, September 25, 2020 11:14 AM
To: (b) (6)
Subject: social media policy followups

(b) (6)

(b) (6)

(b) (6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b)
(6)

[Redacted text block]

[Redacted text block]

[Redacted text block]

[Redacted text block]

[Redacted text block]

Sincerely,

(b) (6) -

From: (b) (6)
To: [Kelu Chao](#); [Elez Biberai](#)
Subject: Fwd: (b) (6)
Date: Thursday, October 29, 2020 10:54:49 AM

(b) (5)

(b) (6)

Begin forwarded message:

From: (b) (6)
Date: October 29, 2020 at 9:50:47 AM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: (b) (6)

(
(b)
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(b)
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From: (b) (6)
Date: Thursday, October 29, 2020 at 9:40 AM
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: (b) (6)

Hi (b) (6),
I'm following up. (b) (5), (b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]. What's your plan?

Best regards,
(b) (6)

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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (6), (b) (5)

(b) (5), (b) (6)

[REDACTED]

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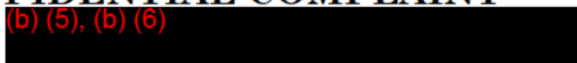
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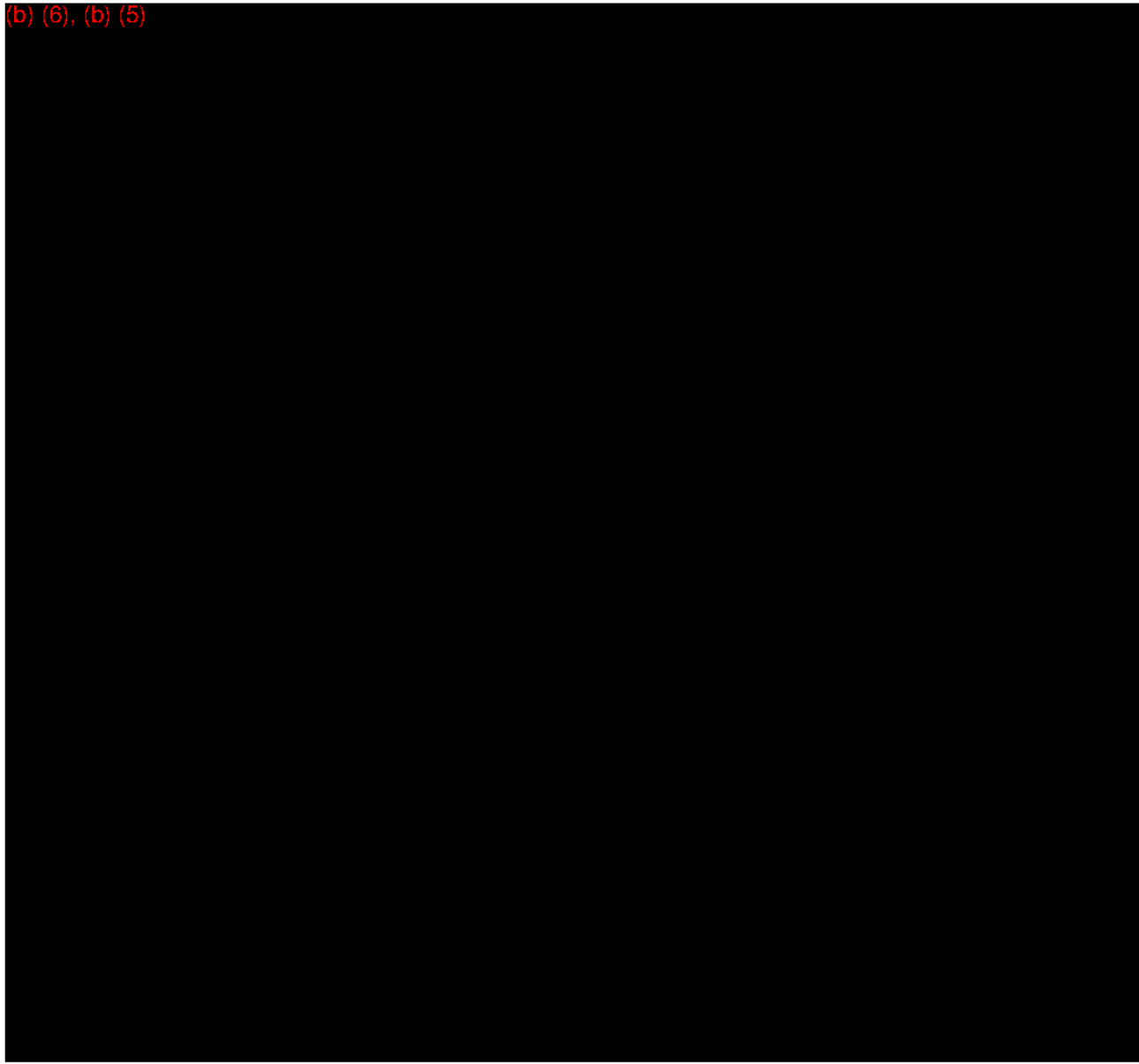
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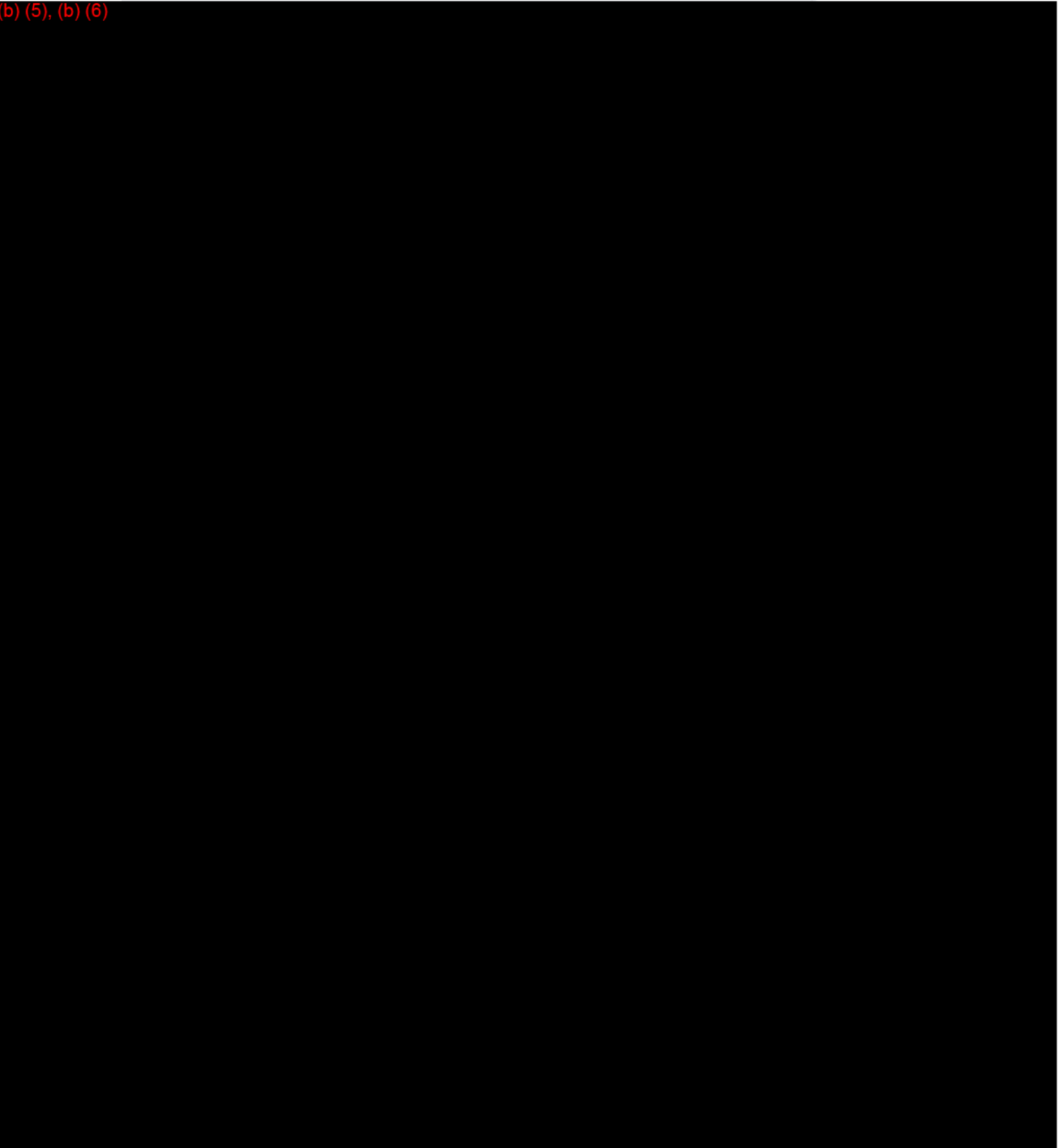
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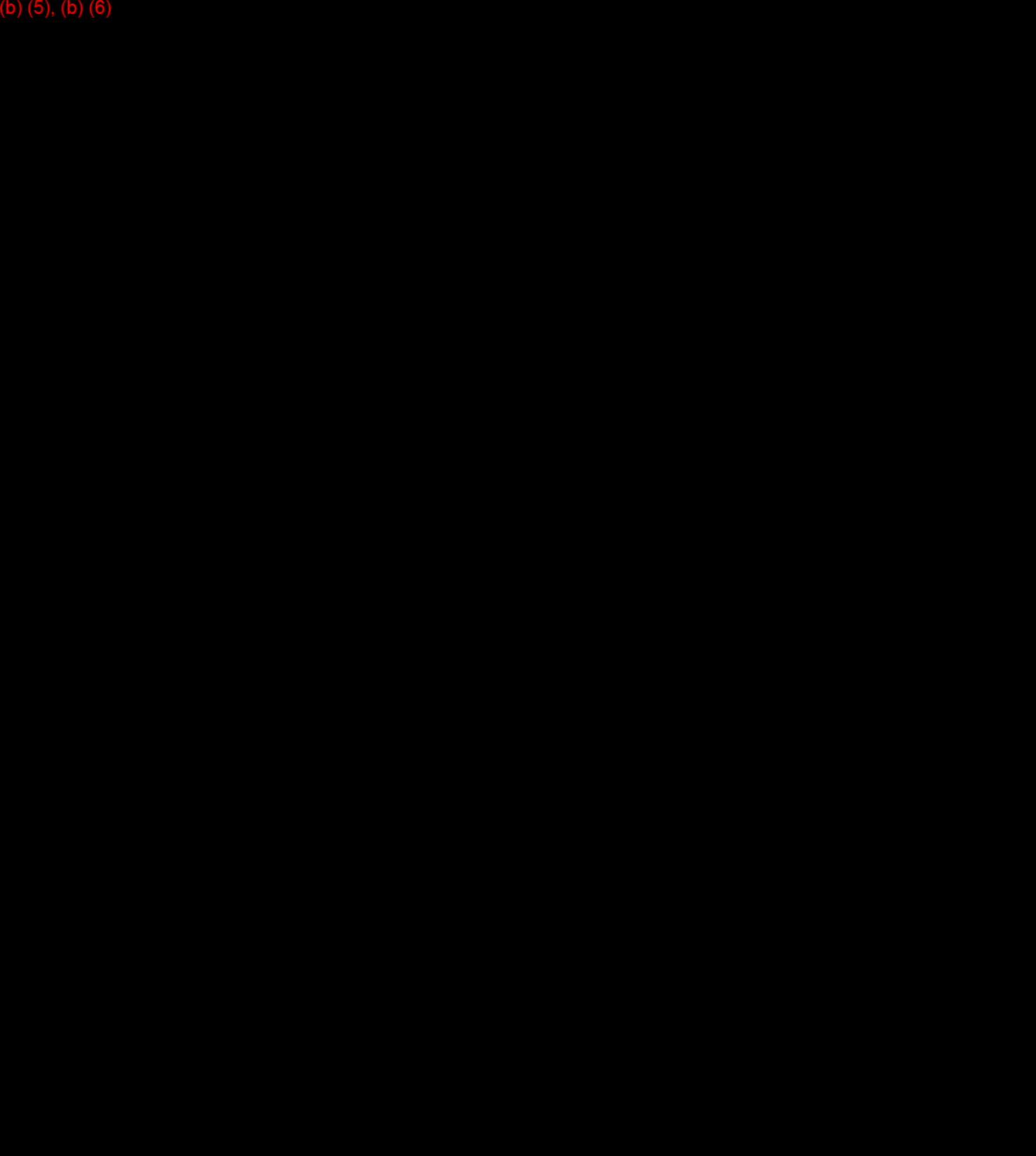
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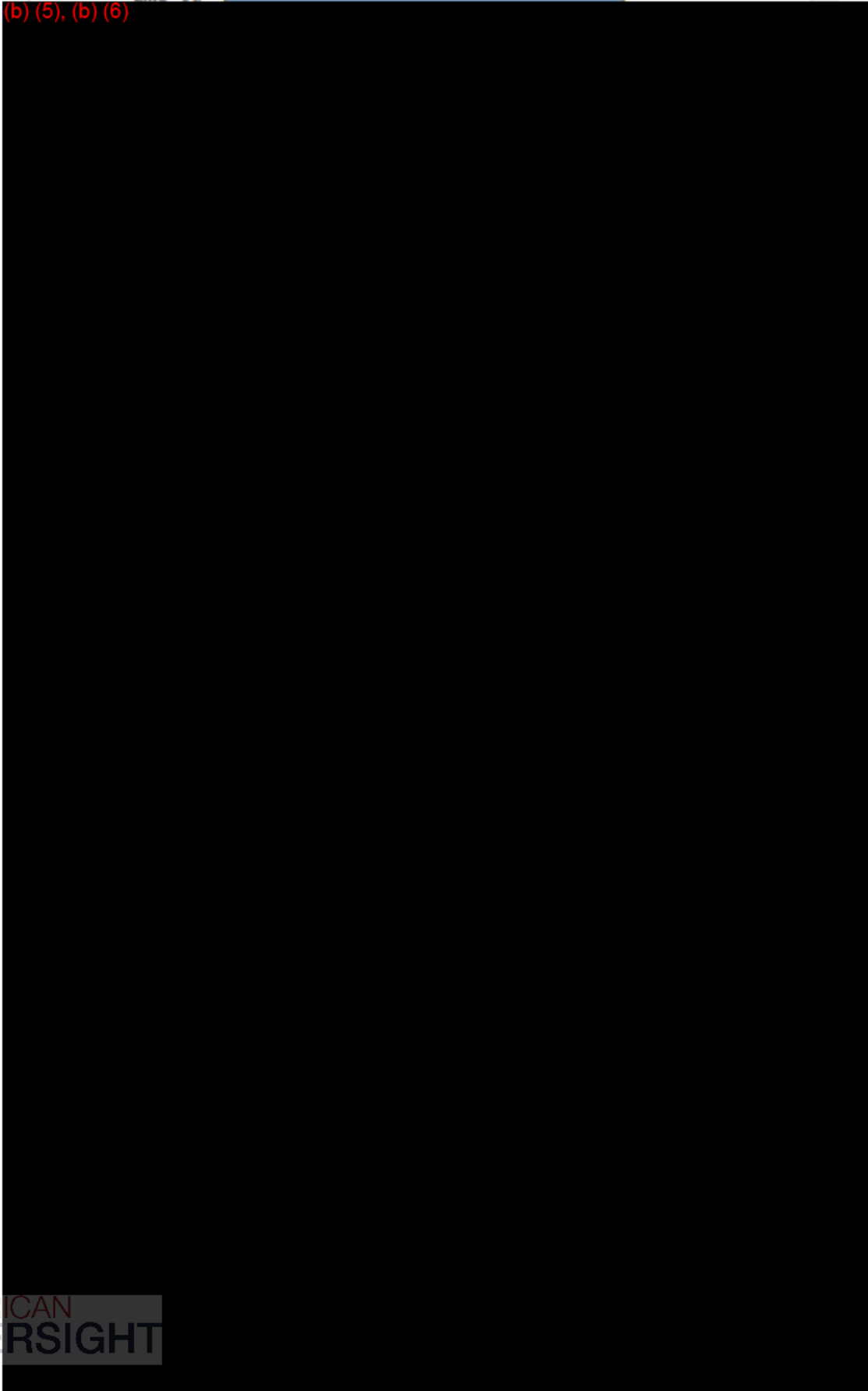
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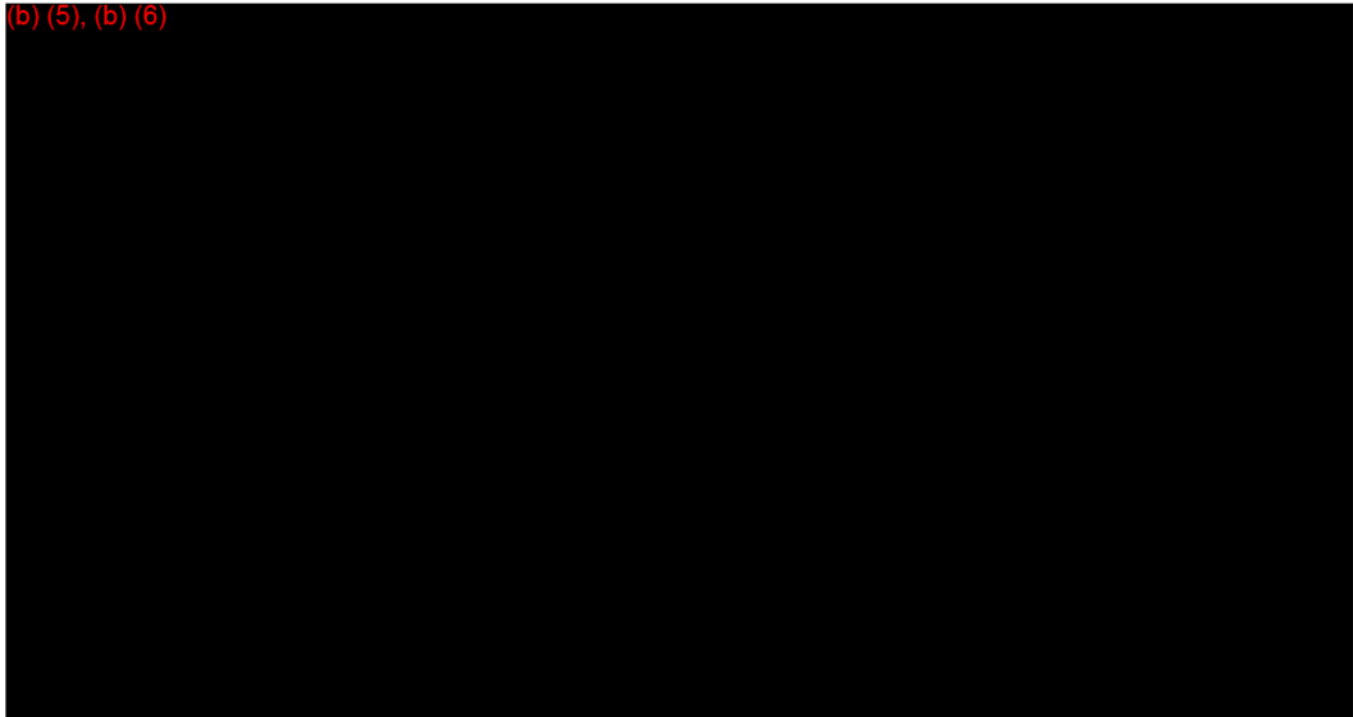
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PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

• (b) (5), (b) (6)



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CONFIDENTIAL**

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CONFIDENTIAL COMPLAINT**


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CONFIDENTIAL COMPLAINT**

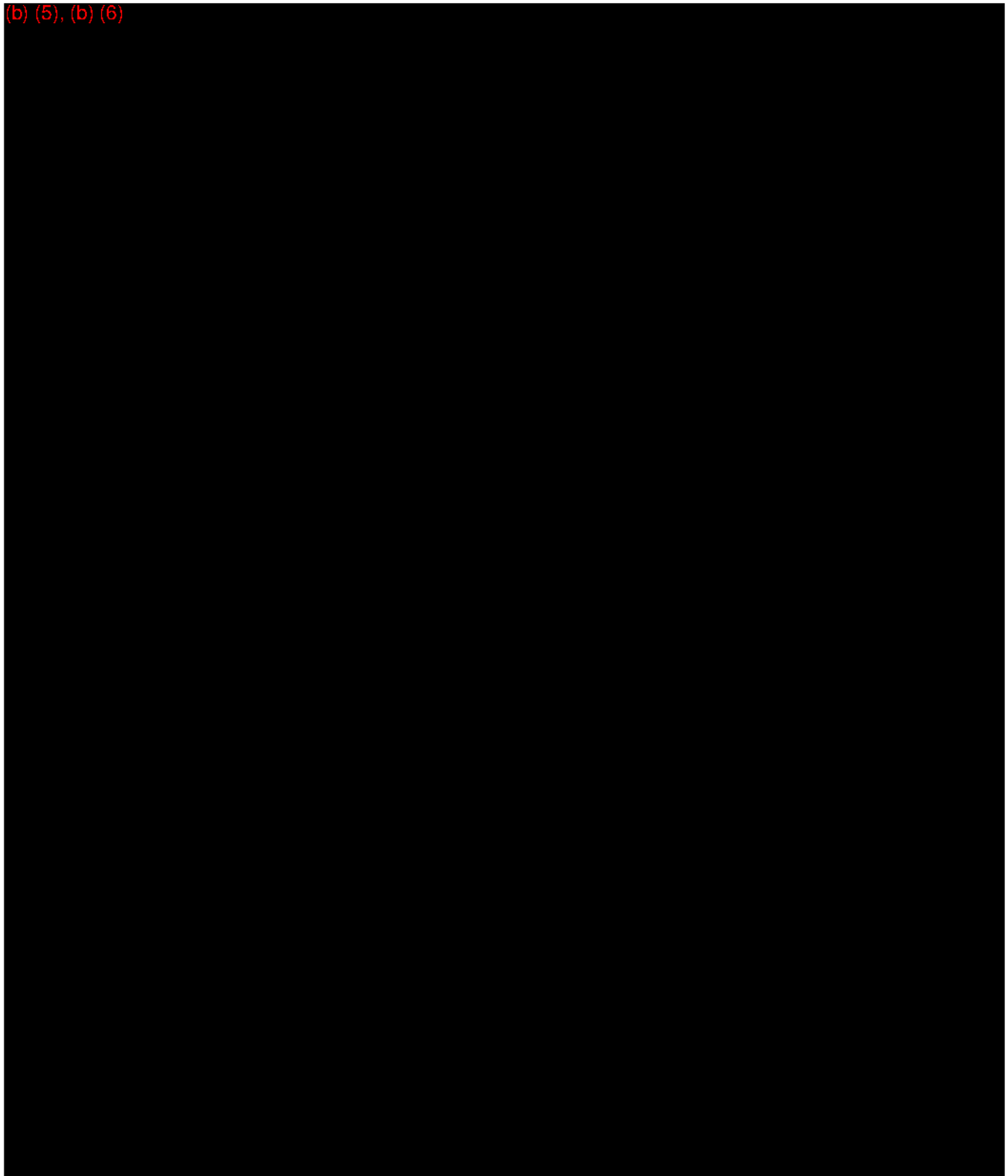
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CONFIDENTIAL COMPLAINT**

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PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

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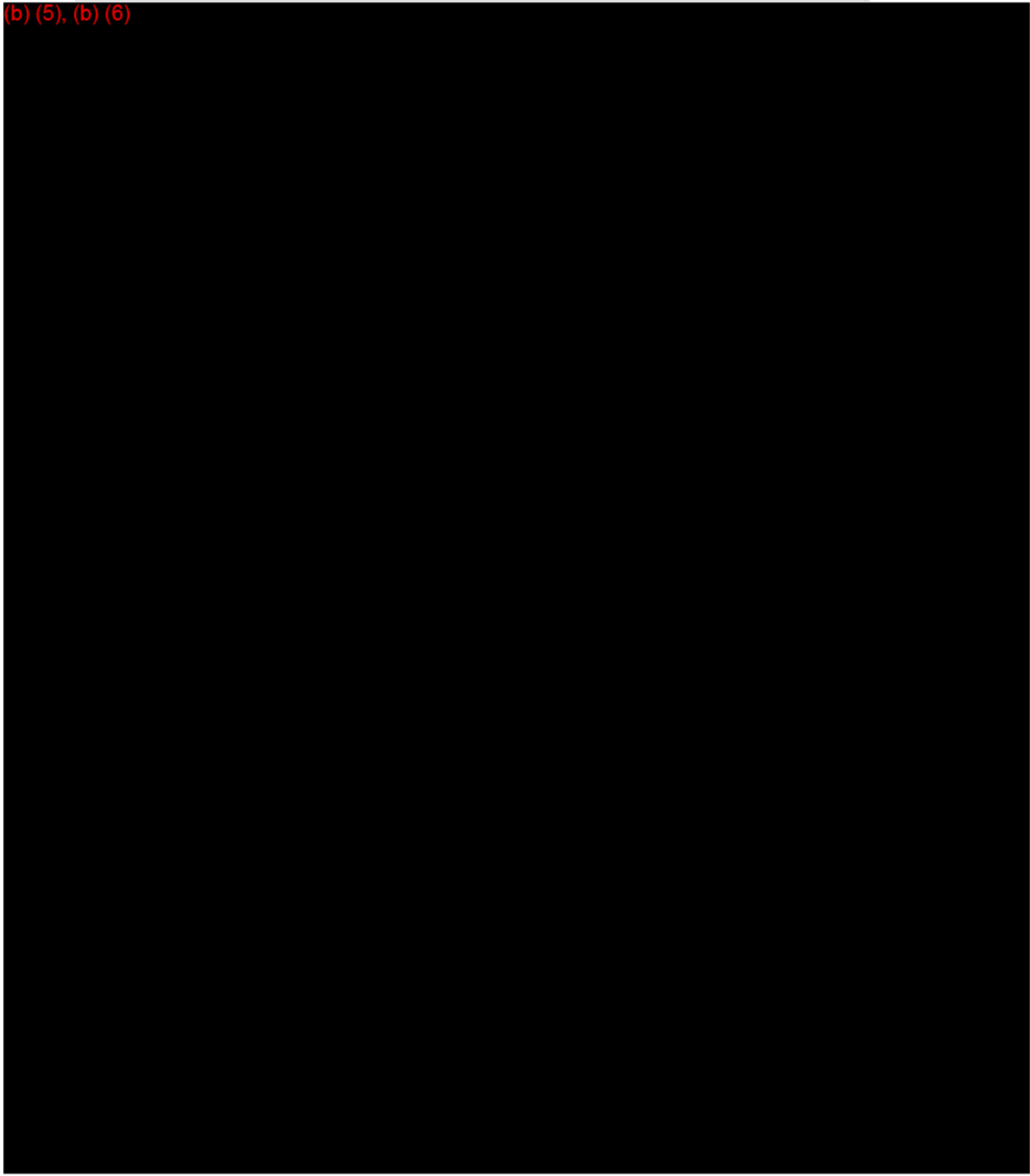
**PRIVILEGED AND CONFIDENTIAL
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CONFIDENTIAL COMPLAINT**

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CONFIDENTIAL COMPLAINT**

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CONFIDENTIAL COMPLAINT**

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CONFIDENTIAL COMPLAINT**

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(b) (5), (b) (6)



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CONFIDENTIAL COMPLAINT

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CONFIDENTIAL COMPLAINT

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CONFIDENTIAL COMPLAINT**

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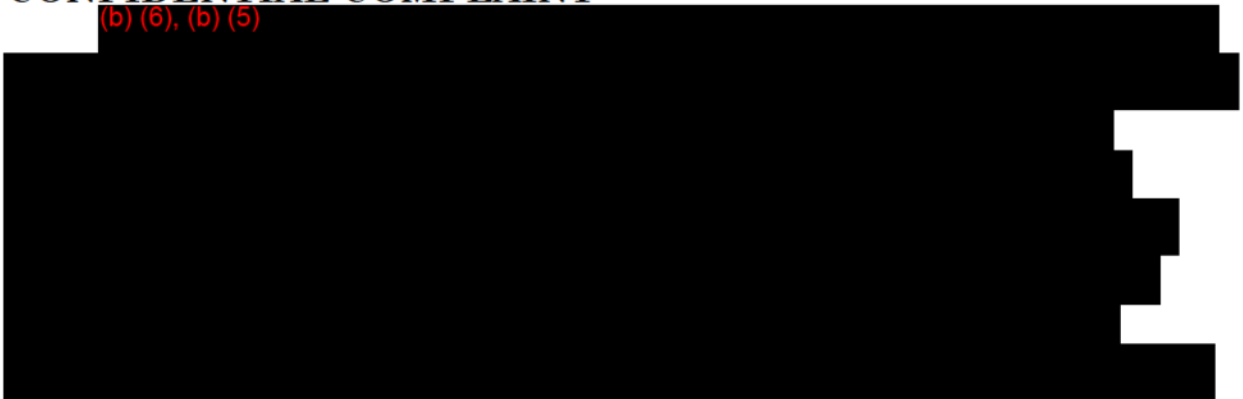
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CONFIDENTIAL COMPLAINT**

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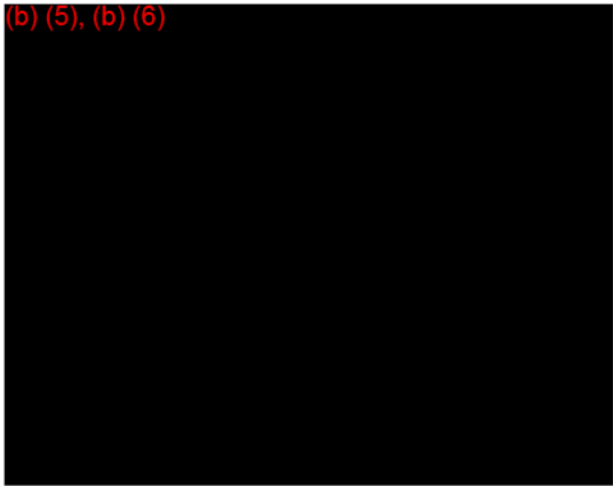


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CONFIDENTIAL COMPLAINT**

(b) (6), (b) (5)



(b) (5), (b) (6)



From: (b) (6)
To: [Elez Biberaj](#)
Cc: (b) (6)
Subject: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 7:55:29 AM
Attachments: [LettertoVOAdirector.pdf](#)
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying terms.

Most sincerely,

(b) (6)

White House Bureau Chief
[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

Elez Biberaj
Acting director, Voice of America

Aug. 31, 2020

The undersigned Voice of America journalists are compelled to express our profound disappointment with the actions and comments of the chief executive officer of the U.S. Agency for Global Media, which endanger the personal security of VOA reporters at home and abroad, as well as threatening to harm U.S. national security objectives.

Michael Pack's actions risk crippling programs and projects for some countries that are considered national security priorities. He has ordered the firing of contract journalists, with no valid reason, by cancelling their visas, forcing them back to home countries where the lives of some of them may be in jeopardy. Now the purge appears to be expanding to include U.S. permanent residents and even U.S. citizens, with Mr. Pack recklessly expressing that being a journalist is "a great cover for a spy."

We have watched in dismay as USAGM executives have been dismissed for, in their words, attempting to educate the new CEO on avoiding legal violations, as well as guiding him on the firewall that protects VOA's legally mandated editorial independence.

Just as concerning are Mr. Pack's public comments, including bantering with a podcast host about turning off the air conditioning and banning masks inside VOA's headquarters, as part of his effort to "drain the swamp."

Mr. Pack has made a thin excuse that his actions are meant to protect national security, but just as was the case with the McCarthy 'Red Scare,' which targeted VOA and other government organizations in the mid-1950's, there has not been a single demonstrable case of any individual working for VOA -- as the USAGM CEO puts it -- "posing as a spy."

Many of us have repeatedly put ourselves in harm's way abroad for our audiences of several hundred million people in nearly 50 languages. In line with strictly upholding the VOA charter, which was signed into law in 1976, we insist on competent and professional oversight for VOA and our sister media organizations, including the Middle East Broadcasting Networks, Radio Free Europe/Radio Liberty and Radio/TV Marti.

Given these concerns we fear that the current USAGM leadership is failing not only the news organizations of USAGM (one of the world's largest broadcasting entities) and our audiences, but also our stakeholders, including the American public.

Signed,

(b) (6)



(b) (6)



From: [Daniel Robinson](#)
To: [Elez Biberaj](#)
Subject: Media/Press Inquiry
Date: Tuesday, October 6, 2020 7:58:04 PM
Importance: High

Elez Biberaj
Acting Director/Voice of America

Subject: Media/Press Inquiry

Elez, I hope you are well. This is a media inquiry with questions relating to recent events at VOA, and reporting about those events. I would appreciate a prompt response to the following questions:

(1) A recent NPR report carried the headline "Acting VOA Director Pledges To Protect Newsroom Despite Inquiry Into Reporter" This headline is being widely interpreted as meaning that you have decided to take no action against (b) (6) linked to the internal investigation by officials of USAGM. **While the NPR headline may accurately reflect your broader view and intentions regarding firewall issues, does it accurately reflect your views and intentions regarding the investigation of (b) (6)**

(2) It is widely known in the VOA community, and by agency management, that Herman was a leader of efforts to obtain additional signatures for the protest letter signed initially by 14 VOA employees. **Are you aware of this? If so, what administrative action has been taken, or will be taken, regarding his actions? Has, or will he receive any formal reprimand and/or face other repercussions, such as suspension?**

(3) In a press release on October 6th, USAGM stated that the agency, and the Voice of America (VOA) "have long had published policies governing journalists' conflicts of interest and use of social media. These policies were developed and implemented by former USAGM CEOs, including John Lansing, and CEO Michael Pack has made it clear they will be enforced."

On October 2nd, 2020 USAGM CEO Michael Pack issued a memo "clarifying long-standing agency conflicts of interest and social media policies" and in its October 6th statement an agency spokesman stated the CEO's intention to ensure that "critical aspects of USAGM's mission and federal law [have] and will be diligently and fairly reflected in the management of the agency."

Are you in agreement with the USAGM CEO on the points contained in both the October 2nd and October 6th

memos/statements? If not, can you please state where you differ with the CEO on the points contained in both statements?

(4) Who has been in charge of overseeing standards and practices and VOA's Best Practices Guide since Steve Springer was reassigned earlier this year?

Thank you in advance for your time and a prompt response to these questions, which are being sent as part of a story in development by BBG-USAGM Watch, the independent watchdog website. We have a specific deadline for this story, so lack of a response to any or all of these questions will require our noting that absence of response in our story.

Dan Robinson
Contributing Writer/BBG-USAGM Watch

From: [Frank Wuco](#)
To: [Elez Biberaj](#)
Subject: NPR FOLKENFLICK ARTICLE
Date: Sunday, October 4, 2020 8:34:03 PM

<https://www.npr.org/2020/10/04/919266194/political-aides-investigate-voa-white-house-reporter-for-anti-trump-bias>

From: [Elez Biberai](#)
To: (b) (6)
Cc: (b) (6)
Subject: Re: Journalist Questioning Accuracy of VOA Reporter's Tweet
Date: Monday, October 26, 2020 3:58:40 PM

(b) (6)
(b) (6)
Thanks for bringing this to my attention. In the future, please feel free to contact directly (b) (6)
(b) (6) in Programming, who will address these issues.
Elez

On Oct 26, 2020, at 2:29 PM, (b) (6) wrote:

Elez, another journalist is questioning accuracy of a tweet by VOA correspondent. The VOA reporter's tweet is attracting a lot of anti-Trump comments. Can you check on this and let me know if the criticism of the inaccuracy of the tweet is accurate?

Best,

(b) (6)

<IMG_2165.jpg>

<2020-10-26_112902 Crabtree - (b) (6) JPG>

From: (b) (6)
To: (b) (6); [VOA Director's Office](#); [Kelu Chao](#); (b) (6)
Subject: Re: Agenda - October 5 Sr. Staff Mtg.
Date: Monday, October 5, 2020 8:49:16 AM

I would say that yesterday's email about social media should be discussed. I've been grilled with questions about it and these questions are probably come your way as well.
Same with the NPR story about (b) (6)

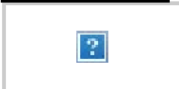
From: (b) (6)
Date: Monday, October 5, 2020 at 8:42 AM
To: VOA Director's Office (b) (6), Kelu Chao
(b) (6)

Subject: Agenda - October 5 Sr. Staff Mtg.

Good morning,

Attached please find the agenda for today's Senior Staff meeting attached. Have a great week everyone.

(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW – (b) (6)
Washington, DC 20237
(b) (6) Business



From: [Elez Biberai](#)
To: [Frank Wuco](#)
Cc: (b) (6)
Subject: Re: Attorney-Client Privilege: Social Media Violations
Date: Thursday, September 17, 2020 8:26:17 PM

Received, Frank.

(b) (6) returns from leave on Monday. We will review and can discuss next week.
Elez

On Sep 17, 2020, at 4:32 PM, Frank Wuco (b) (6) wrote:

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CONFIDENTIAL COMPLAINT**

Elez, (b) (6)

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank
<(b) (6) Social Media.docx>

From: (b) (6)
To: [Elez Biberaj](#)
Cc: [Kelu Chao](#); (b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
Date: Saturday, August 29, 2020 11:35:19 AM

I don't think this is one to respond to besides a statement of (b) (6) which can answer these without answering. I can loop (b) in.

(b)

> On Aug 29, 2020, at 4:41 AM, Elez Biberaj (b) (6) wrote:
>
> Good morning, Colleagues!
> I will need a draft response by early Monday morning, please.
> Thanks.
> Elez
>
> -----Original Message-----
> From (b) (6)
> Sent: Friday, August 28, 2020 11:57 PM
> To: Elez Biberaj (b) (6)
> Cc: CEO2016 (b) (6); Andre Mendes (b) (6); (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> Subject: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
>
> Elez, I know it's late and that you might be on vacation but did you know that a VOA Newsroom editor killed (b) (6)'s interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone?
>
> What was the reason?
>
> Did (b) (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) did, especially the one about the visas for USAGM employees?
>
> Did (b) tell the White House official that (b) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) to ask the question about the visas?
>
> Did you or VOA Newsroom editors know that (b) (b) (6) had previously worked for Russia's RT?
>
> Best,
>
> (b)

From: (b) (6)
To: (b) (6)
Subject: RE: Journalist Questioning Accuracy of VOA Reporter's Tweet
Date: Monday, October 26, 2020 3:17:30 PM

From: (b) (6) :

(b) (6)

This is my mistake and I take full responsibility.

You might tell (b) (6) to contact Programming directly, so I could respond directly to him in the future

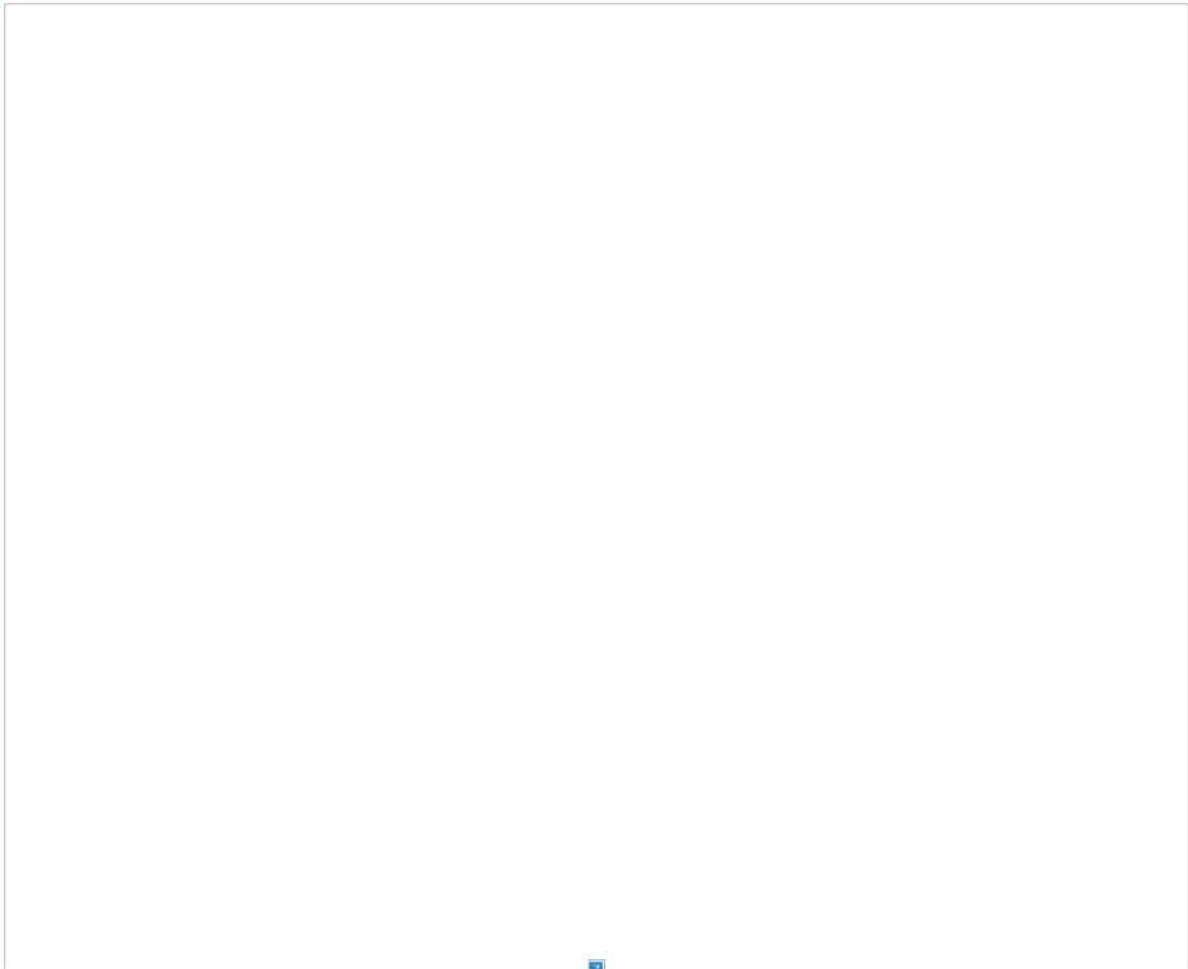
From: Elez Biberaj (b) (6)
Sent: Monday, October 26, 2020 2:31 PM
To: (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: Journalist Questioning Accuracy of VOA Reporter's Tweet

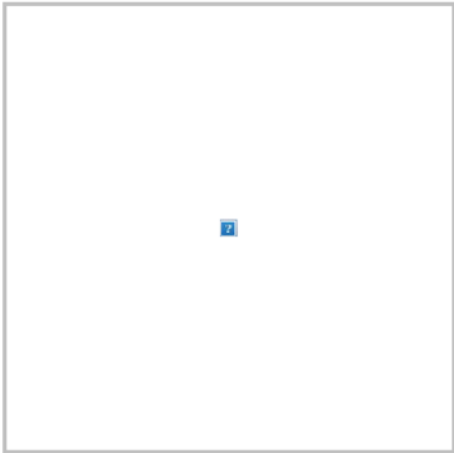
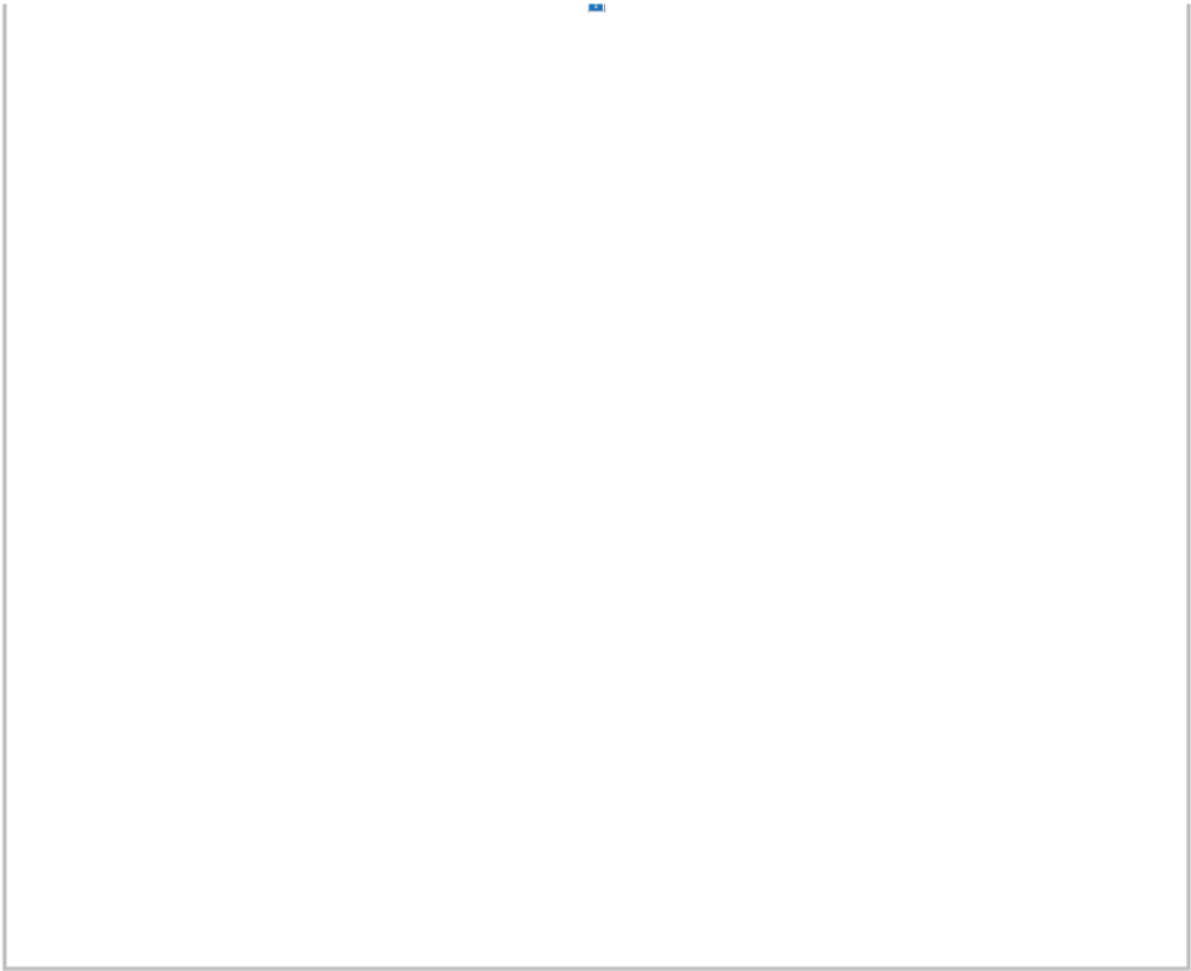
From: (b) (6)
Sent: Monday, October 26, 2020 2:30 PM
To: Elez Biberaj (b) (6)
Subject: Journalist Questioning Accuracy of VOA Reporter's Tweet

Elez, another journalist is questioning accuracy of a tweet by VOA correspondent. The VOA reporter's tweet is attracting a lot of anti-Trump comments. Can you check on this and let me know if the criticism of the inaccuracy of the tweet is accurate?

Best,

(b) (6)





From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 4:16:05 PM

(b) (6),
Thank you for your letter, which I have shared with the USAGM leadership. Please know that I deeply value the work our journalists perform on a daily basis, bringing vital news to our global audiences who often have no access to a free press. The safety of our reporters at home and abroad is of paramount importance as well as any matter involving the VOA Charter and firewall.

Thank you.
Elez

Dr. Elez Biberaj
Acting Director
Voice of America
330 Independence Avenue, SW
Suite 3360
Washington, D.C. 20237

(b) (6)
Mobile
(b) (6)



From: (b) (6)
Sent: Monday, August 31, 2020 7:55 AM
To: Elez Biberaj (b) (6)
Cc: (b) (6)
(b) (6)
Subject: Letter from VOA Central News colleagues
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying

terms.

Most sincerely,

(b) (6)

White House Bureau Chief

[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

From: (b) (6)
To: Elez Biberaj; (b) (6)
Cc: (b) (6)
Subject: RE: request for comment/ Committee to Protect Journalists
Date: Monday, October 5, 2020 11:06:15 AM

Elez,

(b) (5), (b) (6)

I'll have something for you soon and we'll take from there.

Best,

(b) (6)

From: Elez Biberaj
Sent: Monday, October 5, 2020 10:55 AM
To: (b) (6)
Cc: (b) (6); Elez Biberaj; (b) (6)
Subject: FW: request for comment/ Committee to Protect Journalists

From: Katherine Jacobsen; (b) (6)
Sent: Monday, October 5, 2020 10:48 AM
To: Elez Biberaj; (b) (6)
Cc: Carlos Martínez de la Serna; (b) (6)
Subject: request for comment/ Committee to Protect Journalists

Dear Dr. Biberaj,

I am the U.S. researcher at the Committee to Protect Journalists and am closely following developments at USAGM and Voice of America.

NPR recently reported that USAGM appointees investigated (b) (6)

(b) (6)

Is this a fair portrayal of what has taken place? And do you or anyone at your organization plan to take administrative action against (b) (6); (b) (6) based on these allegations?

Thank you for your time.

Best,
Katherine

--

Katherine Jacobsen
Committee to Protect Journalists

(b) (6)

www.cpj.org

Are you a journalist covering protests in the United States? Please see CPJ's [Protest Safety Guide](#).

From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Public Relations](#)
Subject: Re: REVIEW REQUESTED: (b) (6) requests to tweet from the current Update from the Acting VOA Director
Date: Friday, October 23, 2020 5:09:04 PM
Attachments: [image001.png](#)
[image003.png](#)
[image005.png](#)
[image006.png](#)

(b) (6) :

As per our discussion, the Update is an internal document and should not be tweeted. Thank you and have a wonderful weekend.
eb

On Oct 23, 2020, at 4:49 PM, (b) (6) wrote:

Elez,

(b) (6) sent this email to me asking if (b) (6) could use the statement from the Update in one of (b) (6) tweets: (b) (5)

I reminded (b) (6) that the Update is an internal document meant for the VOA workforce, but told (b) (6) that I would check with you to get your thoughts.

Please advise.

Thanks, (b) (6)

From: (b) (6)
Sent: Friday, October 23, 2020 3:25 PM
To: (b) (6)
Subject: FW: Update from the Acting VOA Director

I'd love to tweet Elez's quote in bold. Let me know if PR can get his statement cleared for wider release.

From: VOA House Notices (b) (6)
Date: Friday, October 23, 2020 at 3:16 PM
To: VOA Notices (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: Update from the Acting VOA Director

<image001.png>

October

23, 2020

Esteemed Colleagues,

(b) (5)
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(b) (6) [Redacted text block]

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(b) (5) [Redacted text block]

(b) (5) [Redacted text block]

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(b) (5) [Redacted]

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[Redacted]

[Redacted]

(b) (5) [Redacted]

[Redacted]

Have a wonderful weekend.

Elez

Dr. Elez Biberaj
Acting Director
Voice of America
330 Independence Avenue, SW

(b) (6)
Washington, D.C. 20237

(b) (6)
Mobile
(b) (6)

<image007.jpg>

From: [Sam Dewey](#)
To: (b) (6)
Cc: [Frank Wuco](#); [Emily Pauline Newman](#); (b) (6); [Kelu Chao](#); [Elez Biberaj](#)
Subject: RE: URGENT VOA ISSUE
Date: Saturday, August 29, 2020 4:34:28 PM
Importance: High

(b) (6) et al:

Apologies for the weekend email. I wanted to make you aware of a series of tweets recently released by (b) (6).

[\(b\) \(6\)](https://twitter.com/(b) (6))

Based on this couple of quick questions.

(b) (6), (b) (5)
[Redacted]

[Redacted]

[Redacted]

Sam

From: (b) (6)
Sent: Friday, August 28, 2020 9:14 PM
To: Sam Dewey (b) (6)
Cc: Frank Wuco (b) (6); Emily Pauline Newman (b) (6); (b) (6); Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: RE: URGENT VOA ISSUE

Hello Sam,

Good to e-meet you. I'm the VOA Deputy for Programming. Thanks very much for bringing this to our attention. (b) (5)

In the year and a half the PSC program has been in effect, our group has handled PSC disciplinary issues consistently and firmly, in concert with the VOA News Standards Editor. As per with our procedures in a case like this, we have taken down the material in question and begun our investigation. We will be interviewing those involved and taking appropriate action.

(b) (6)'s visa expires tonight at midnight, and he was already being removed from the system. We accelerated that process when we learned of the issue.

Thanks again for your email. We're on the same page and agree that it should be dealt with swiftly and decisively.

All the best,

(b) (6)

Deputy Director for Programming

VOA

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

From: Sam Dewey (b) (6)
Sent: Friday, August 28, 2020 5:42 PM
To: Elez Biberaj (b) (6); Kelu Chao (b) (6)
(b) (6)
Cc: Frank Wuco (b) (6); Emily Pauline Newman (b) (6)
Subject: URGENT VOA ISSUE
Importance: High

All:

It was brought to our attention that earlier today (we believe) (b) (6) interviewed Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone.

He summarized portions of the interview as follows (emphasis in original):

We talked about the White House new strategy to Latin America and the Caribbean but also about the situation VOA

foreign-born journalists are facing with the USAGM inaction to renew their J-1 visas. Please see below a translation of the two questions and answers referring VOA. The interview can be found on **[VOA] VIDEO SHARE>MAURICIO CLAVER-CARONE.** Thank you.

TC 7:16

-Question: Within the frame of this strategy for the region, to show where the US stands in Latin American and Caribbean matters, one of the key organizations to ensure press freedom in this region is the Voice of America. At this moment, USAGM CEO, which is the agency that oversees VOA has blocked the visa extension of many foreign journalists, which is preventing VOA to carry out its mission in the region and, specially, in Venezuela. Is the White House aware of this situation and, if so, is it willing to act?

-Answer: Unfortunately, due to the pandemic and the border closure and travel restrictions, etc., there have been many consequences in many places. It has also affected the Voice of America, which has had a key role in Venezuelan matters. I frankly congratulate you for the duty that you all have carried out. We are watching this situation and I hope it gets resolved as soon as possible.

-Question: Is the White House willing to put some pressure along with the Department of State so that Mr. Michael Pack authorizes these visa extensions, since now the journalistic duty of this group of professionals is being suppressed with no reason provided and with a case-by-case review that has seen no evolution and has not been explained?

-Answer: We value the journalistic duty that you and all VOA journalists do and we will have that conversation.

Link: <https://app.frame.io/player/1b62b3a0-95ea-4e73-869b-12968e60f28c>



(b) (5), (b) (6)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Please advise immediately as to your view on contracting/HR initiation an investigation of (b) (6) (b) (6)'s conduct (as well as a review into any individual who knew of the apparent conflicts and approved (b) (6) (b) (6) covering this story).

Best,
Sam

From: [Frank Wuco](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: VOA Statement
Date: Tuesday, October 6, 2020 10:55:24 AM

Thank you, (b) (6). Much appreciated.

Frank

From: (b) (6)
Sent: Tuesday, October 6, 2020 10:55 AM
To: Frank Wuco (b) (6)
Cc: Jonathan Bronitsky (b) (6); Elez Biberaj (b) (6)
Subject: VOA Statement

Good morning,

VOA Acting Director Elez Biberaj tasked me to send you his statement we used yesterday evening to respond to media queries.

“All VOA journalists, whether federal government employees or contractors, are expected to adhere to VOA’s social media policy as delineated clearly in the VOA [Best Practices Guide](#). While we never discuss individual personnel matters, we always handle infractions in accordance with VOA policies and federal law.

VOA’s independence, integrity, and credibility of our reporting are of paramount importance. Anything that threatens that--whether a lack of objectivity or a violation of the firewall that is part of the law protecting VOA from political interference--is in violation of our values.

VOA considers any violation of the firewall or attack on its journalistic independence completely unacceptable. The firewall is understood to be violated when any person attempts to direct, pressure, coerce, threaten, interfere with, or otherwise impermissibly influence VOA leadership, officers, employees, or staff in the performance of their journalistic and broadcasting duties and activities.

VOA will continue to fulfill its mission by delivering accurate, balanced and comprehensive news and information on all platforms to our global audiences, particularly for those who are denied access to open and free media.”

Best,

(b) (6)

VOA Public Relations Officer

MEMORANDUM

DATE: September 20, 2020

TO: (b) (6) Supervising Contract Specialist, USAGM

FROM: (b) (6), Deputy Director for Programming, VOA

RE: INVESTIGATION OF POTENTIAL BEST PRACTICES VIOLATIONS BY PSCs

Dear (b) (6) :

(b) (5), (b) (6)
[Redacted]

[Redacted]

- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]
- [Redacted]

[Redacted]

[Redacted]

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(b) (6), (b) (5) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (6), (b) (5)

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- [Redacted list item]

- [Redacted list item]

(b) (6), (b) (5) [Redacted]

- [Redacted]
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(b) (6), (b) (5) [Redacted]

[Redacted]

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[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (5), (b) (6)

[Redacted text block]

[Redacted text block]

[Redacted text block]

[Redacted text block]

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[Redacted text block]

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[Redacted text block]

[Redacted text block]

From: [Emily Pauline Newman](#)
To: [Diane Cullo](#) (b) (6)
Subject: FW: Time Sensitive: J-1 Visa Extension Request for VOA Indonesian (b) (6)
Date: Tuesday, June 16, 2020 11:51:00 PM
Attachments: [11 VISA EXTENSION MEMO - \(b\) \(6\) _VOAPPI.pdf](#)

Please add to list for discussion.

From: Oanh Tran (b) (6)
Sent: Tuesday, June 16, 2020 3:47 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Cc: CEO Office (b) (6)
Subject: Time Sensitive: J-1 Visa Extension Request for VOA Indonesian (b) (6)

Hi Diane/Emily,

Attached please find a memo from VOA requesting a J-1 visa extension for VOA Indonesian (b) (6)

(b) (6) was hired by VOA as a Personal Service Contractor (PSC) and, since (b) (6) doesn't have a work permit, VOA sponsored (b) (6) on a J-1 visa so that (b) (6) can work. (b) (6) current J-1 visa expires July 26, 2020, so we need to submit (b) (6) paperwork to ICE soon if we want to extend (b) (6) J-1 visa.

We'd be happy to brief you, if you like. In the meantime, we recommend the CEO's immediate approval of the above request from VOA to extend (b) (6) J-1 visa.

Many thanks!

From: (b) (6)
Sent: Friday, June 12, 2020 5:33 PM
To: CEO Office (b) (6)
Subject: RE: J-1 Visa Permanent Residency Sponsorship - (b) (6)

Hi Team,

Here is another J-1 Visa Sponsorship request for CEO Pack to sign.

Thanks,

(b) (6)

From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
(b) (6); [Diane Cullo](#) (b) (6)
Subject: FW: Two Info Items
Date: Monday, October 19, 2020 12:29:00 AM
Attachments: [image001.png](#)
[Non Citizen Vacancy Announcement.pdf](#)
[Citizen Vacancy Announcement.pdf](#)
[Example - Non-Citizen Hiring Justification.docx](#)
[Permanent Residency Sponsorship.pdf](#)
Importance: High

PRIVILEGED

More on J-1 (litigation)

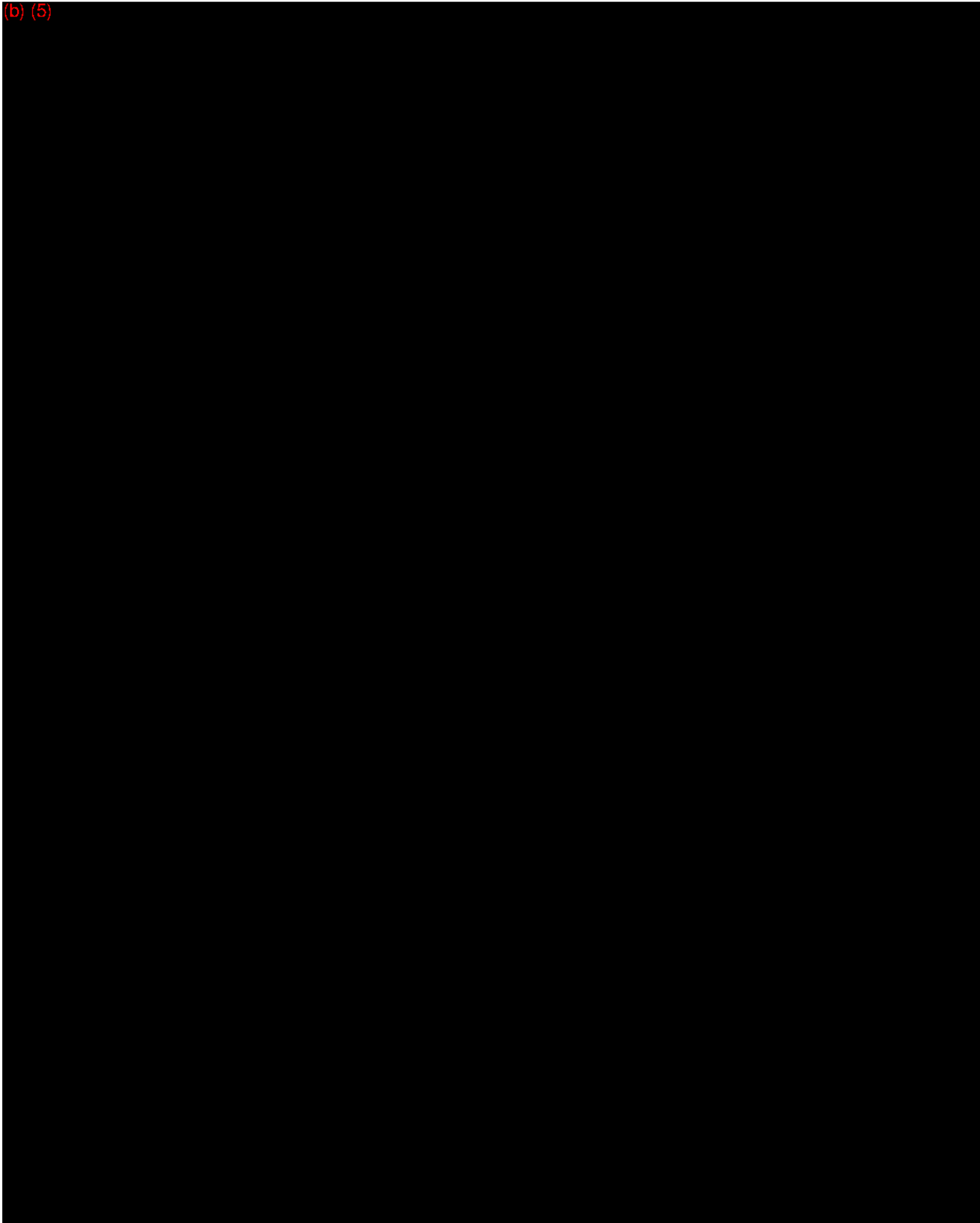
From: Marie Lennon (b) (6)
Sent: Tuesday, June 30, 2020 3:35 PM
To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)
Subject: RE: Two Info Items

Emily,

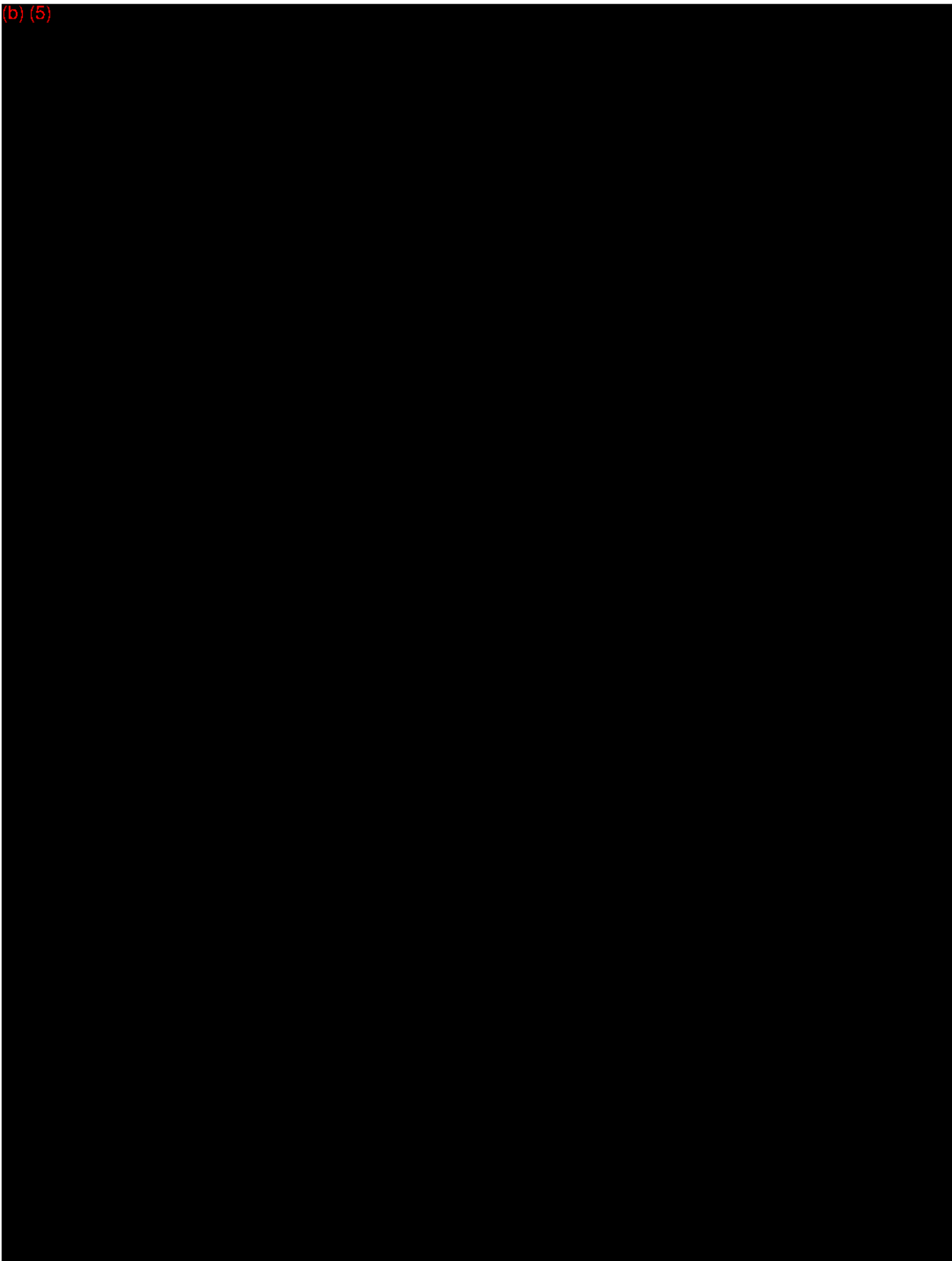
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullor (b) (6)

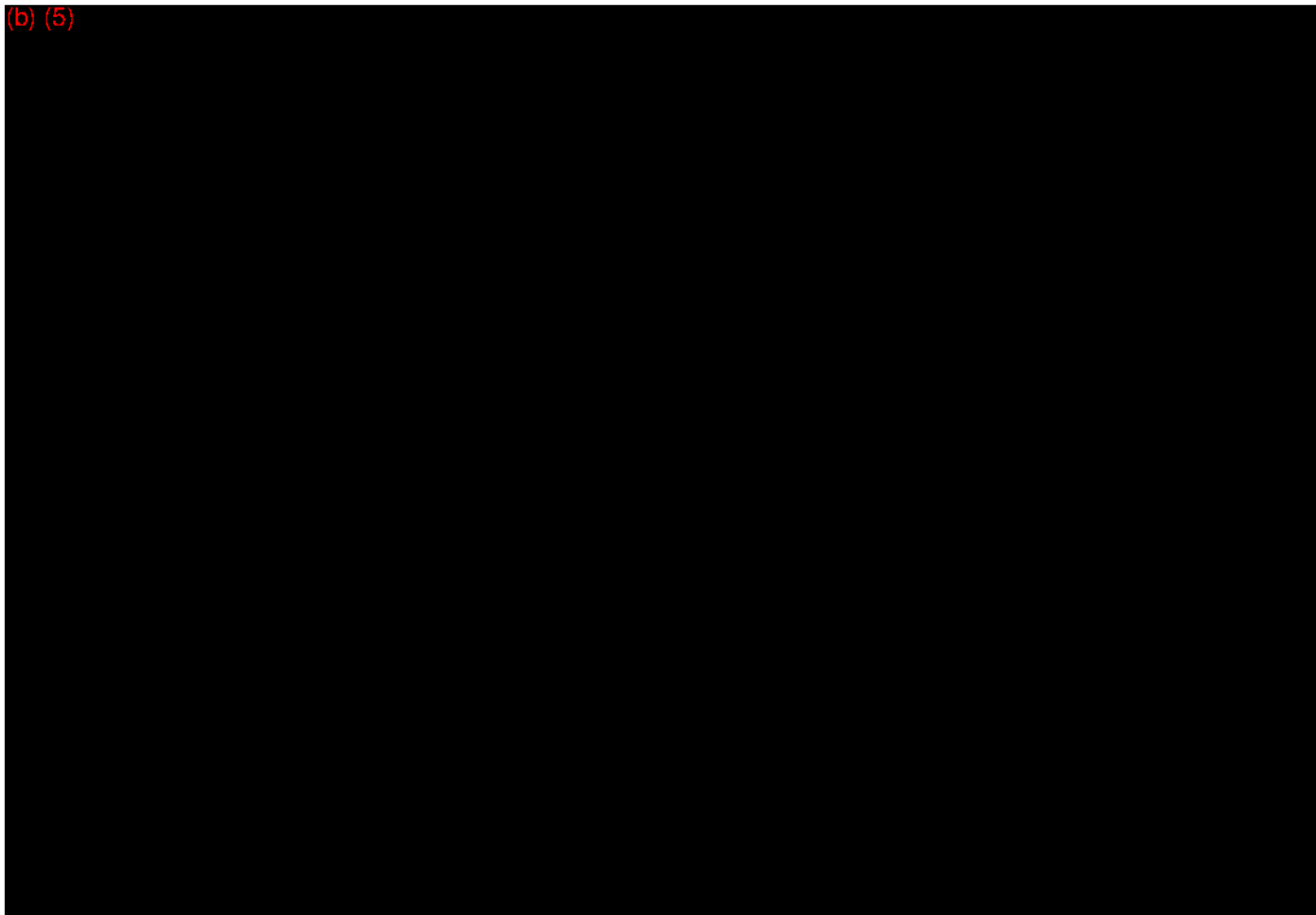
Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)



Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,



Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	
Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
Subject: (b) (6); [Diane Cullo](#) (b) (6)
Date: Sunday, October 18, 2020 11:48:00 PM
Attachments: [Employee On-Board Counts June 2020.docx](#)
[11 Visa Program - Overview.docx](#)
[image001.png](#)

PRIVILEGED

(litigation)

From: Marie Lennon (b) (6)
Sent: Sunday, June 28, 2020 6:05 PM
To: [Diane Cullo](#) (b) (6); [Emily Pauline Newman](#) (b) (6)
Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
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USAGM-20-1819-A-000197

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Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services

U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
(b) (6); [Diane Cullo](#) (b) (6)
Subject: FW: Two Info Items
Date: Monday, October 19, 2020 12:33:00 AM
Attachments: [image001.png](#)

PRIVILEGED

More J-1 (litigation)

From: Diane Cullo (b) (6)
Sent: Wednesday, July 1, 2020 12:20 PM
To: Emily Pauline Newman (b) (6); Marie Lennon (b) (6)
Subject: RE: Two Info Items

Greetings!

(b) (5)

Thanks much!

Diane

From: Emily Pauline Newman (b) (6)
Sent: Tuesday, June 30, 2020 8:41 PM
To: Marie Lennon (b) (6); Diane Cullo (b) (6)
Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

Get [Outlook for iOS](#)

From: Marie Lennon (b) (6)
Sent: Tuesday, June 30, 2020 8:30:39 PM
To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)
Subject: RE: Two Info Items

(b) (5)

From: Emily Pauline Newman (b) (6)
Sent: Tuesday, June 30, 2020 8:17 PM
To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Hi Marie,

Thank you for this.

(b) (5)



Best,
Emily

From: Marie Lennon (b) (6)

Sent: Tuesday, June 30, 2020 3:35 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

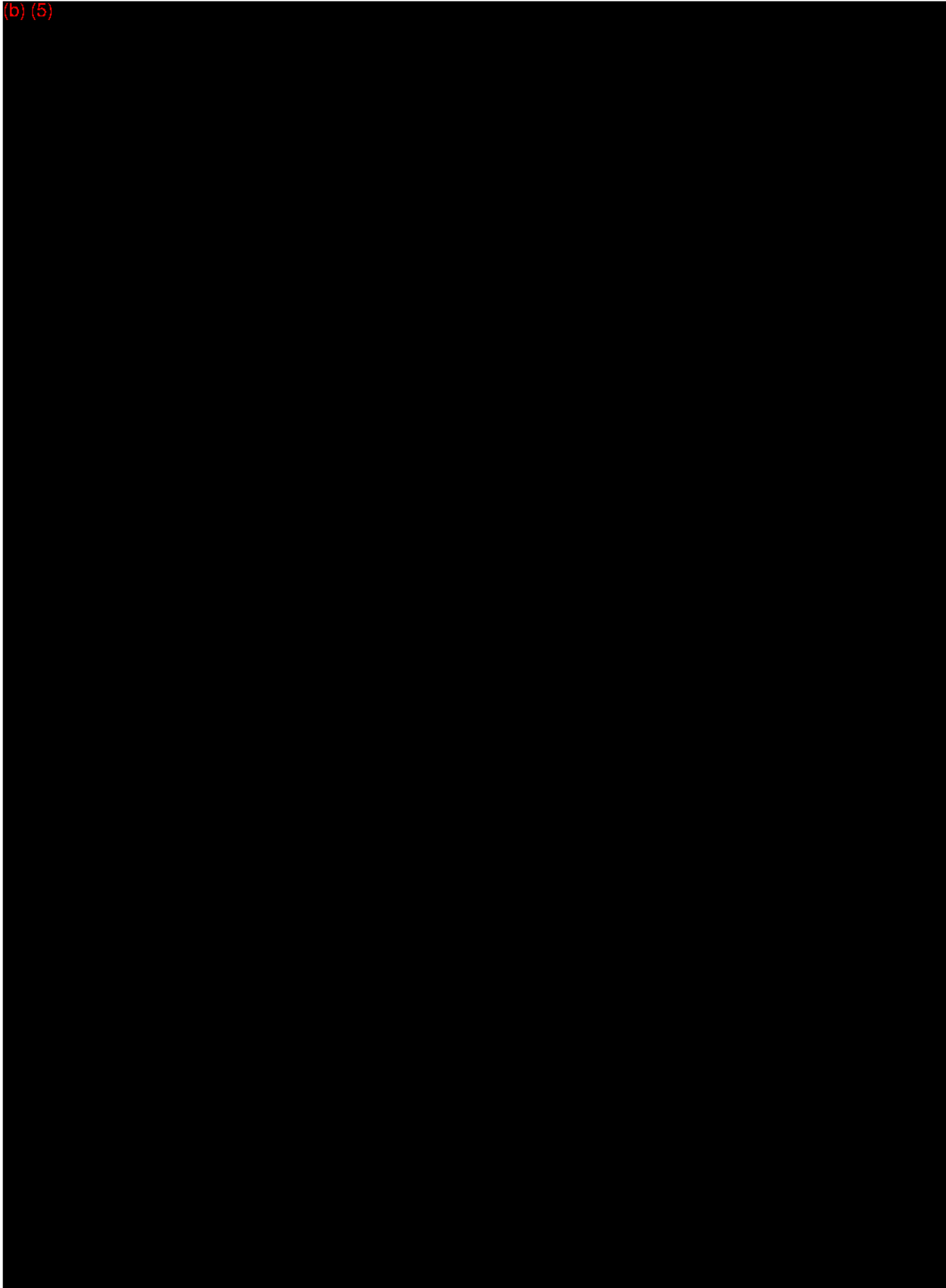
Subject: RE: Two Info Items

Emily,

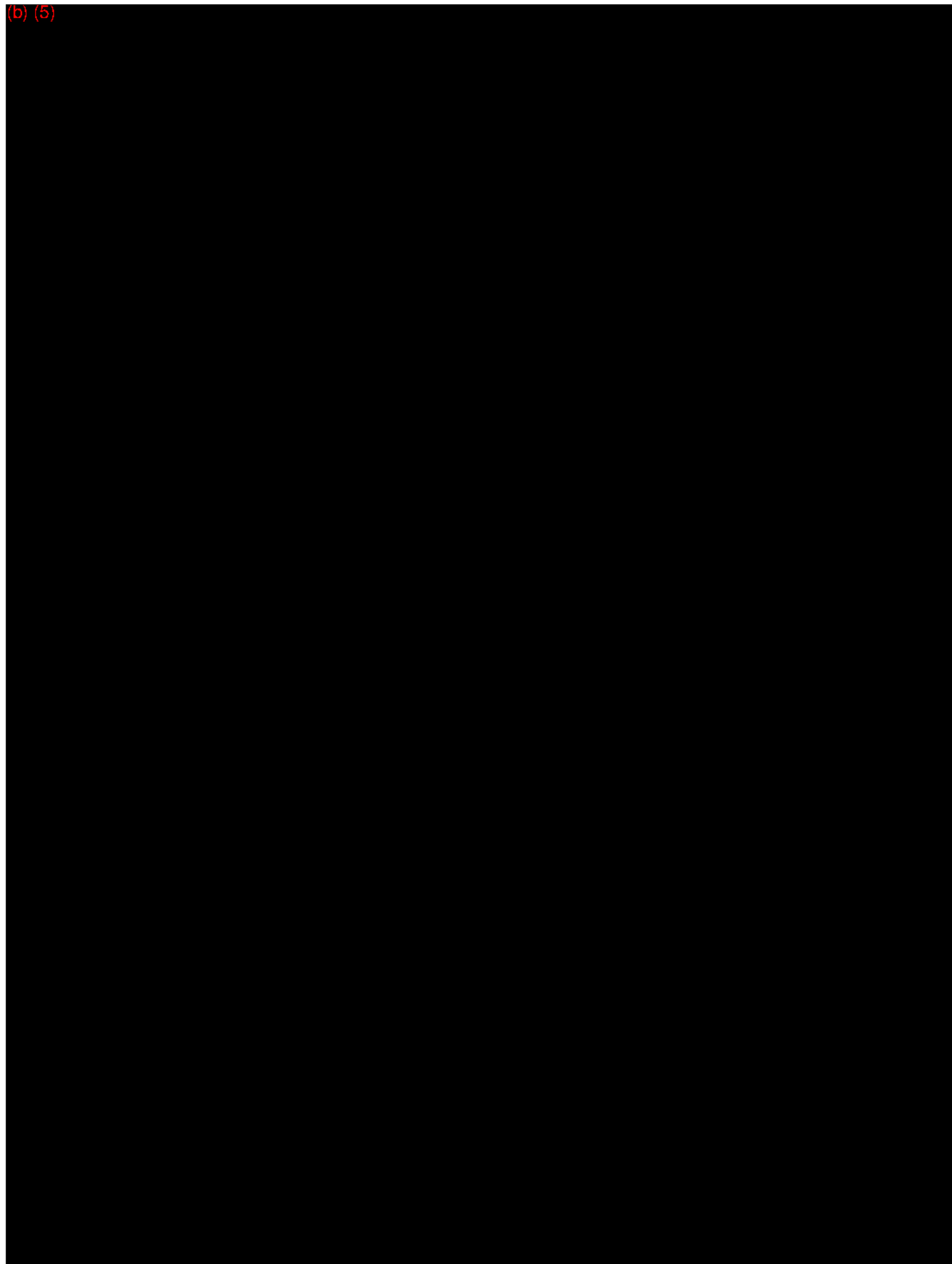
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)
Sent: Sunday, June 28, 2020 7:50 PM
To: Marie Lennon (b) (6); Diane Cullo (b) (6)
Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)



Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cull (b) (6) Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,

(b) (5)



Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
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Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#) (b) (6)
Cc: [Diane Cullo](#) (b) (6)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:00 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Permanent Residency Sponsorship Request for VOA](#) (b) (6).msg

Andre & Michael:

Please see below.

As discussed, Oanh should not be using the CEO Office list serve, and this type of information should flow up the chain through her direct report only, not the entire front office (plus whomever is included on this list serve). Please ensure this is addressed again today.

Additionally, it remains unclear to me why Oanh is involved in this matter at all. Who typically handles these types of requests? This is a process question that may require further consideration.

Thank you,
Emily

From: Oanh Tran (b) (6)
Sent: Wednesday, June 24, 2020 1:25 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Cc: CEO Office (b) (6)
Subject: VOA J-1 Visa and Permanent Residence Requests

Hi Diane/Emily,

Just wanted to check back with you on VOA's requests to either extend J-1 visa or sponsor permanent residency for the following employees:

- J-1 visa extension for VOA (b) (6)
- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6) visa will expire on July 26.

Please let us know soon the status of the above individuals.

Many thanks!

From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#) (b) (6)
Cc: [Diane Cullo](#) (b) (6)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:00 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Permanent Residency Sponsorship Request for VOA](#) (b) (6).msg

Andre & Michael:

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From: Oanh Tran (b) (6)
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To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
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Subject: VOA J-1 Visa and Permanent Residence Requests

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- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

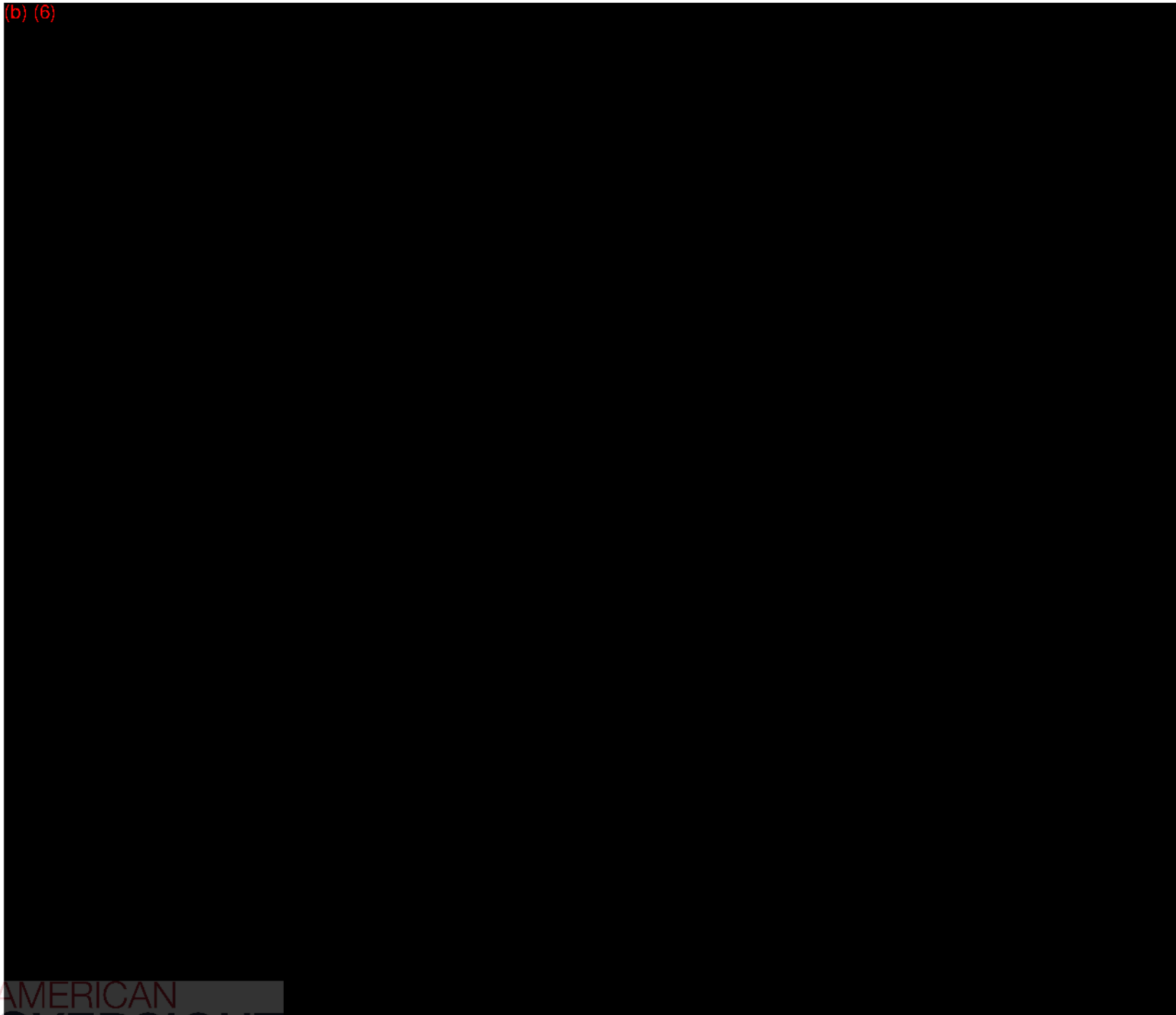
For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6) visa will expire on July 26.

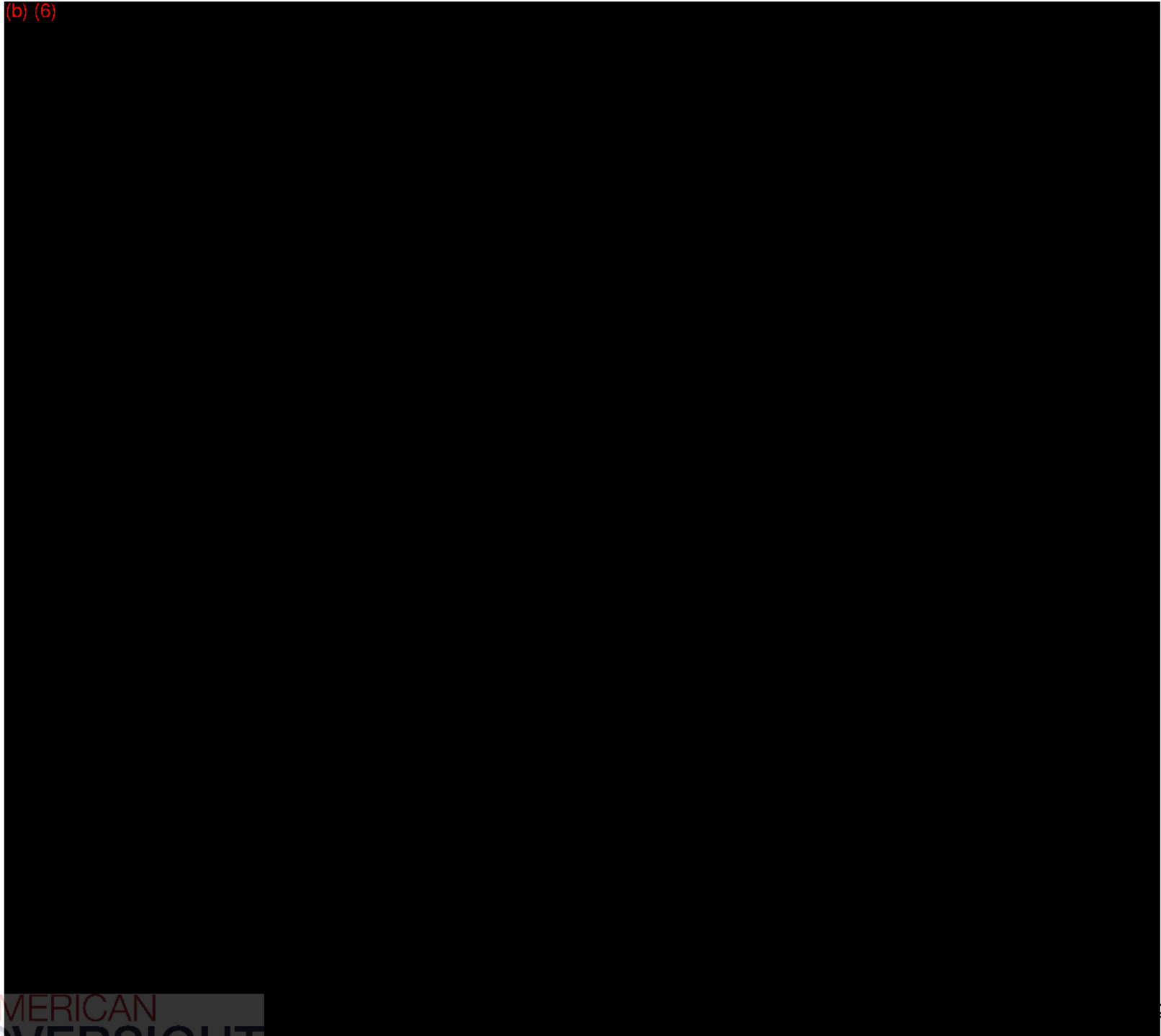
Please let us know soon the status of the above individuals.

Many thanks!

(b) (6)



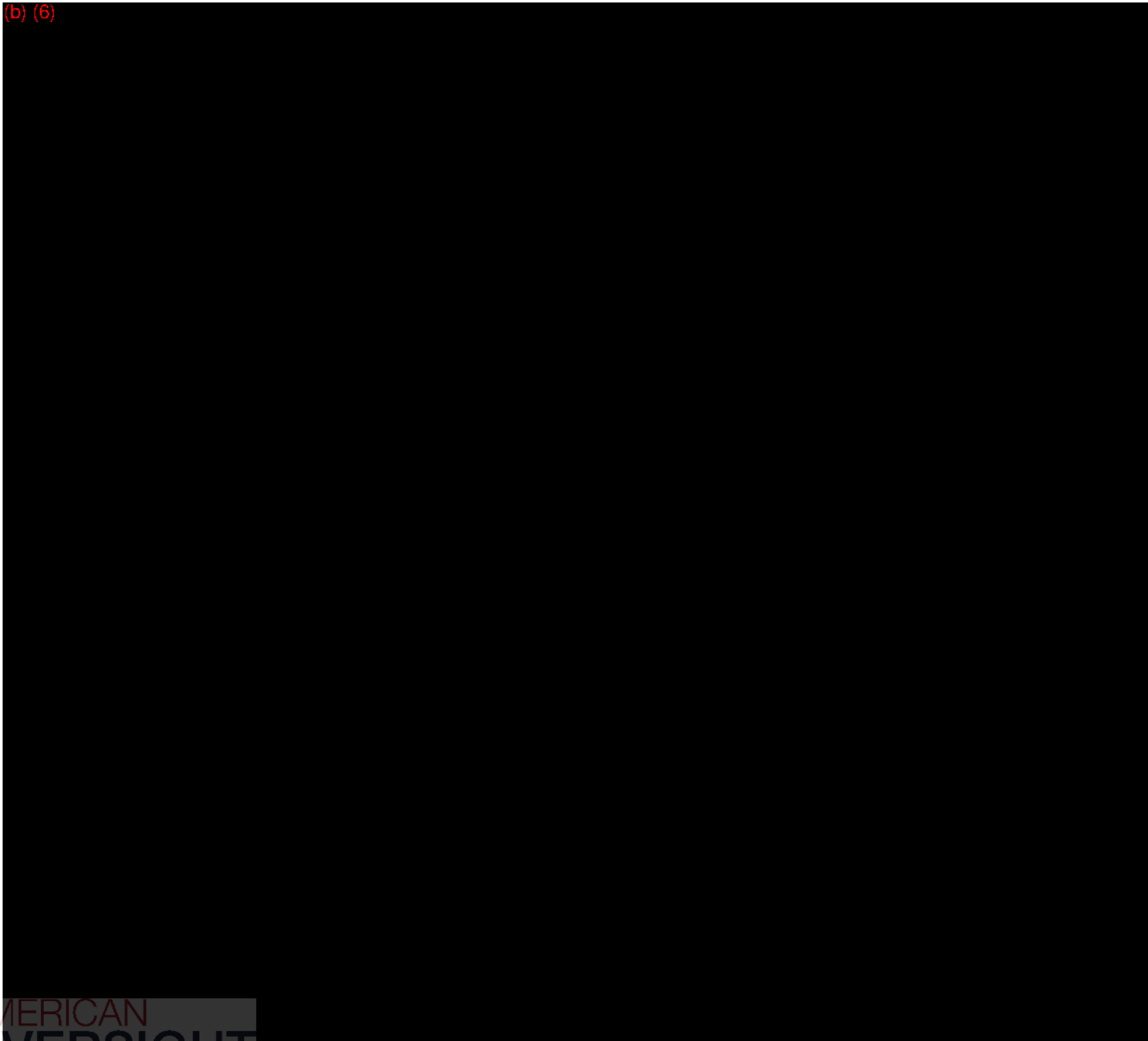
(b) (6)



(b) (6)



(b) (6)



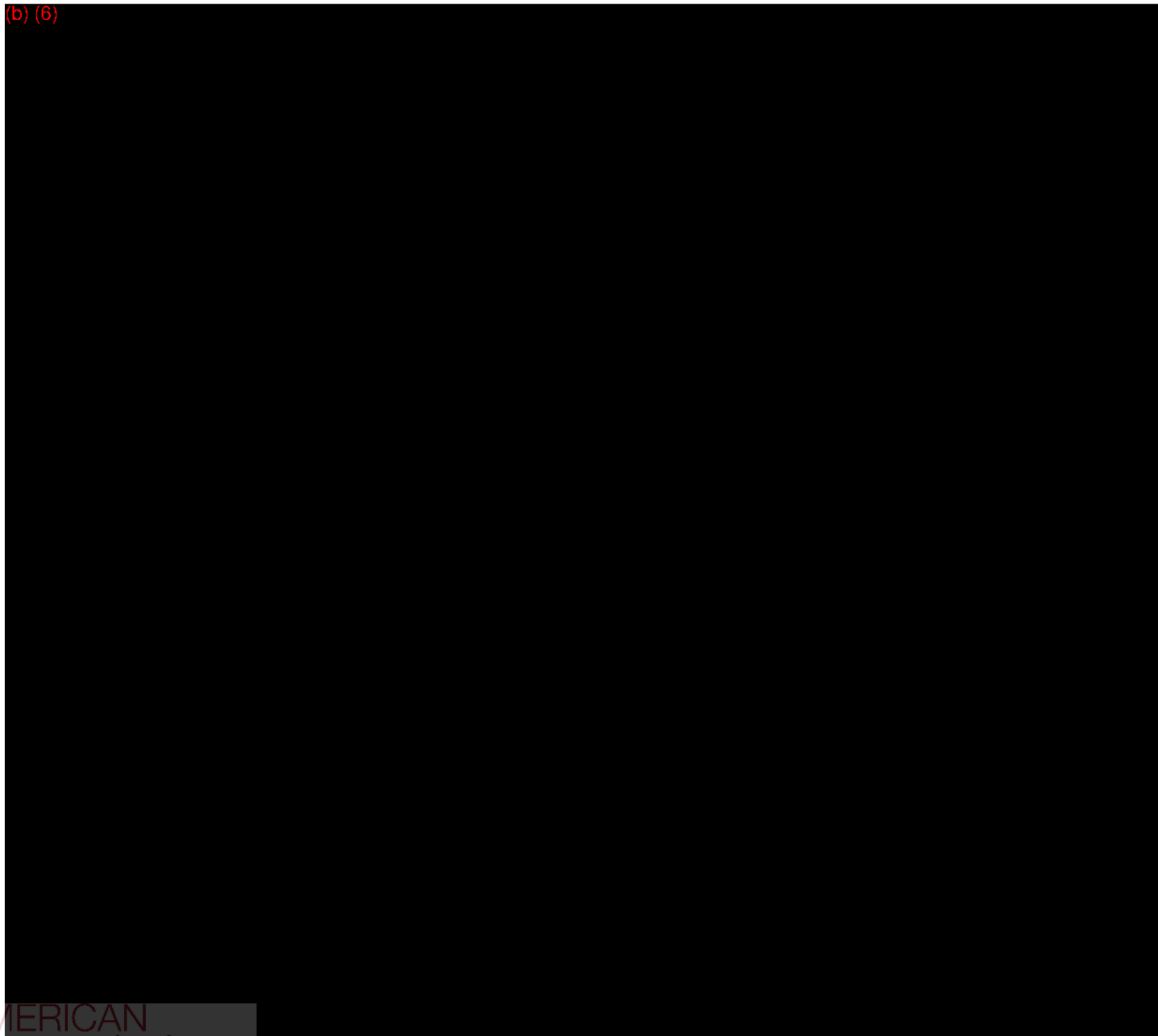
(b) (6)



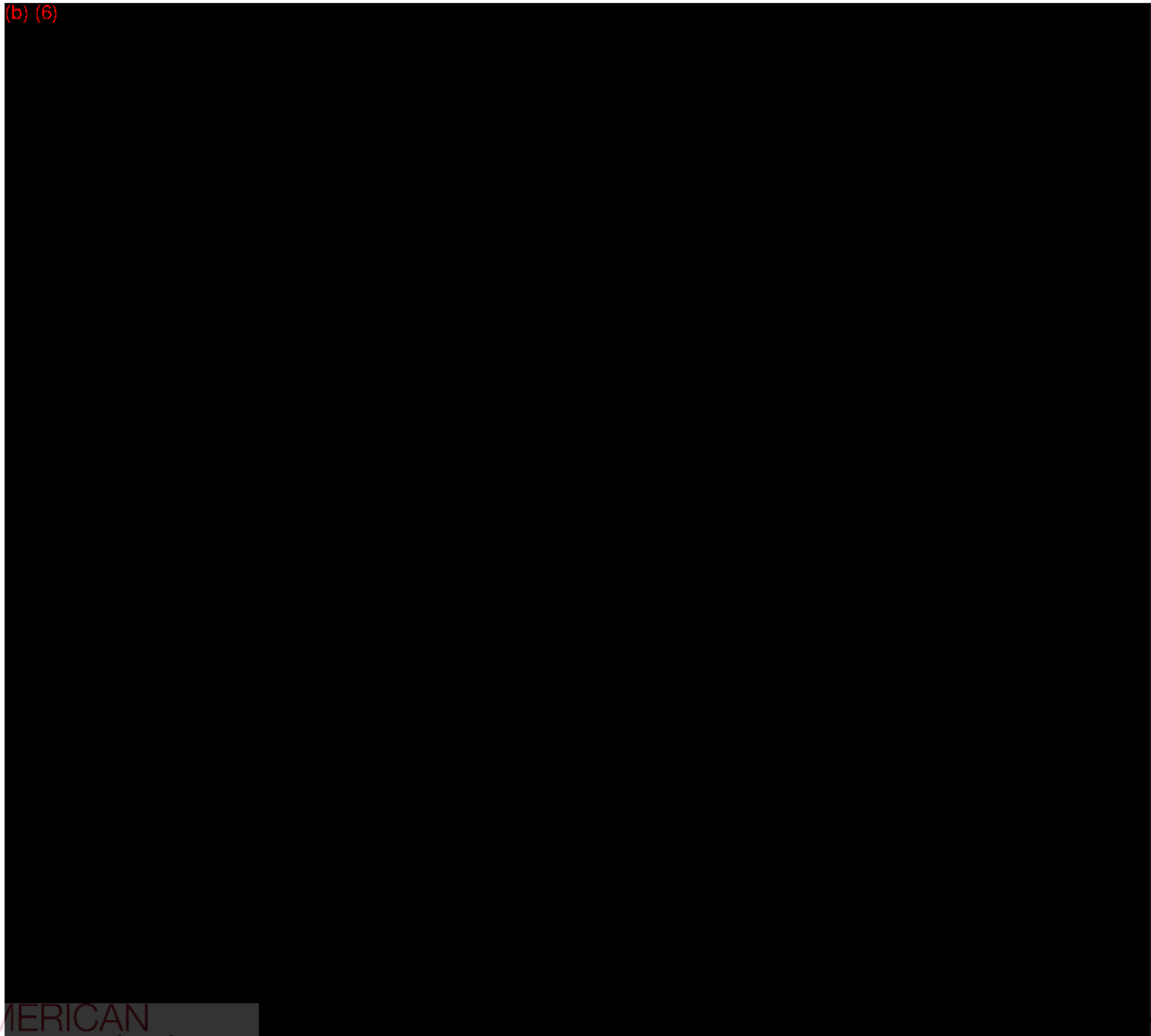
(b) (6)



(b) (6)



(b) (6)



(b) (6)



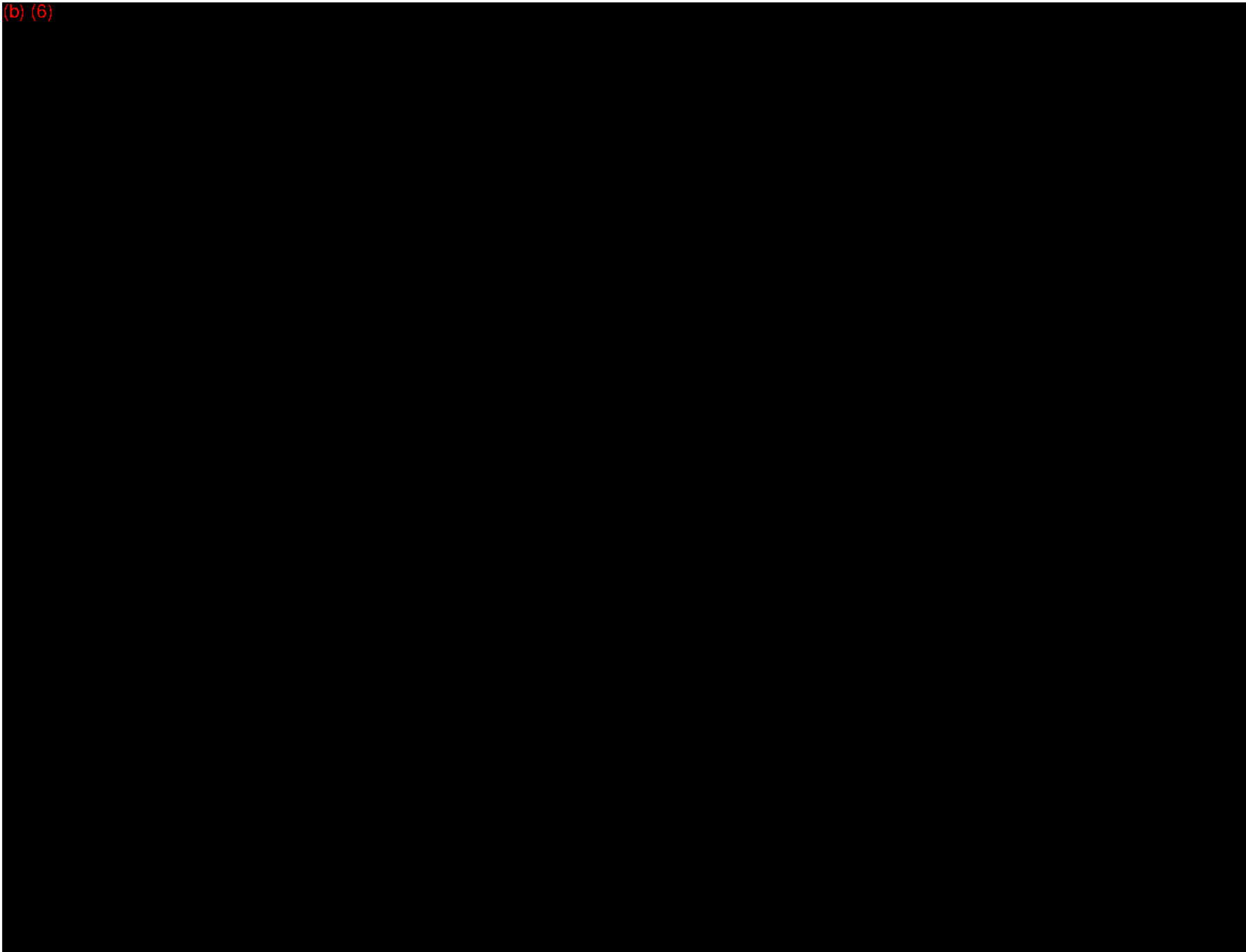
(b) (6)



(b) (6)



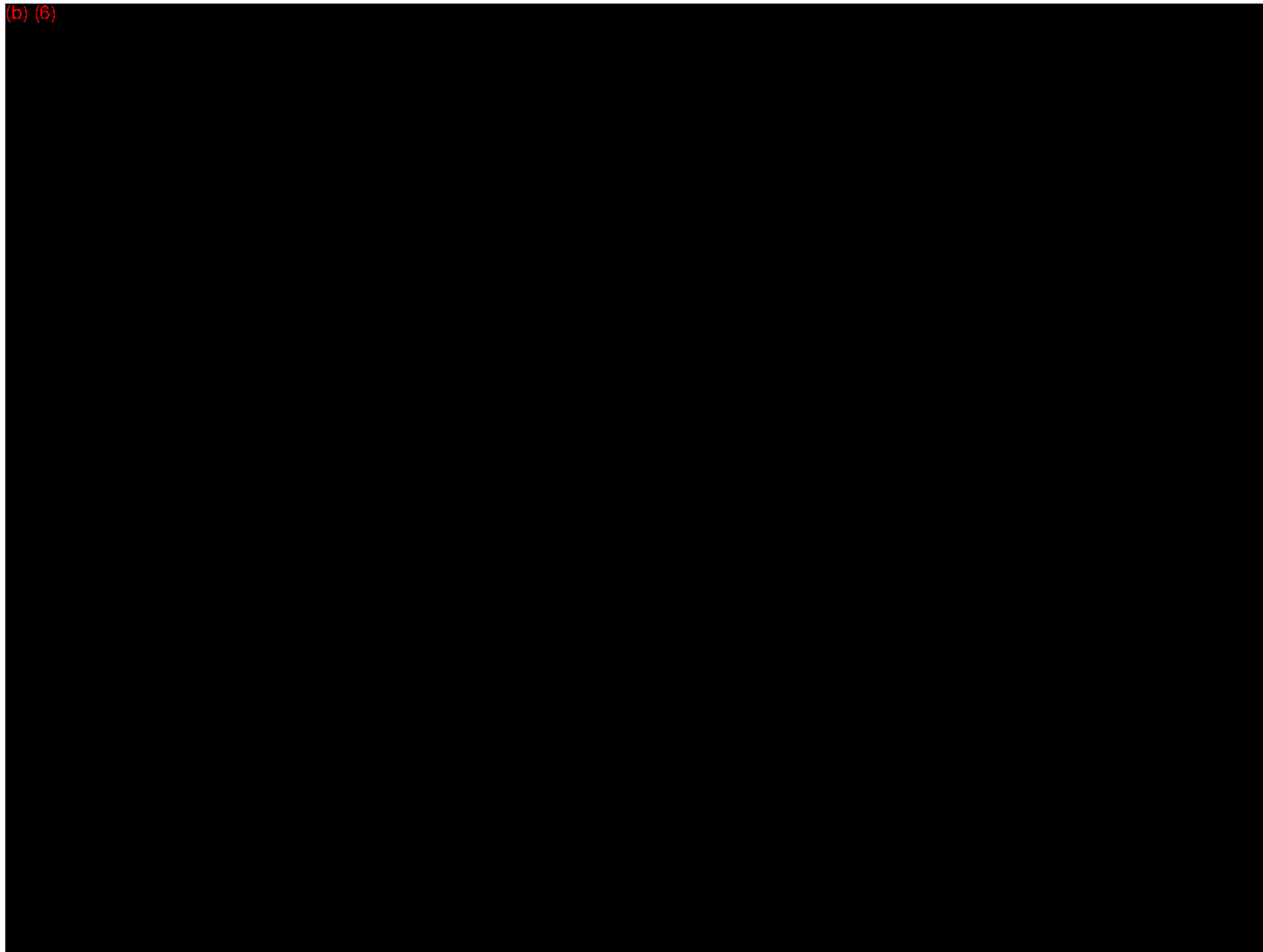
(b) (6)



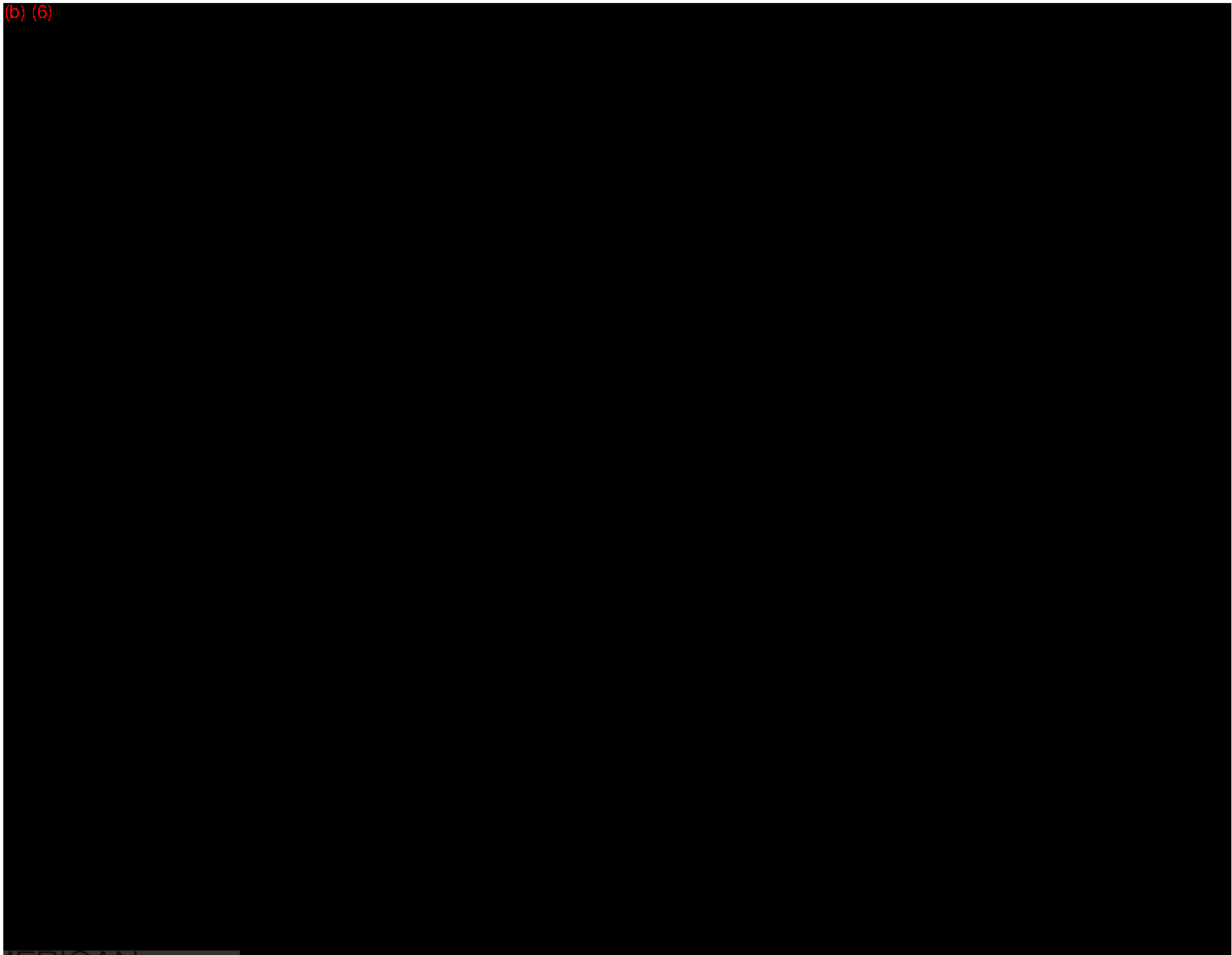
(b) (6)



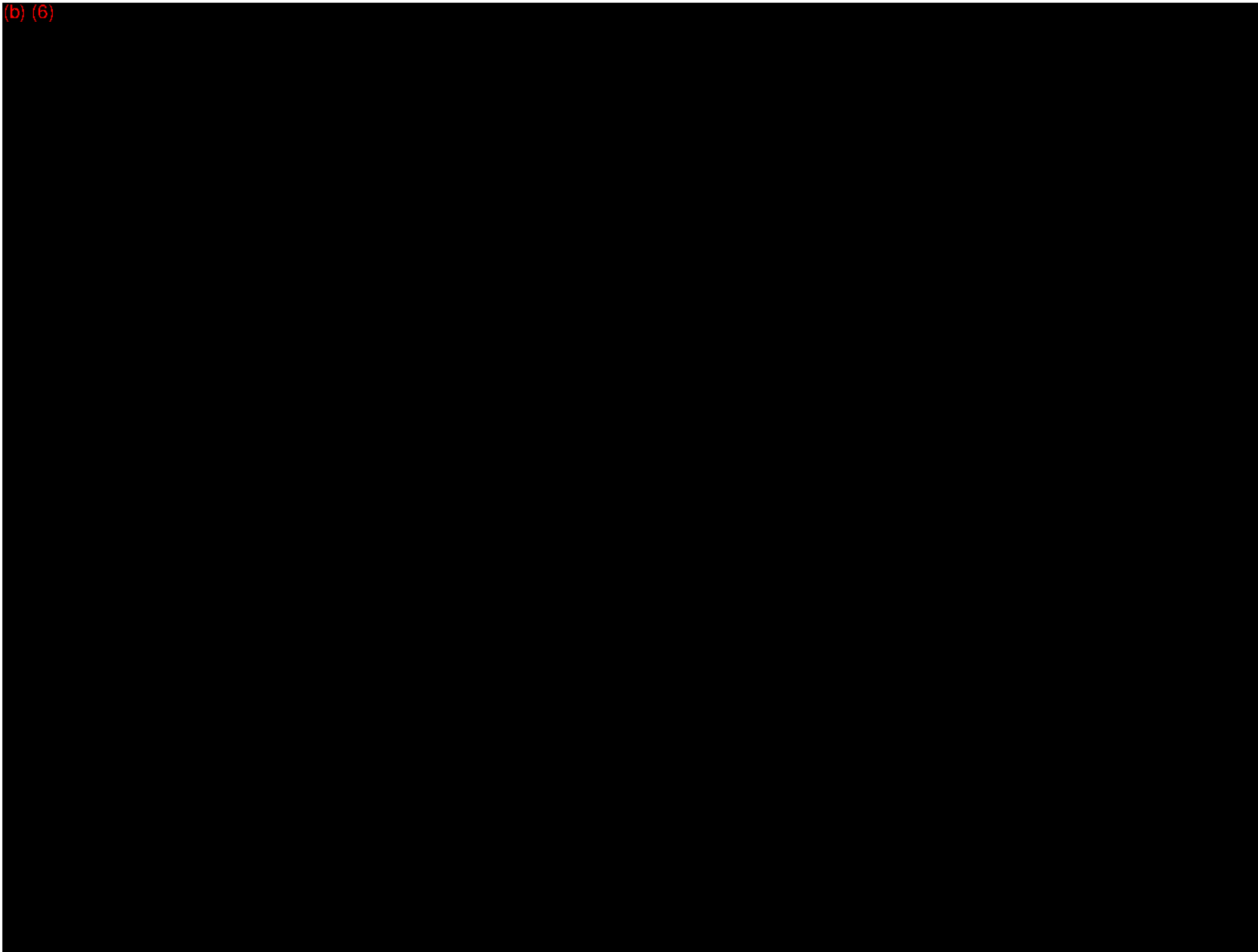
(b) (6)



(b) (6)



(b) (6)



From: [Michael Pack](#)
To: [Morvared Namdarkhan](#)
Cc: [Emily Pauline Newman](#); [Diane Cullo](#)
Subject: FW: Wrongful Dismissal by VOA Persian Service on Baseless Charges
Date: Sunday, August 16, 2020 10:46:43 AM

From: (b) (6)
Sent: Wednesday, June 24, 2020 12:22 PM
To: Michael Pack (b) (6); All Staff (b) (6)
Subject: Wrongful Dismissal by VOA Persian Service on Baseless Charges

Mr. Michael Pack
CEO
USAGM

Subject: Wrongful Dismissal by VOA Persian Service on Baseless Charges

Dear Sir,

My professional record as a faithful reporter has been maligned by the VOA Persian Service on false charges. Besides looking into the negative political matters surrounding my dismissal, I request that my record be expunged of any derogatory content.

I have served VOA Persian Service since 2007 as a contractual correspondent in various capacities – news reporter, news editor, anchorman of daily news program, correspondent based in Erbil, Iraq covering the war against ISIS from the front lines, chief reporter on Iranian affairs, etc. I have attached my resume herewith in support of my experience and qualifications.

Over the past 13 years I have always excelled in my job and met my superior's approval. Two factors made me move back home in mid-March: Covid-19 (I have had heart valve replacement surgery 3 years ago, which puts me in the high risk group), and threat on my life by the Islamic regime in Iran. (b) (6), the head of VOA Persian Service is fully aware of my situation.

Upon my return to the US, I requested to be allowed to report on Iran and the Middle East from Washington, as I had done at various points in the past, using my extensive contacts. I was ignored, totally sidelined, and then dismissed. I have copied the 2 letters I received from USAGM as well as my response to the first dismissal that resulted in USAGM first rescinding my dismissal, followed by re-dismissal in the next paragraph, "based on the needs of the Government in accordance with the terms and conditions of the BPA 52.212-4(1)" (copied below). The real reason for my dismissal was that I faithfully reported President Trump's pronouncements and policy towards Iran -policy that VOA Persian Service staff and officials, who

seem to function as the fifth column of the Islamic regime, opposed.

Sir, the work environment at the VOA Persian Service is so toxic and anti-US Administration that at this point I only want my name cleared and my reputation to remain unblemished. I hope you find time and see fit to read through the attachments and determine the truth for yourself.

I look forward to your response.

Yours sincerely,

(b) (6)

Attachment: Resume

Copy of FIRST LETTER FROM USAGM

April 9, 2020

VIA: Electronic Mail

(b) (6)

Dear (b) (6),

The purpose of this letter is to inform you that your Blanket Purchase Agreement and Call Order with the United States Agency for Global Media is terminated effective April 9, 1159pm.

In accordance with FAR 212-4(m), your contract with the USAGM is hereby terminated for cause because of your failure to adhere to the VOA Best Practices Guide, including Social Media Policy, which is a requirement of your contract at Clause 2.0 subpart 15. VOA has had previous occasion to direct you to remove material from your social media. The repeated offense stated below led to the decision to terminate your contract early, rather than wait until its expiration on June 30.

You recently posted the following:

(b) (6)

Instagram: (b) (6)

These postings name individuals, accuse them of wrongdoing, and encourage action against

them, which could potentially result in physical harm to the individuals. VOA makes no

judgment as to the accuracy of the facts presented. However, the postings are incompatible with

the Best Practices Guide and Social Media Policy. They represent advocacy journalism rather

than fairness, impartiality and objectivity. Adherence to VOA guidance protects the integrity of

VOA's reputation for reliable, authoritative, accurate and objective journalism. A reporter who

advocates one side of an issue on social media cannot be viewed as an unbiased source of truth

when performing journalism for VOA.

As a result of this termination your USAGM/VOA access and credentials have been turned off.

Please use your personal e-mail address to correspond with the agency and make arrangements to

return the Government Furnished Equipment (GFE) below that was issued to you during your

tenure along with your USAGM badge and Press Badge. Please submit your final invoice to the

agency through the IPP payment portal which will not be processed until your GFE is received

by the agency. The management of Voice of America has asked me to convey its gratitude for

the work that you have done for the agency and wishes you every success in your future

endeavors.

GFE (estimated total value of (b) (4))

1 Sennheiser e835 Hand Mic

1 Jabra Stealth wireless headset/mic

1 Sony ECM-77B lavalier wired microphone

1 XLR cable

1 VOA Flag

Contracting Officer's Final Decision

This letter serves as the final decision of the Contracting Officer. You may appeal this decision

to the Civilian Board of Contract Appeals. If you decide to appeal, you must, within

ninety (90) days from the date you receive this decision, mail or otherwise furnish written notice to the Civilian Board of Contract Appeals and provide a copy to the Contracting Officer from whose decision this appeal is taken. The written notice shall indicate that an appeal is intended, reference this decision, and identify the contract by number.

Regarding appeals to the Civilian Board of Contract Appeals, you may, solely at your election,

proceed under the boards-

(1) Small claim procedure for claims of \$50,000 or less or, in the case of a small business

concern (as defined in the Small Business Act and regulations under that Act), \$150,000 or less;

or

(2) Accelerated procedure for claims of \$100,000 or less.

Instead of appealing to the Civilian Board of Contract Appeals, you may bring an action directly

in the United States Court of Federal Claims (except as provided in 41 U.S.C. § 7102(d),

regarding Maritime Contracts) within twelve (12) months of the date you receive this decision.

Sincerely,

(b) (6)

Contracting Officer

U.S. Agency for Global Media

Office of Management Services/Contracts

330 Independence Ave., S.W., Room 4360

Washington, DC 20237

MY RESPONSE

13 April 2020

Dear (b) (6)

I received your email dated 9 April 2020 informing me that VOA Persian service has terminated my contract, accusing me of posting material on my social media sites contrary to VOA Charter. I reject this accusation because it is totally false. I categorically deny ever posting any material that could in any way be deemed contrary to VOA Charter or any related regulations. As proof you provided two links, none of which was my work or in any way related to me or my social

media accounts. One of the links a program of (b) (6), and posted on (b) (6) site, and the other to a VOA Persian service contractor. None of these were ever posted or linked to my website.

I have served VOA Persian for 13 years during which time I was never accused of violating its Charter. My work during this time is proof. As for my social media, I follow the values of American democracy and human right. I have always kept my private activities separate from my professional responsibilities. In expressing my views on social media, I have always made it abundantly clear that the views were mine and not related in any way to the VOA. I have always supported the views and policies of President Donald Trump towards the Islamic Republic of Iran. In my reporting for the Voice of America I have never deviated from the VOA charter nor the policies of the U. S. of America. I have always presented facts as I saw them. In fact, it was because of my open support on social media for President Trump's policies that (b) (6), a supporter of NIAC, attacked me on Twitter and filed a complaint against me with the VOA and with her personal friend (b) (6). I had responded to her tweets about me and accused her of supporting the Islamic Republic of Iran. Despite being aware of the fact that (b) (6) had been expelled from the VOA for violating VOA Charter by attacking the President and other related issues, (b) (6) insisted that I remove all my tweets relating to (b) (6) – which I did so immediately.

It is important to note that (b) (6) openly supports the policies of the Islamic Republic of Iran and has called General Qassem Sulaimany the deceased commander of Quds Force which is a branch of IRGC, “a true national hero”.

In summer 2019, while I was stationed in Erbil reporting for VOA Persian Service, the American consulate in Erbil, Iraqi Kurdistan, informed me that they had received information that Islamic Republic of Iran was planning to kidnap me. Indeed, the IRGC had sent (b) (6) a member of their Ministry Information – their intelligence agency - along with a team to carryout the plan. The plot was uncovered and she was arrested by KRG security forces. The details of plot to kidnap an American journalist in Erbil is available at the US Consulate. and inspite pressure from Iran to release the their agent, she remains imprisoned in Erbil.

As I had reported at the time, over the past four years, while stationed in Erbil, my family – mother and brothers who live in Iran - were threatened, interrogated and intimidated by the security forces on several occasions. I reported each incident to the VOA Persian Service, but no action was ever taken.

During the war against ISIS in Iraq and Syria I was the only VOA Persian Service reporter who provided reports from the frontline of the war zone. My life was in near constant danger. I never received any awards, .

Please note that I acknowledge having certain equipment in my Erbil office. You may deduct the cost as shown from my unpaid invoice related to my last year's assigned trip to Bahrain that is way over due.

I know fully well that I am being punished by the current management for my support on social media for President Trump's policy towards Iran. My posts are quite popular and attract millions of viewers each week. It is not a coincidence that after 13 years of honorable service and reporting from dangerous war zones, I am suddenly accused of not observing the VOA charter.

I shall file a counter complaint and present my supporting documents to the VOA Persian Service, to the Department of State, to the appropriate committees of US congress and to the White House on the following grounds :

- 1- Clear discrimination at VOA Persian Service against those who support the US National interest versus those who support the policies of the Islamic Republic of Iran.
- 2- Increasing influence of the Islamic Republic in all parts of VOA Persian Service management
- 3- Frequent and unnecessary expensive whiteout any tangible results by the close associates of the management.
- 4- Clear discrimination against myself, disregarding my 25 years as a journalist, 13 years of it at the VOA at all levels and tasks - as anchorman, reporter and web journalist.

There is a clear comparison between my journalistic experience - 13 years with VOA, 5 years reporting for Radio Farda, 7 years with Radio Kurdistan and Kurdistan24 tv, and those who have been promoted to grades 13 and 14, who have little or no experience.

I look forward to your response to clear the facts.

(b) [REDACTED]
(6) [REDACTED]

Copy of USAGM'S SECOND LETTER

May 4, 2020

VIA: Electronic Mail

(b) (6) [REDACTED]

Subject: Letter to Rescind Termination for Cause

(b) (6) [REDACTED]

Dear (b) (6) [REDACTED]

Based on VOA's request and upon further review by the Office of Contracts, the Contracting Officer hereby rescinds the termination for cause notice issued to you on April 9, 2020.

In lieu of termination for cause, USAGM has determined that your services for the

USAGM-20-1819-A-000231

Persian service is no longer needed based on the needs of the Government in accordance with the terms and conditions of the BPA 52.212-4(l). The termination for convenience is effective immediately.

Again, we do thank you for your years of reporting and wish you success with future endeavors.

Sincerely,

(b) (6)

Contracting Officer
U.S. Agency for Global Media
Office of Management Services/Contracts
330 Independence Ave., S.W., Room 4360
Washington, DC 20237

From: [Emily Pauline Newman](#)
To: [Morvared Namdarkhan](#)
Subject: Fwd: Broadcasting Board: J1 Visas, new agency USAGM
Date: Wednesday, August 19, 2020 3:28:47 AM
Attachments: [image001.png](#)

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From: (b) (6)
Sent: Sunday, July 5, 2020 7:52:07 AM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo (b) (6) >
Subject: Broadcasting Board: J1 Visas, new agency USAGM

Emily and Diane,

Not sure the facts you have on the ground there --- about the prior agency practices --- can possibly mate to the laws and regs, so sending cites to you, and your GC can decide. Perhaps a program that time has decided to let expire...

I would perhaps question State Department why no closer scrutiny, but one might guess, though I could not possibly say that. They own it there in total.

Respectfully,

(b) (6)
Associate Director, Employee Services
Office: (b) (6)
Direct: (b) (6)
Cell: (b) (6)

From: (b) (6)
Sent: Thursday, July 2, 2020 5:18 PM
To: (b) (6)
Subject: RE: J1 Visas

(b) (6) I have compiled the following. If you need detail in any area, let me know. I'm at your disposal.

The "Cultural Exchange Visa Program" commonly referred to as J-1, is authorized and governed by the Mutual Educational and Cultural Exchange Act of 1961 as amended, [22 U.S.C. 2451 et seq](#) (1988), also known as the Fulbright-Hays Act.

Additional related legislation:

[Summer Work Travel Statutory Authority \(Public Law 105-277\)](#) (PDF)

[Au Pair Statutory Authority \(Public Law 105-48\)](#) (PDF)

[USA PATRIOT ACT of 2001](#) (PDF) – Uniting and Strengthening America by Providing

USAGM-20-1819-A-000233

Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (Public Law 107-56)
[Enhanced Border Security and Visa Entry Reform Act of 2002](#) (PDF) (Public Law 107-173),
Section 501 Foreign Student Monitoring Program (SEVIS)

Related CFR provisions:

- [22 CFR 62 Exchange Visitor Program](#)
- [22 CFR 22 Schedule of Fees for Consular Services](#)
- [8 CFR 214 Nonimmigrant Classes](#)

Also, person on an J-1 visa is deemed to be an “[Exchange Visitor](#)” based upon the Form [DS-2019](#) issued by the sponsor.

From: (b) (6)
Sent: Thursday, July 2, 2020 11:00 AM
To: (b) (6)
Subject: RE: J1 Visas

(b) (6)

I want my legal talent to check out the J 1 issues, as think we are missing the actual legal citations and regulations, so want to acquire and put in front of you, Sir.

Respectfully,

(b) (6)
Associate Director, Employee Services
Office: (b) (6)
Direct: (b) (6)
Cell: (b) (6)

From: (b) (6)
Sent: Thursday, July 2, 2020 10:10 AM
To: (b) (6)
Subject: FW: J1 Visas

Let's discuss this afternoon.

From: Emily Pauline Newman <(b) (6)>
Sent: Thursday, July 2, 2020 10:00 AM
To: (b) (6)
Subject: FW: J1 Visas

Hi (b) (6)

As discussed, please see explanations below and attached.

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon <(b) (6)>
Sent: Wednesday, July 1, 2020 3:54 PM
To: Diane Cullo <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: J1 Visas

1. Extension Request. I asked one of our HR Deputies to talk to our contact at the State Department. Her name is (b) (6) and she works in the Bureau of Educational and Cultural Exchanges, Academic and Government Programs Division. She is understanding about our situation but she cannot provide additional time to us as it's not within her authority. USCIS provided the two-month extension to J1 visa holders in consideration of the pandemic but State cannot change the law behind the mandate that permission to work is only good for one year and if that permit is not extended, the employee must return to their home country. As I mentioned previously, it is our Agency's policy to provide 30 days following the expiration of the permission to work before sending the employee back home. We are on day 1 of 30.

I asked my HR Deputy to go back to the State Department and ask for any policies and procedures that they have put into place with regard to the management of the J1 program at State. Looking for best practices and guidance in order for us to update our own policies and procedures.

2. General – J1 Visa Program. Our internal policy document on J1 visas has not been updated in a long time, and does not include criteria to be applied with regard to making determinations about continuation of employment nor sponsorship for citizenship. In my experience those determinations are based on the job performance of the employee and their role within the language service. If they are high-performing, possess excellent journalistic and language skills as well as their experience both at VOA and in previous positions, they are most often sponsored for citizenship. Language services would argue that it's in the best interests of the mission to retain such an employee.

I've attached a brief summary of the legal authorities surrounding non-citizen employment and the J1 visa program.

As always, happy to discuss further.

Thanks,

Marie

From: Diane Cullo <(b) (6)>
Sent: Wednesday, July 1, 2020 12:55 PMA
To: Marie Lennon <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: RE: Two Info Items

Thx.

From: Marie Lennon <(b) (6)>
Sent: Wednesday, July 1, 2020 12:49 PM
To: Diane Cullo <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: RE: Two Info Items

Checking my info with the legal team now. Stay tuned.

From: Diane Cullo <(b) (6)>
Sent: Wednesday, July 1, 2020 12:20 PM
To: Emily Pauline Newman <(b) (6)>; Marie Lennon <(b) (6)>
Subject: RE: Two Info Items

Greetings!

Don't see a response to this. Any update on the legal authorities and internal policies/procedures? If it's taking time to compile internal documents, please send legal citation in the interim.

Thanks much!

Diane

From: Emily Pauline Newman <(b) (6)>
Sent: Tuesday, June 30, 2020 8:41 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

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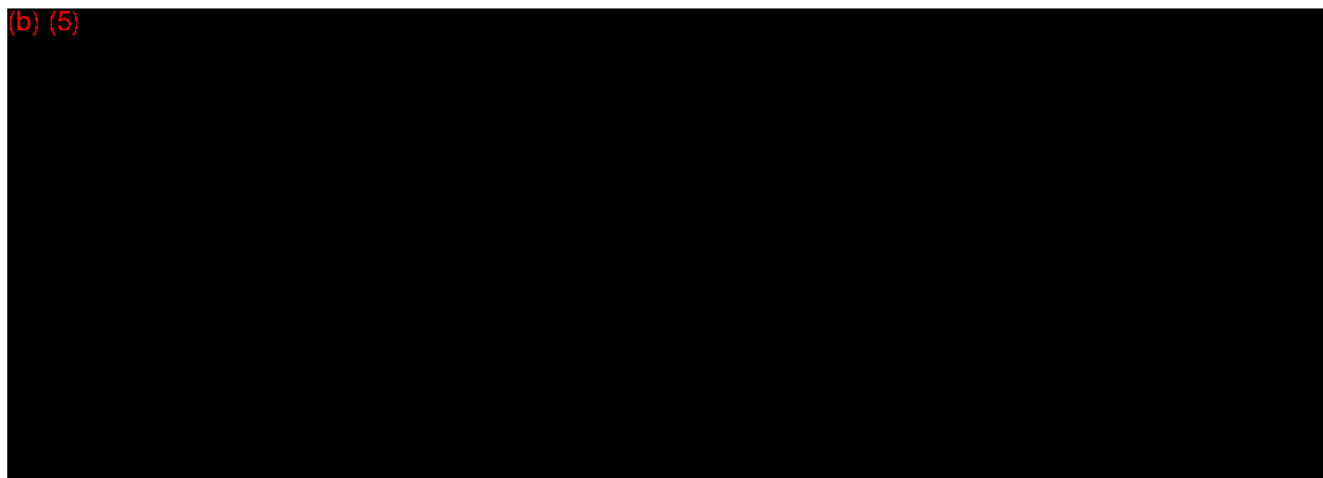
From: Marie Lennon <(b) (6)>
Sent: Tuesday, June 30, 2020 8:30:39 PM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

We'll keep at it until you are satisfied with the information and regret that this is such a long process. We should talk about the authorities – it was unclear to me whether you were referring to legal authorities or internal policy and procedures.

From: Emily Pauline Newman <(b) (6)>
Sent: Tuesday, June 30, 2020 8:17 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

Hi Marie,

(b) (5)

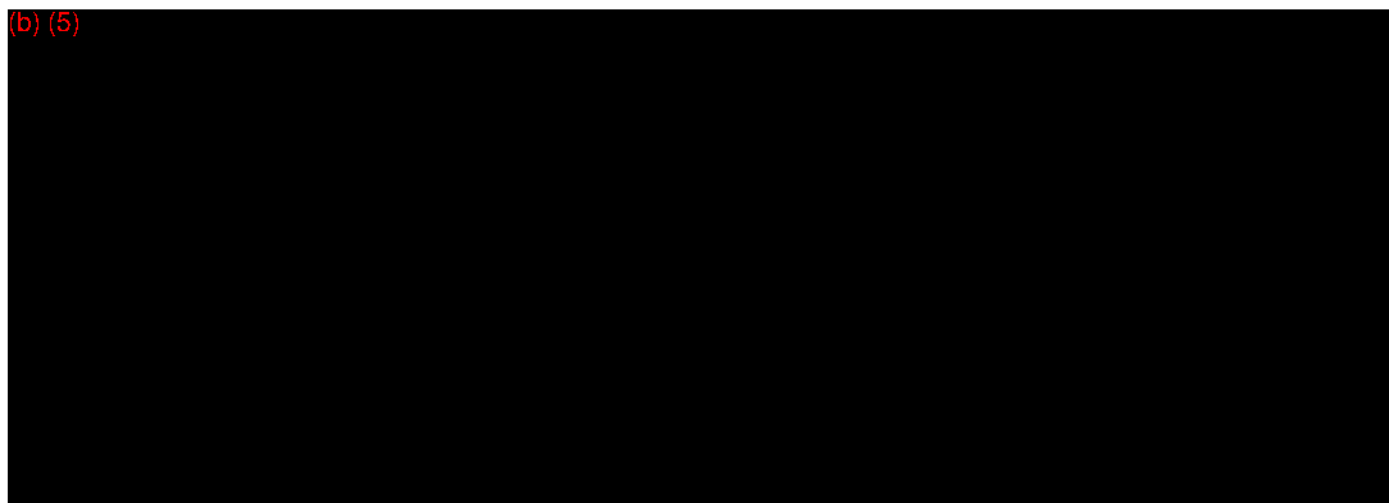


Best,
Emily

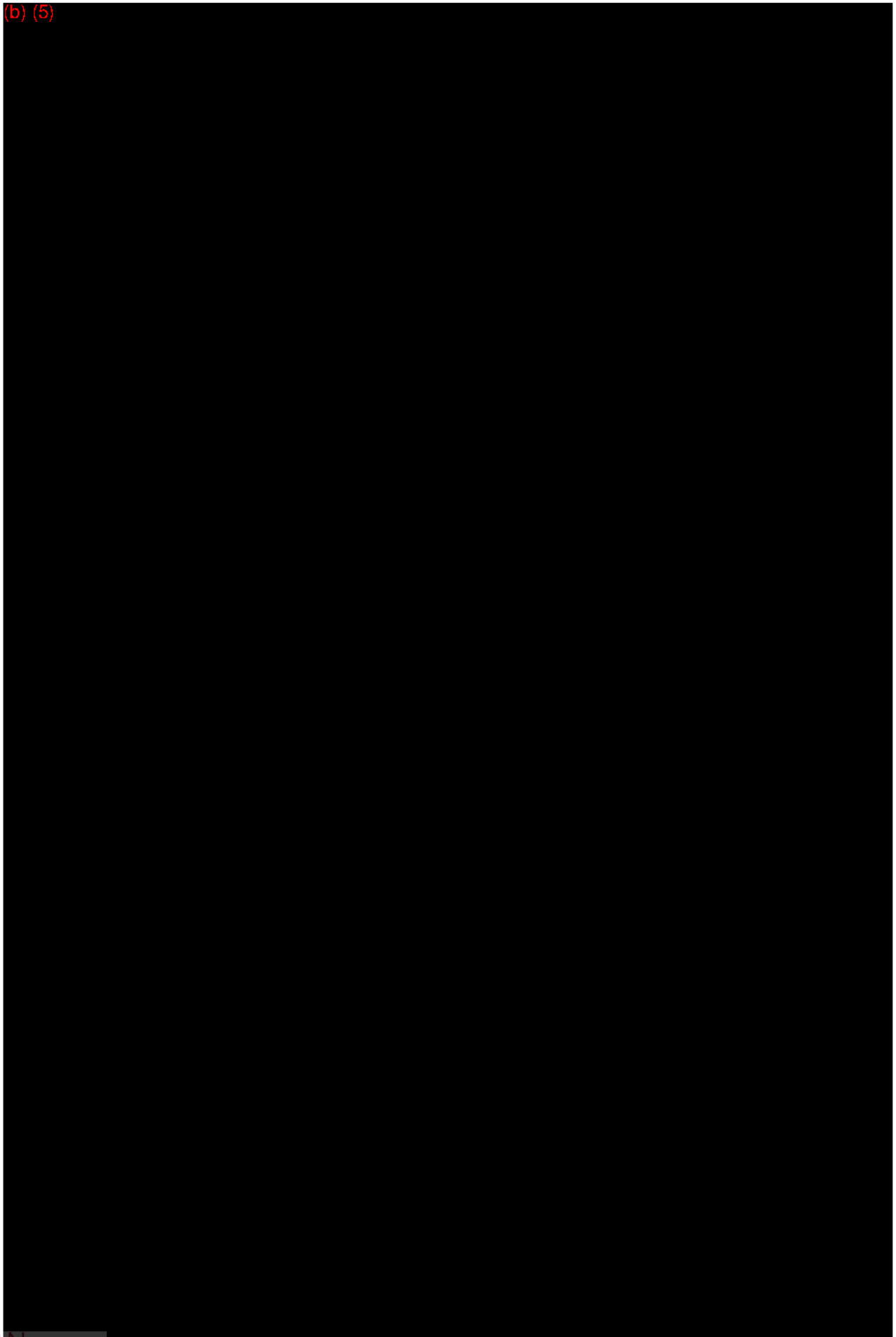
From: Marie Lennon <(b) (6)>
Sent: Tuesday, June 30, 2020 3:35 PM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

Emily,

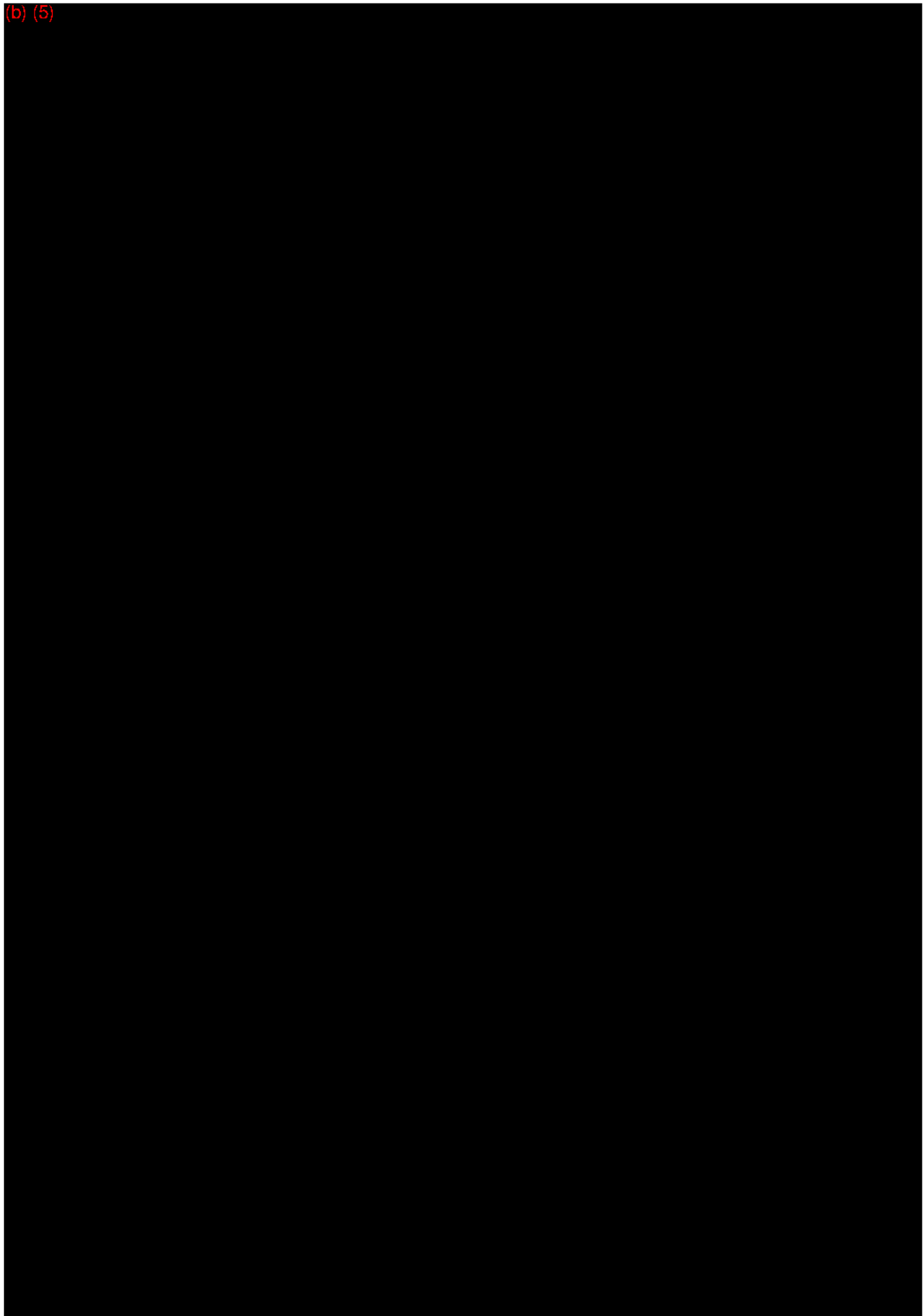
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman <(b) (6)>
Sent: Sunday, June 28, 2020 7:50 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon <(b) (6)>

Sent: Sunday, June 28, 2020 6:05 PM

USAGM-20-1819-A-000241

FOIA20-046 052

To: Diane Cullo (b) (6) >; Emily Pauline Newman <(b) (6) >
Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
 Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	
Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon
 Director of Management Services
 U.S. Agency for Global Media (USAGM)

USAGM-20-1819-A-000242

FOIA20-046 053

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



U.S. AGENCY FOR
GLOBAL MEDIA

UNITED STATES
BROADCASTING
BOARD OF
GOVERNORS

From: [Emily Pauline Newman](#)
To: [Diane Cullo](#)
Subject: Fwd: Critical HR Actions
Date: Thursday, June 25, 2020 2:03:57 AM
Attachments: [Tier 2 Select Hiring Justifications.docx](#)
[USAGM_HIRING_ACTIONS_Pipeline_6.15.2020.xlsx](#)

Can we circle back in anything outstanding here tomorrow?

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From: Matthew Walsh <(b) (6)>
Sent: Tuesday, June 16, 2020 9:02:30 AM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Cc: Matthew Walsh <(b) (6)>; Marie Lennon <(b) (6)>; Oanh Tran <(b) (6)>; David Kligerman <(b) (6)>; Daniel Hanlon <(b) (6)>; Logan B. McVey <(b) (6)>
Subject: Critical HR Actions

Emily/Diane,

As you know, per CEO Pack's directive last week, we've frozen all HR and contracting actions in the pipeline as well as technical migrations, which we've interpreted broadly to apply to any changes in software or hardware systems. I'm going to be flagging for you this week actions in each category on the federal side that we recommend the CEO allow to move forward.

Would be great if we could discuss process around the three categories and how you'd like to proceed. I can tweak how this is being presented to you however you'd like, no prob. But most importantly – there will be some pretty critical items in each category that we should brief you on this week so urgent operations aren't affected.

The rest of this e-mail and the attachments pertain only to the HR actions. Kudos to Marie and her team ((b) (6)), and everyone else) for pulling this all together so quickly:

- The attached spreadsheet is the comprehensive list of all HR actions in the pipeline for USAGM, VOA, and OCB. HR worked with senior staff across the federal elements to put this together.
- Marie and I recommend that all 24 "Tier 1" actions be allowed to move forward now or ASAP. These are either actions where (a) an offer has been made and was accepted; or (b) hires who need a J-1 (journalist) visa to come to the U.S. and are in danger of losing the visa if we don't proceed.
 - Hire Has Accepted Offer: In these cases, the applicant was made an offer and accepted. These individuals either have been cleared by security (what's called a "pre-suitability" determination) and are awaiting the assignment of a start date, or currently are being vetted by security for a pre-suitability determination. (Pre-

suitability is not the full background investigation that we also conduct for most hires; rather, this is the cursory review sufficient enough to allow them to start while the full investigation is being completed DOD, which conducts our background investigations.) So these individuals could have reasonably expected to start in the next few weeks.

- J-1 Visa: Obtaining a J-1 visa is a lengthy process involving lots of moving pieces at other agencies (mainly State and DHS). Based on what we've seen in the past, pausing the hiring process could affect hires' ability to obtain a visa.

- "Tier 2" actions simply are all other HR actions in the pipeline. There are 61 of these, and I recommend that 19 of them be allowed to move forward now. (These are the 19 that have been flagged by senior staff as most critical.) The attached Word document provides brief written justifications for all 19 of these. Roughly speaking, these 19 are either positions critical to ongoing priority reform efforts (HR and IT reform, OCB reform, etc.) or critical support jobs that need to be filled to keep IT, production, transmission station, etc. support going at current levels. Most of these positions are U.S.-based, but some are overseas. These 19 are not listed in priority order; rather, they are grouped by operational unit. My suggestion is we brief you on all of these so you can better understand them and the broader background behind each, ask questions, etc.

- Re: hiring new schedule c appointees, bringing on the new CEO's team and key hires, etc., we started planning for that months ago on the hiring and budget fronts to make sure the new CEO has the flexibility needed to bring on his team. Suggest a briefing around that soon, including the big picture re: FY20 hiring. The CFO Office is a key part of that.

- There also are related issues – disciplinary cases, the question of when to do our next round of buyouts (we've been aggressive on this front), etc. – that would be great to discuss with you as well.

Cheers, Matt

From: [Marie Lennon](#)
To: [Diane Cullo](#); [Emily Pauline Newman](#)
Subject: J1 Visas
Date: Wednesday, July 1, 2020 3:54:23 PM
Attachments: [image001.png](#)
[Summary - Non-Citizen Legal Authorities.docx](#)

1. Extension Request. I asked one of our HR Deputies to talk to our contact at the State Department. Her name is (b) (6) and she works in the Bureau of Educational and Cultural Exchanges, Academic and Government Programs Division. She is understanding about our situation but she cannot provide additional time to us as it's not within her authority. USCIS provided the two-month extension to J1 visa holders in consideration of the pandemic but State cannot change the law behind the mandate that permission to work is only good for one year and if that permit is not extended, the employee must return to their home country. As I mentioned previously, it is our Agency's policy to provide 30 days following the expiration of the permission to work before sending the employee back home. We are on day 1 of 30.

I asked my HR Deputy to go back to the State Department and ask for any policies and procedures that they have put into place with regard to the management of the J1 program at State. Looking for best practices and guidance in order for us to update our own policies and procedures.

2. General – J1 Visa Program. Our internal policy document on J1 visas has not been updated in a long time, and does not include criteria to be applied with regard to making determinations about continuation of employment nor sponsorship for citizenship. In my experience those determinations are based on the job performance of the employee and their role within the language service. If they are high-performing, possess excellent journalistic and language skills as well as their experience both at VOA and in previous positions, they are most often sponsored for citizenship. Language services would argue that it's in the best interests of the mission to retain such an employee.

I've attached a brief summary of the legal authorities surrounding non-citizen employment and the J1 visa program.

As always, happy to discuss further.

Thanks,
Marie

From: Diane Cullo (b) (6)
Sent: Wednesday, July 1, 2020 12:55 PMA
To: Marie Lennon (b) (6); Emily Pauline Newman (b) (6)
Subject: RE: Two Info Items

Thx.

From: Marie Lennon (b) (6)

USAGM-20-1819-A-000246

FOIA20-046 057

Sent: Wednesday, July 1, 2020 12:49 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: RE: Two Info Items

Checking my info with the legal team now. Stay tuned.

From: Diane Cullo (b) (6)

Sent: Wednesday, July 1, 2020 12:20 PM

To: Emily Pauline Newman (b) (6); Marie Lennon (b) (6)

Subject: RE: Two Info Items

Greetings!

Don't see a response to this. Any update on the legal authorities and internal policies/procedures? If it's taking time to compile internal documents, please send legal citation in the interim.

Thanks much!

Diane

From: Emily Pauline Newman (b) (6)

Sent: Tuesday, June 30, 2020 8:41 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

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From: Marie Lennon (b) (6)

Sent: Tuesday, June 30, 2020 8:30:39 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

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From: Emily Pauline Newman (b) (6)

Sent: Tuesday, June 30, 2020 8:17 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Hi Marie,

Thank you for this.

It's concerning that some of the fundamental questions remain unanswered – including on what basis, and under what authority, the agency is sponsoring J1 visa holders for employment and permanent residence. While the attached “justification” document offers some helpful context, it does not answer questions 7 or 9. Additionally, a number of the other specific questions are only partially addressed and, much like the last round, the responses raise additional questions and concerns.

Diane and I will call you back shortly to discuss. No matter what, this basic information will be required.

Best,
Emily

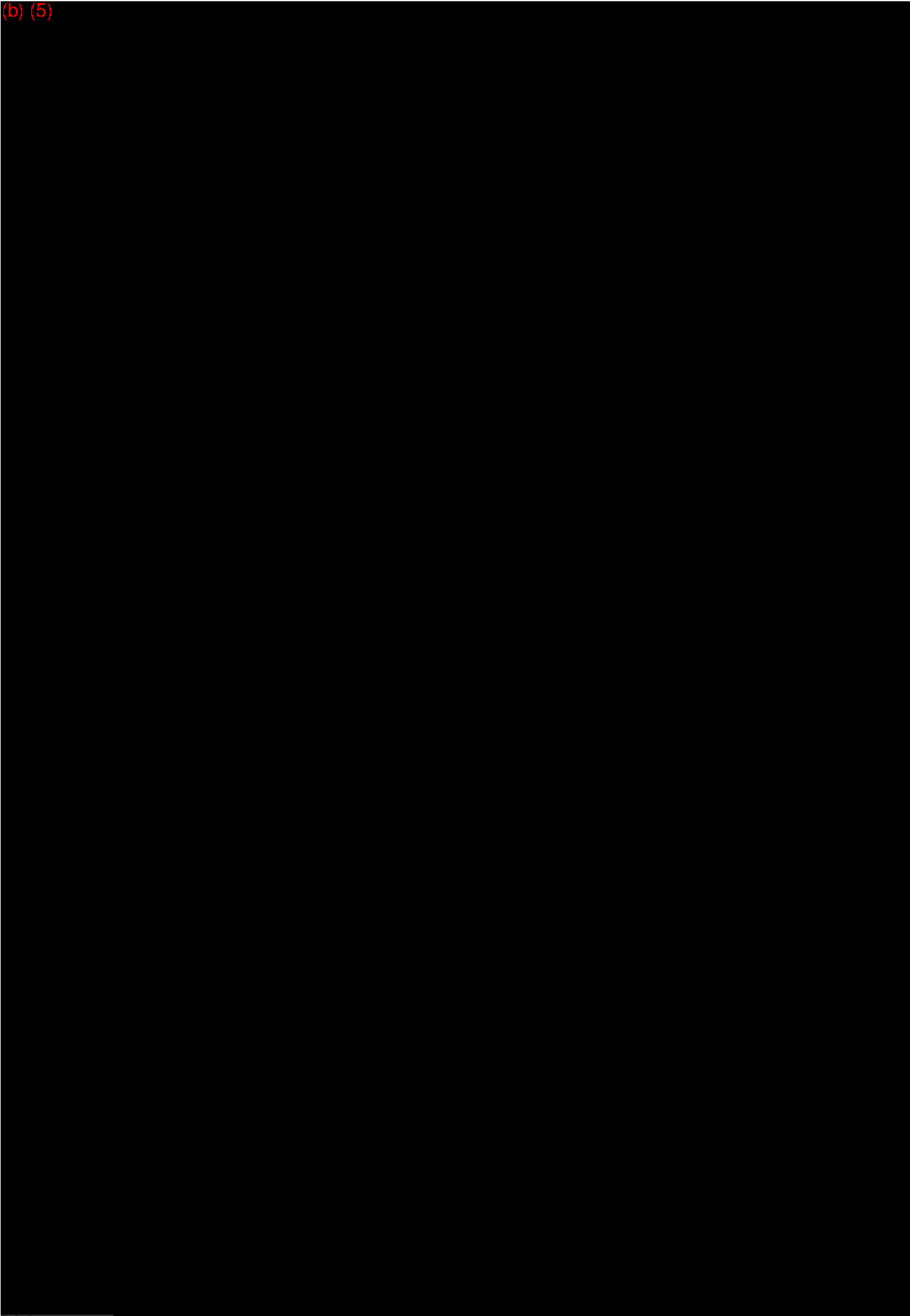
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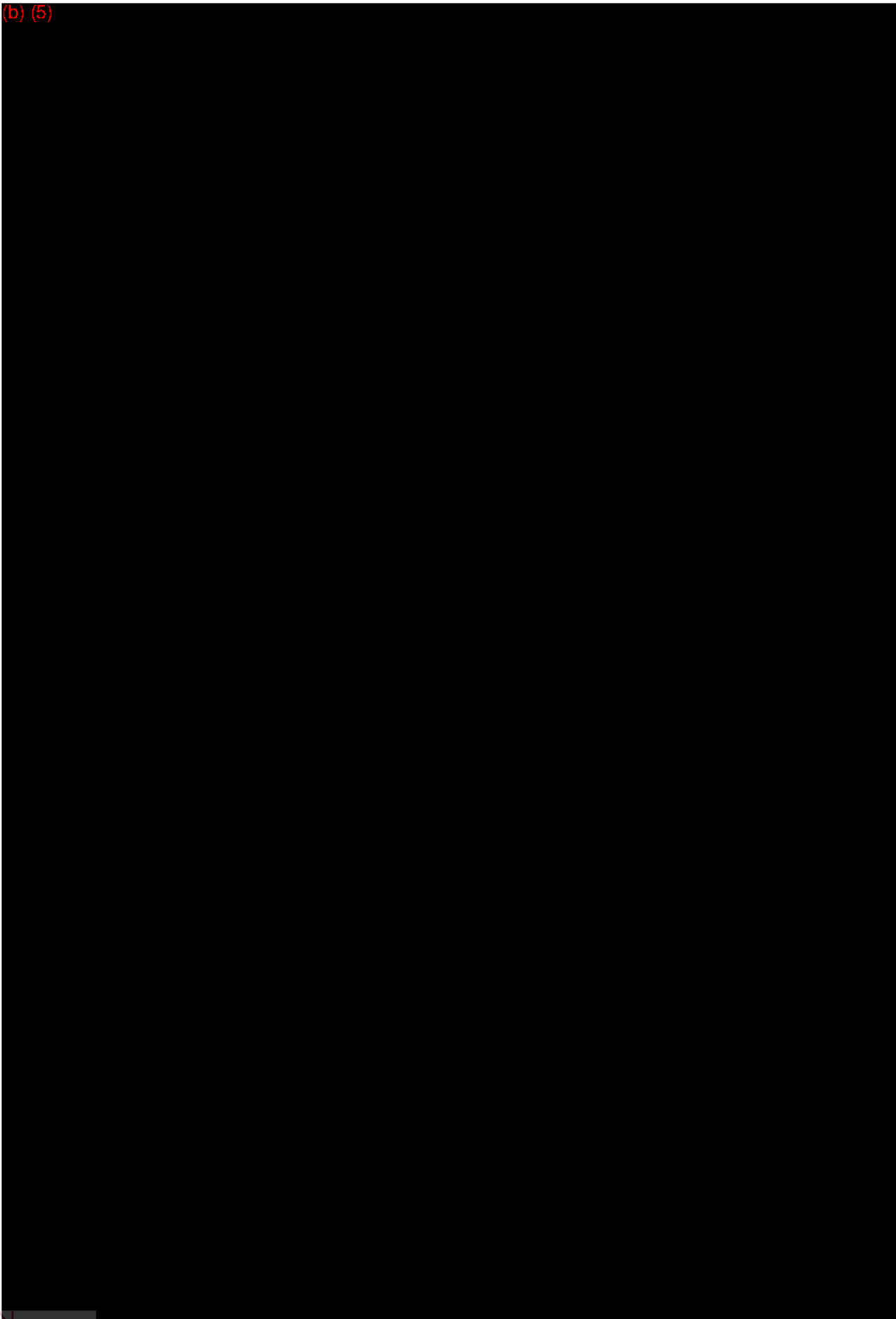
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

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Subject: Two Info Items

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Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Marie Lennon](#)
To: [Diane Cullo](#); [Emily Pauline Newman](#)
Subject: J1 Visas
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Attachments: [image001.png](#)
[Summary - Non-Citizen Legal Authorities.docx](#)

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(b) (5)

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To: Marie Lennon (b) (6); Diane Cullo (b) (6)

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Subject: RE: Two Info Items

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Sent: Tuesday, June 30, 2020 3:35 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

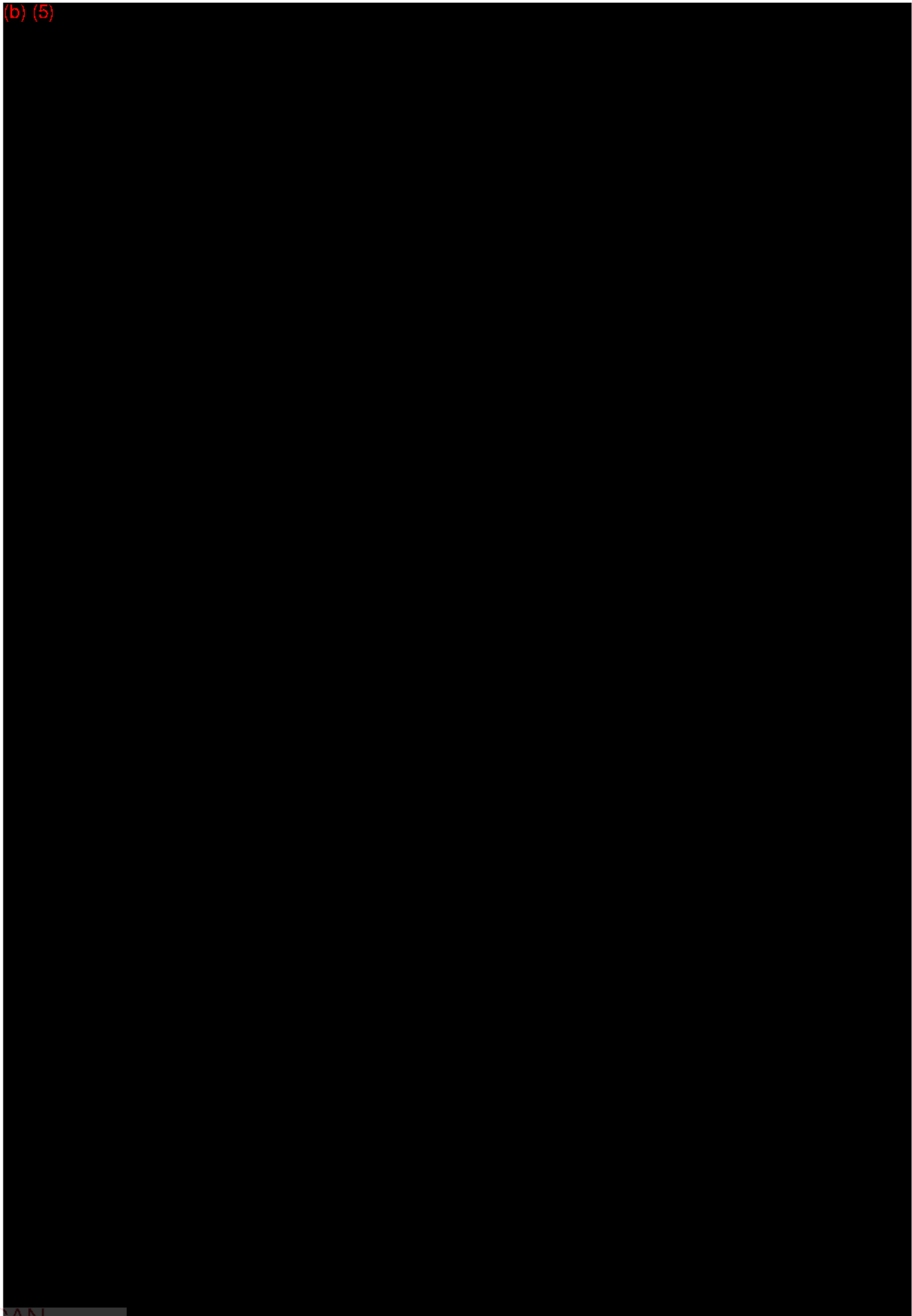
Subject: RE: Two Info Items

Emily,

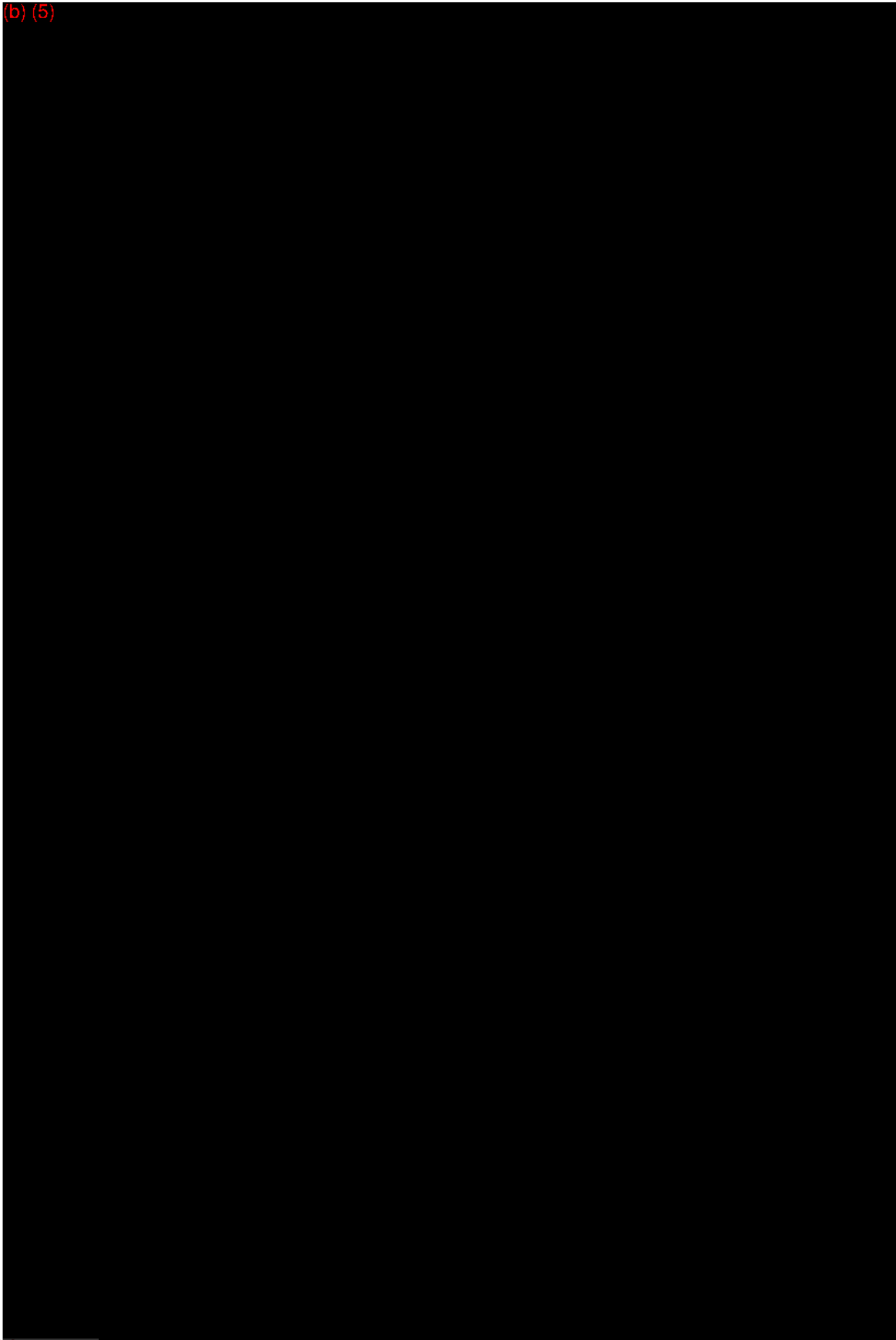
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	
Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: (b) (6)
To: [Emily Pauline Newman](#); (b) (6)
Subject: Next steps
Attachments: [Next Steps for USAGM Get Well 8 07 2020.docx](#)

Meeting to discuss next steps (attached)

From: (b) (6)
To: [Emily Pauline Newman](#); (b) (6)
Subject: Next steps
Attachments: [Next Steps for USAGM Get Well 8 07 2020.docx](#)

Meeting to discuss next steps (attached)

From: [Toni DeLancey](#)
To: [CEO2016](#); [Jonathan Bronitsky](#); [Emily Pauline Newman](#); [Diane Cullo](#)
Cc: [Sam Dewey](#); [Morvared Namdarkhan](#); [Frank Wuco](#)
Subject: OPM/ODNI Roll out strategy / VOA Urdu Roll out Strategy
Attachments: [Roll-out Security Comms Strategy DRAFT073020_730pm.docx](#)
[Messaging - security 5.0 - draft.docx](#)
[USAGM - backgrounder - draft.docx](#)

As discussed... this time does seem to work for everyone (Note: Frank/Mora/Sam are included to receive the attachments –Jonathan just sent as well).

From: [Oanh Tran](#)
To: [Diane Cullo](#); [Emily Pauline Newman](#)
Cc: [CEO Office](#)
Subject: Permanent Residency Sponsorship Request for VOA (b) (6)
Date: Monday, June 29, 2020 3:31:33 PM
Attachments: [J1 VISA PERMANENT RESIDENCY SPONSORSHIP MEMO - \(FTE\) \(b\) \(6\).pdf](#)

Hi Diane/Emily,

Attached please find a memo from VOA requesting a J-1 visa extension for VOA (b) (6)

VOA hired (b) (6) as a Full Time Employee. (b) (6) current J-1 visa will expire on August 6, 2020, so we need to submit (b) (6) paperwork to ICE soon to convert (b) (6) status so (b) (6) can continue to work for VOA.

We recommend the CEO's immediate approval of the above request from VOA to sponsor (b) (6)

Many thanks!

From: (b) (6)
Sent: Monday, June 29, 2020 12:59 PM
To: CEO Office (b) (6)
Subject: (b) (6) J1 Visa Permanent Residency Sponsorship

Oanh,

Attached please find a Permanent Residency Sponsorship for (b) (6) for CEO Pack's signature. We have used the new coversheet you sent around.

In addition, is there any update on the three documents we recently sent—I assume they are still awaiting signature?

Thanks
(b) (6)

From: [USAGM House Announcements](#)
To: [USAGM Staff](#)
Subject: Goodbye...
Date: Monday, June 15, 2020 11:54:29 AM
Attachments: [VOA 2016-2020 \(6-15-20\).pdf](#)

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

Amanda and Sandy

From: (b) (6)
To: [Michael B. Williams](#)
Subject: Follow-up
Date: Monday, June 22, 2020 11:26:29 PM
Attachments: (b) (5)

Hi Michael,

Thanks for your time today! I think it was a great conversation and I know we will have many more as you get settle into your new role at USAGM.

I wanted to send an email to follow-up on **3 time-sensitive action items.**

1. Enterprise Risk Management (ERM) Framework (attached) - requires your review and signature, and signature of CEO Pack;
2. Risk Management Council (RMC) Charter (attached) – requires your review and signature; and
3. ORM pending contracts for FY2020; as discussed, ORM has not spent any money in FY 2020 - all 3 of its FY 2019 contracts are for compliance purposes and *expire in the next 100 days*. As such, I am requesting a total of (b) (4). Attached is a justifications of these 3 contracts, as submitted to OMS after the “spending freeze.” I can provide more detail on these contracts, if necessary.

In addition to providing the Framework and Charter in PDF format, I also provided them in MS Word format for your convenience if you want to make any changes.

Please reach out to me with any questions or concerns you have. I am very much looking forward to working with you.

Best,

(b) (6)

(b) (6)

United States Agency for Global Media
330 Independence Avenue, SW
Washington, DC 20237
Office: (b) (6)
Mobile: (b) (6)
www.usagm.gov

From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#)
Cc: [Diane Cullo](#)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:57 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA \(b\) \(6\)](#)
[Time Sensitive J-1 Visa Extension Request for VOA \(b\) \(6\)](#)
[Permanent Residency Sponsorship Request for VOA \(b\) \(6\)](#)

Andre & Michael:

Please see below.

As discussed, Oanh should not be using the CEO Office list serve, and this type of information should flow up the chain through her direct report only, not the entire front office (plus whomever is included on this list serve). Please ensure this is addressed again today.

Additionally, it remains unclear to me why Oanh is involved in this matter at all. Who typically handles these types of requests? This is a process question that may require further consideration.

Thank you,
Emily

From: Oanh Tran (b) (6)
Sent: Wednesday, June 24, 2020 1:25 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Cc: CEO Office (b) (6)
Subject: VOA J-1 Visa and Permanent Residence Requests

Hi Diane/Emily,

Just wanted to check back with you on VOA's requests to either extend J-1 visa or sponsor permanent residency for the following employees:

- J-1 visa extension for VOA (b) (6)
- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6)'s visa will expire on July 26.

Please let us know soon the status of the above individuals.

Many thanks!

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: update in status Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 12:29:12 PM
Attachments: [plf.4.PI.Motion.Open.Tech.ECF.pdf](#)

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)
To: [Michael B. Williams](#)
Cc: (b) (6)
Subject: Open Technology Fund et al v. Pack : TRO/PI Motion, Order, Declarations and Exhibits
Date: Thursday, June 25, 2020 12:37:31 PM
Attachments: [4-2 - Attachment to Proposed TRO.pdf](#)
[4-3 - \(b\) \(6\) Declaration.pdf](#)
[4-1 Proposed TRO.pdf](#)
[4 - TROPI.pdf](#)
[4-8 - Exhibit E.pdf](#)
[4-9 - Exhibit F.pdf](#)
[4-10 - Exhibit G.pdf](#)
[4-11 - Exhibit H.pdf](#)
[4-12 - Turner Declaration.pdf](#)
[4-13 - Exhibit A.pdf](#)
[4-14 - Exhibit B.pdf](#)
[4-7 - Exhibit D.pdf](#)
[4-4 - Exhibit A.pdf](#)
[4-16 - Exhibit D.pdf](#)
[4-15 - Exhibit C.pdf](#)
[4-5 - Exhibit B.pdf](#)
[4-6 - Exhibit C.pdf](#)

Dear Mr. Williams--

Attached please find a service copy of the motion for a temporary restraining order and preliminary injunction filed today against Michael Pack, in his capacity as CEO of the U.S. Global Media Agency. These documents were filed in the United States District Court for the District of Columbia.

Please don't hesitate to reach out to counsel for the plaintiffs, (b) (6), if you would like to discuss.

Best,

(b) (6)

--

(b) (6)

From: [David Kligerman](#)
To: [Lillian Cheng](#); [Michael B. Williams](#)
Subject: Fwd: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 2:46:43 PM
Attachments: [4.1 - Pls." TRO-PI Exhibits.pdf](#)
[ATT00001.htm](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: June 25, 2020 at 2:39:06 PM EDT
To: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

FYI—Here are the exhibits attached to the TRO motion. I think that already includes all the agreements and bylaws for the entities (plus a couple of the termination letters at the very end).

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6);
(b) (6);
(b) (6) Michael B. Williams
(b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) (b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)


(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for

USAGM-20-1819-A-000273

TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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From: [Lillian Cheng](#)
To: [Michael B. Williams](#)
Cc: [David Kleiman](#)
Subject: Irreparable harm
Date: Thursday, June 25, 2020 9:26:13 PM

Michael,

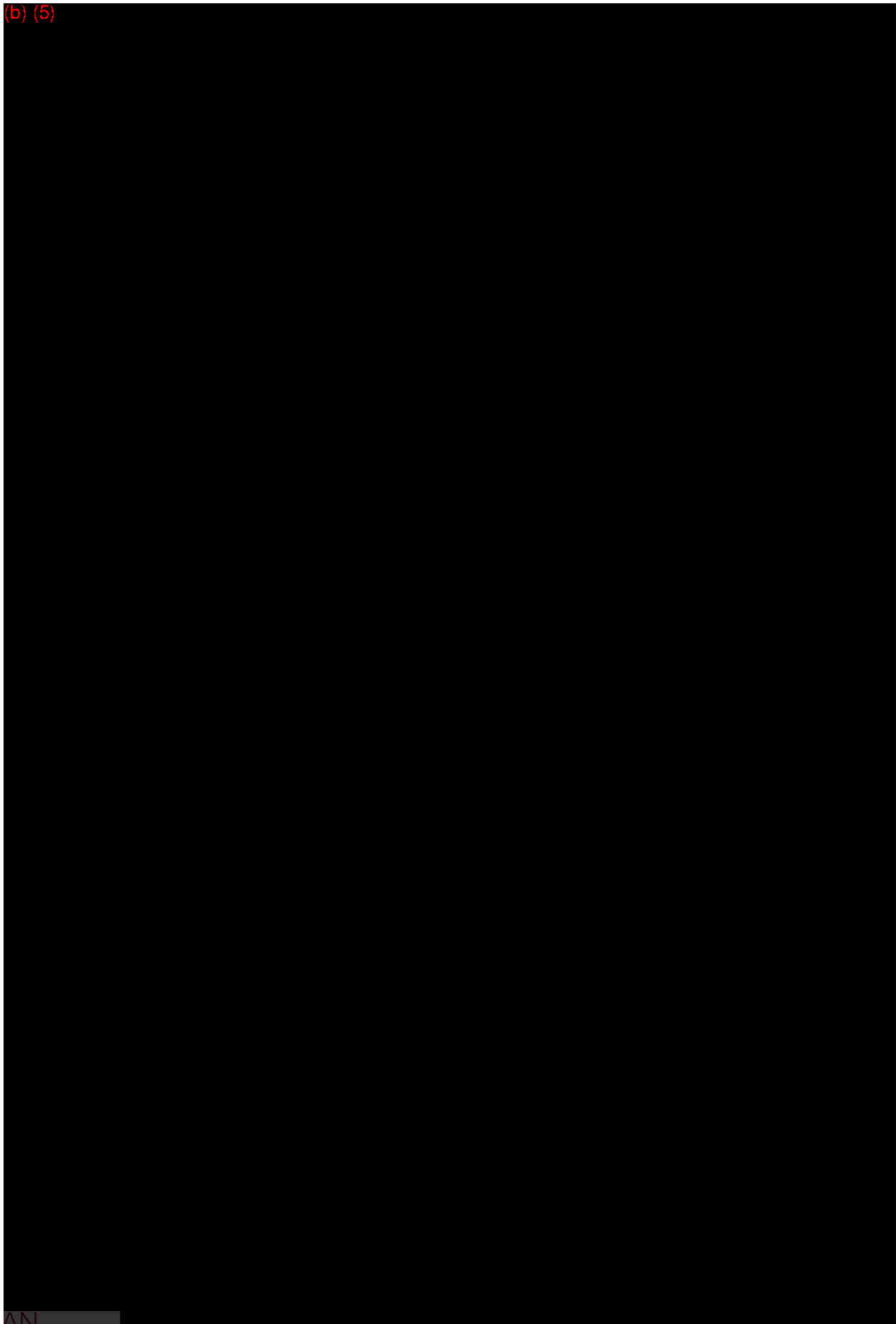
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

(b) (5)



(b) (5)



(b) (5)

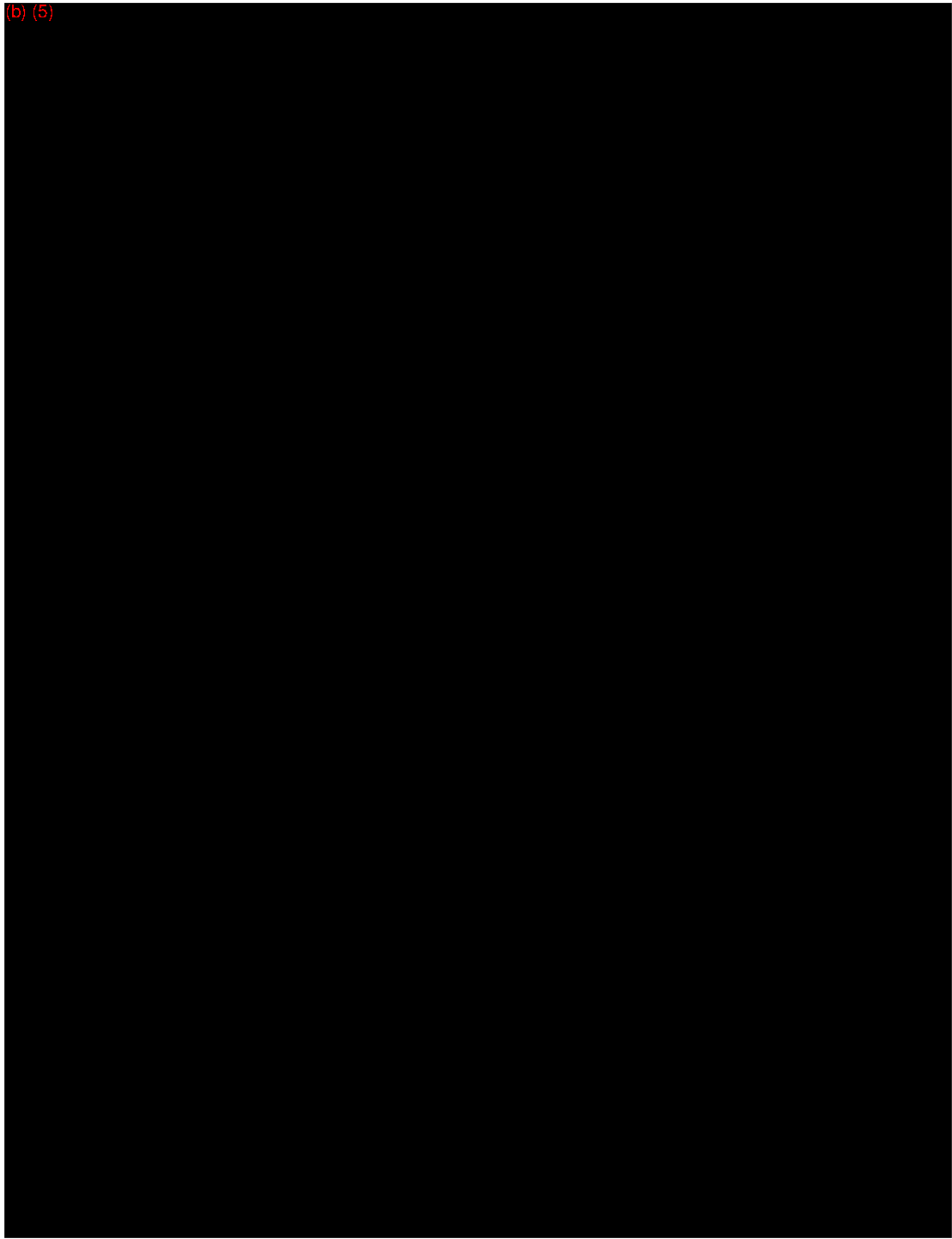


From: [Lillian Cheng](#)
To: (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO
Date: Thursday, June 25, 2020 9:59:56 PM

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams (b) (6)
David Kligerman (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams
(b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM
To: (b) (6)
(b) (6)
(b) (6) Michael B. Williams
(b) (6)
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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FOIA20-046 023

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: [Michael B. Williams](#); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:12:53 PM

(b) (6)



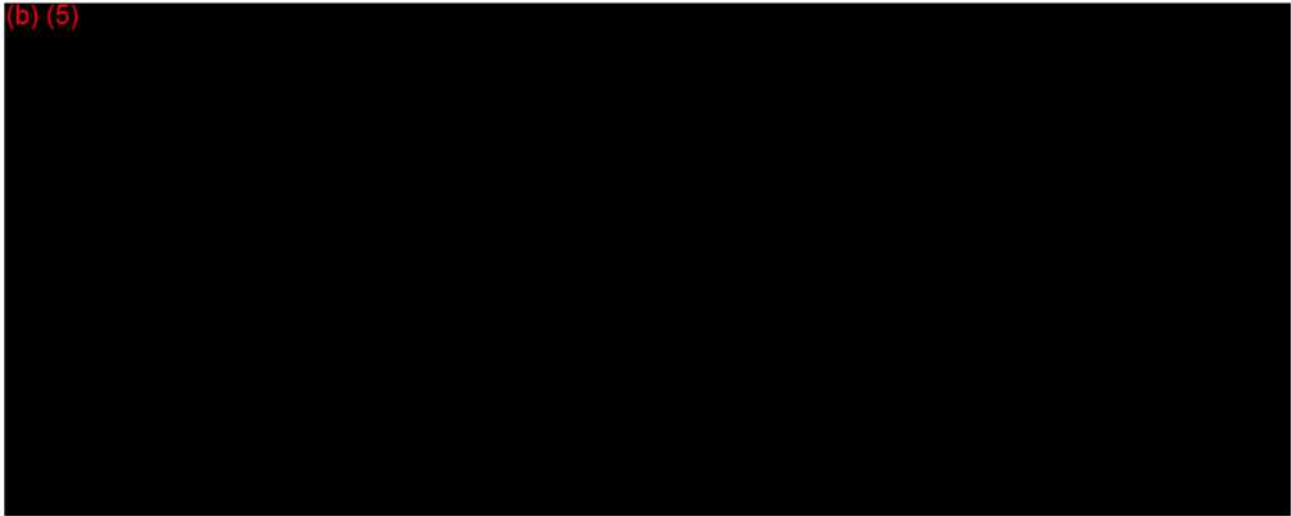
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6); (b) (6)
David Kligerman (b) (6); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (5)



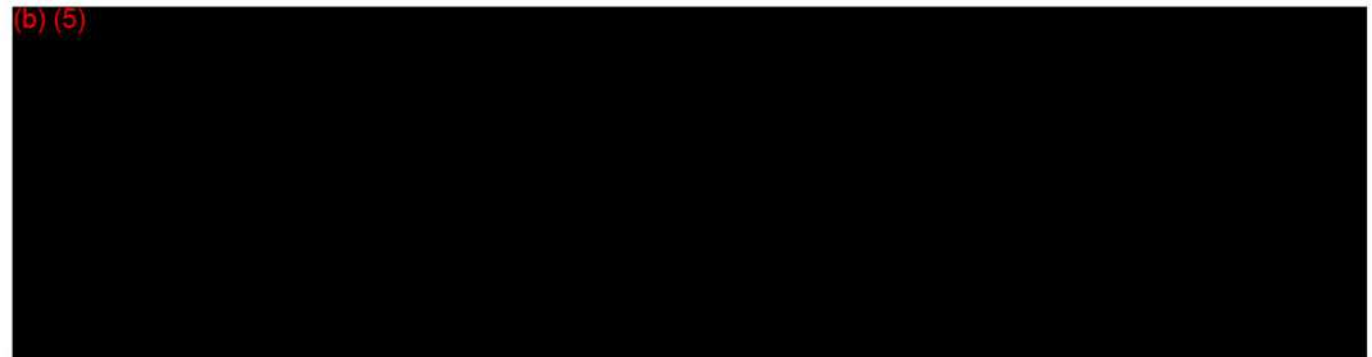
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc:
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

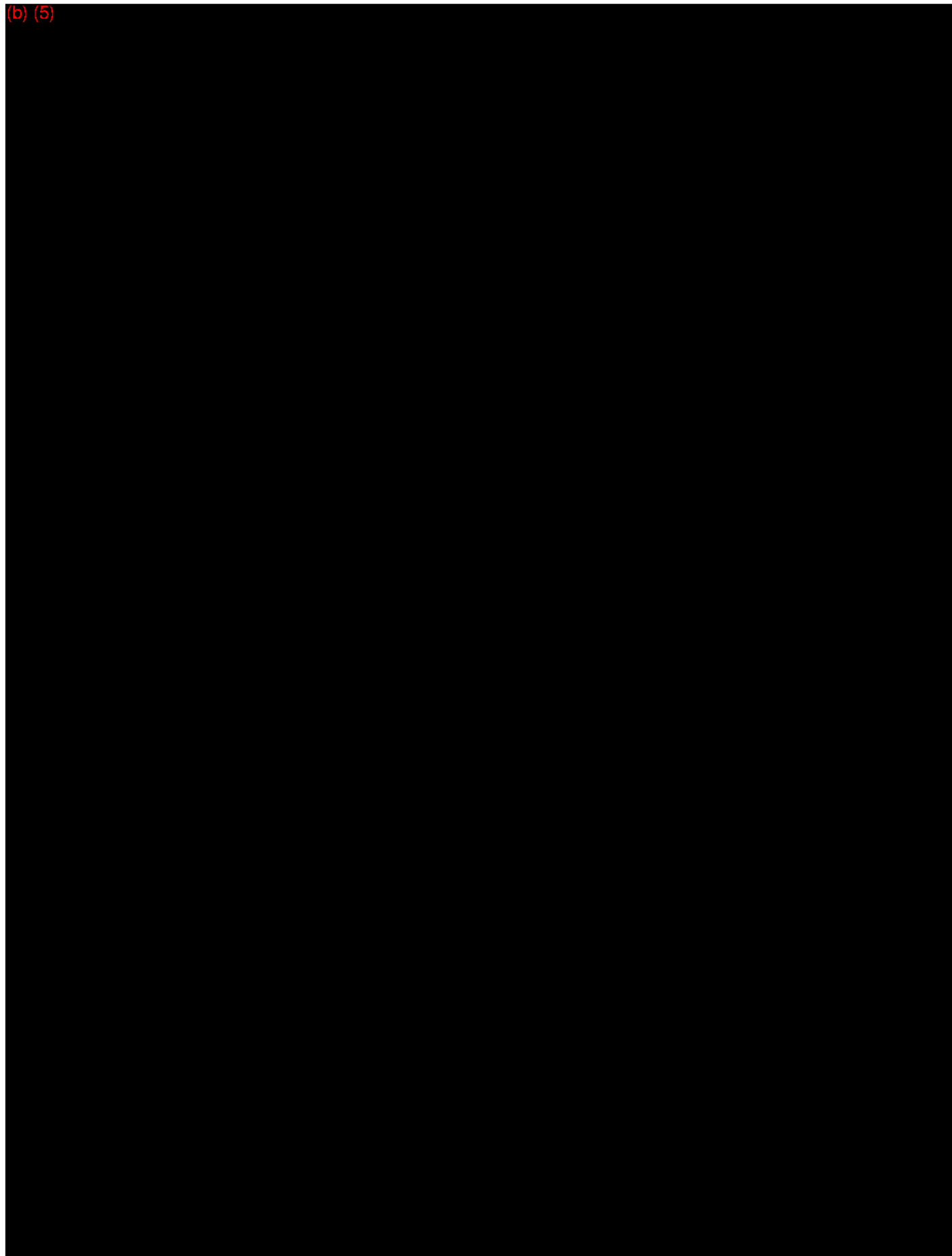


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)



From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
 (b) (6)
 (b) (6)
 (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
 FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
 David Kligerman (b) (6)
 Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

USAGM-20-1819-A-000299

FOIA20-046 034

To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)
Sent: Thursday, June 25, 2020 12:09 PM
To: (b) (6)
Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, #](#)

(11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
][022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
][84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03a
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Document description:Exhibit

Original filename:suppressed

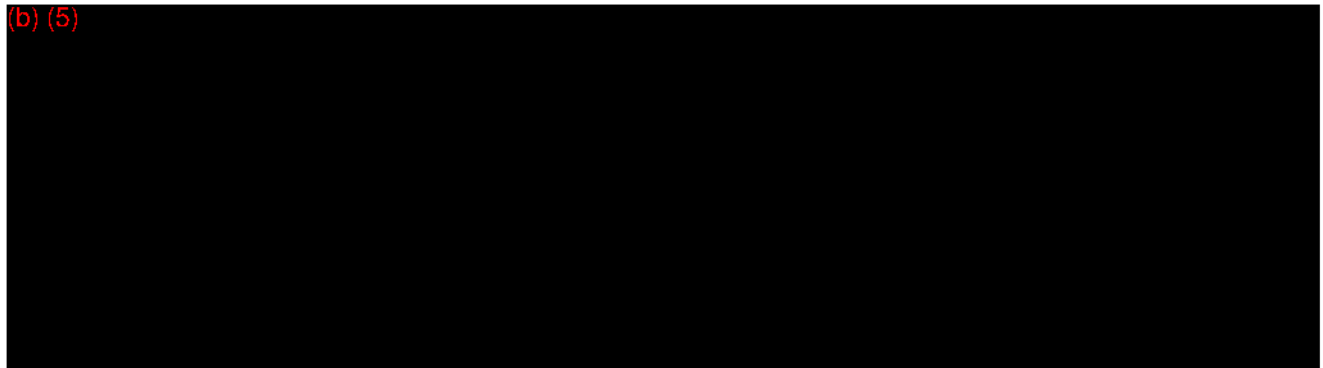
Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
][3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:19:01 PM
Attachments: (b) (5)

Here is some background on the OTF grantee and its incorporation by RFA.

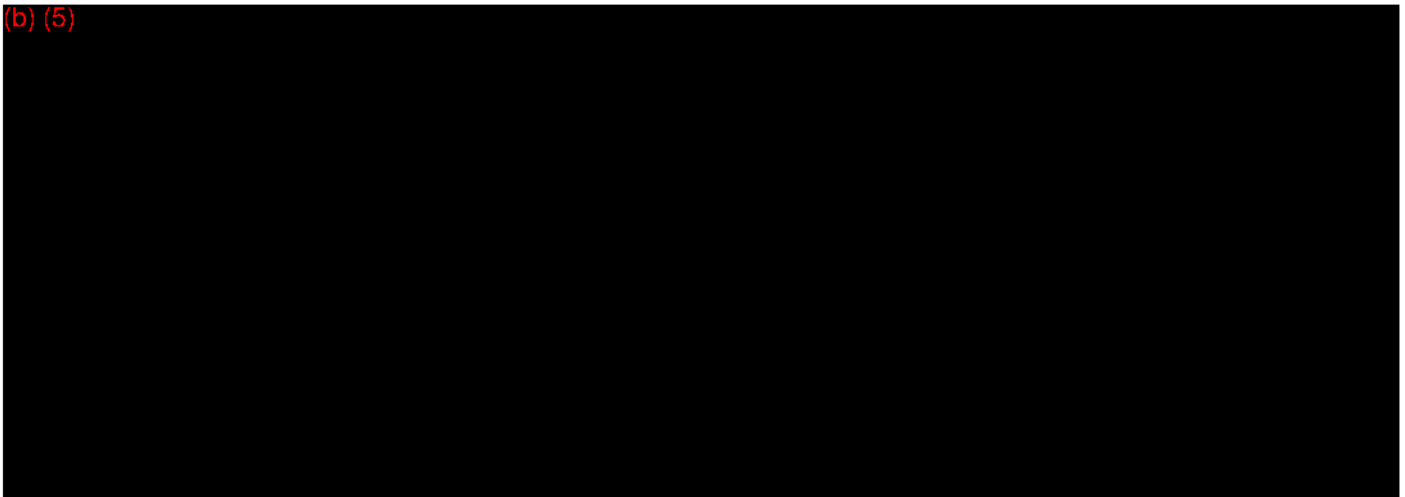
(b) (5)



From: Michael B. Williams
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

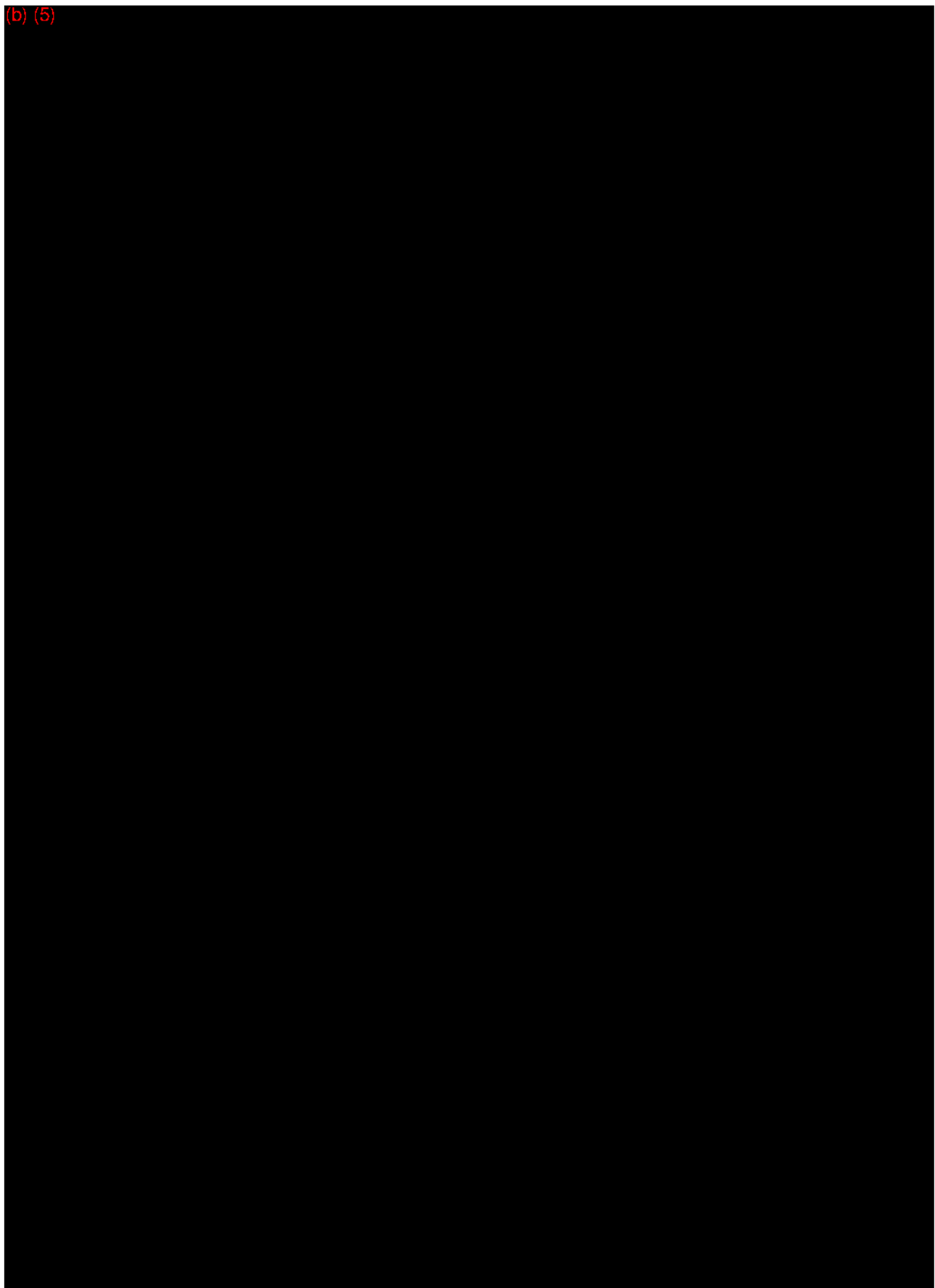
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)



(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

USAGM-20-1819-A-000307

(b) (6)

Cc

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)

Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, Hall, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)
(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

(b) (6), (b) (6)
[Redacted]

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)
[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)
[Redacted]

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

USAGM-20-1819-A-000312

FOIA20-046 047

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b1aa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

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[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [REDACTED]
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 2:54:15 AM
Attachments: (b) (6)

(b) (6) Here you go.

(b) (5) [REDACTED]

From: David Kligerman
Sent: Friday, June 26, 2020 12:52 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6): thanks for speaking just now. (I'm searching through the appropriation acts now. Let me see what I can find.)

Dave

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 11:34 PM

To: (b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Attached is the memo that we sent earlier this afternoon. (This is the document that I indicate (below) contains certain provisions of OTF bylaws that address their board and officers).

I am going to follow up with an additional document which highlights all relevant sections of their bylaws.

From: David Kligerman

Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

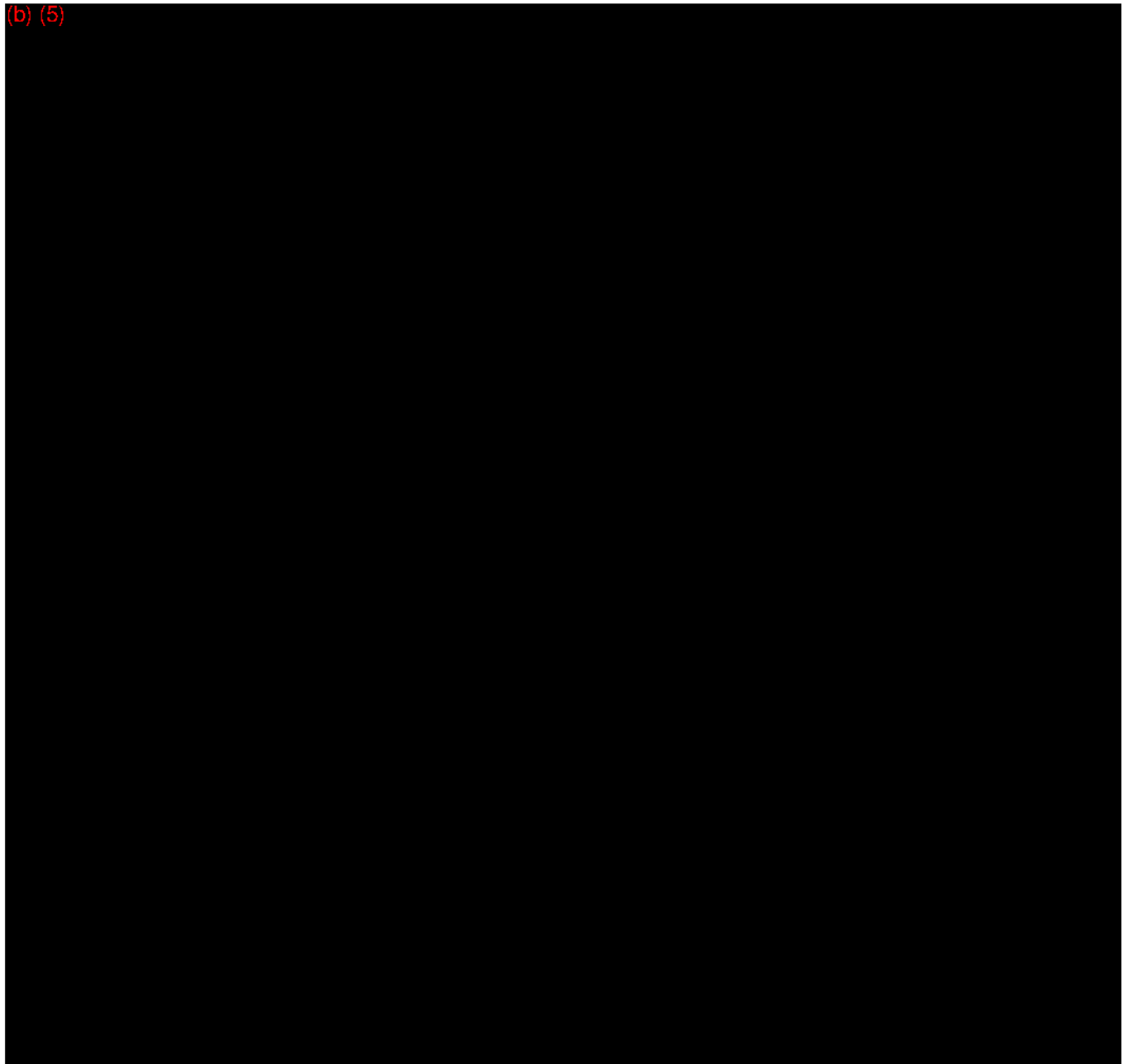
From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

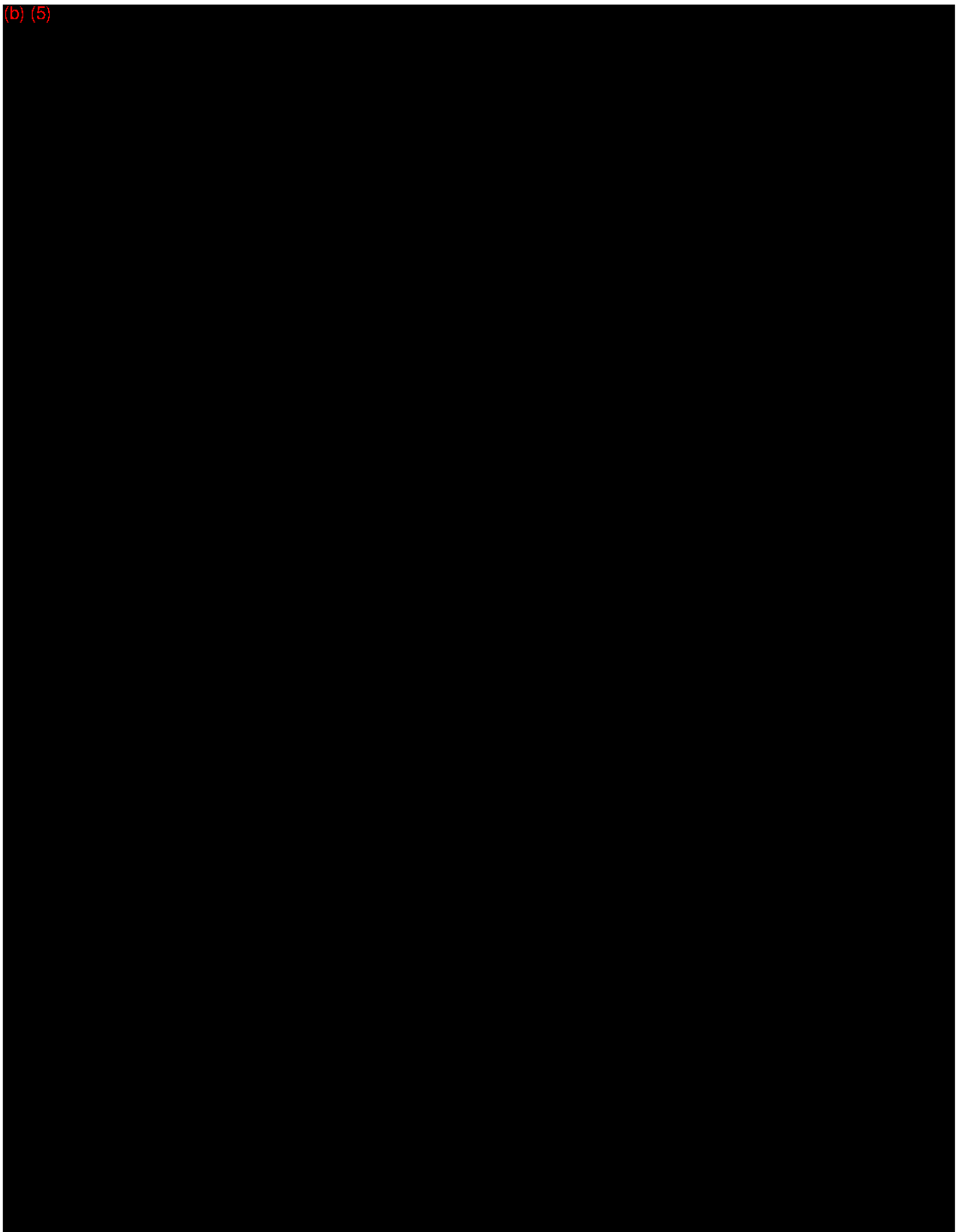
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

USAGM-20-1819-A-000323

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

USAGM-20-1819-A-000325

FOIA20-046 060

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

USAGM-20-1819-A-000326

FOIA20-046 061

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10

] [4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d373999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11] [397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969e091c87ec56aba0b2199cc0009828e0f30a9272c1130c9cce8103190e5ea1]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12] [2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14] [022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fccc33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03aa621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:13:17 AM

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6);

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

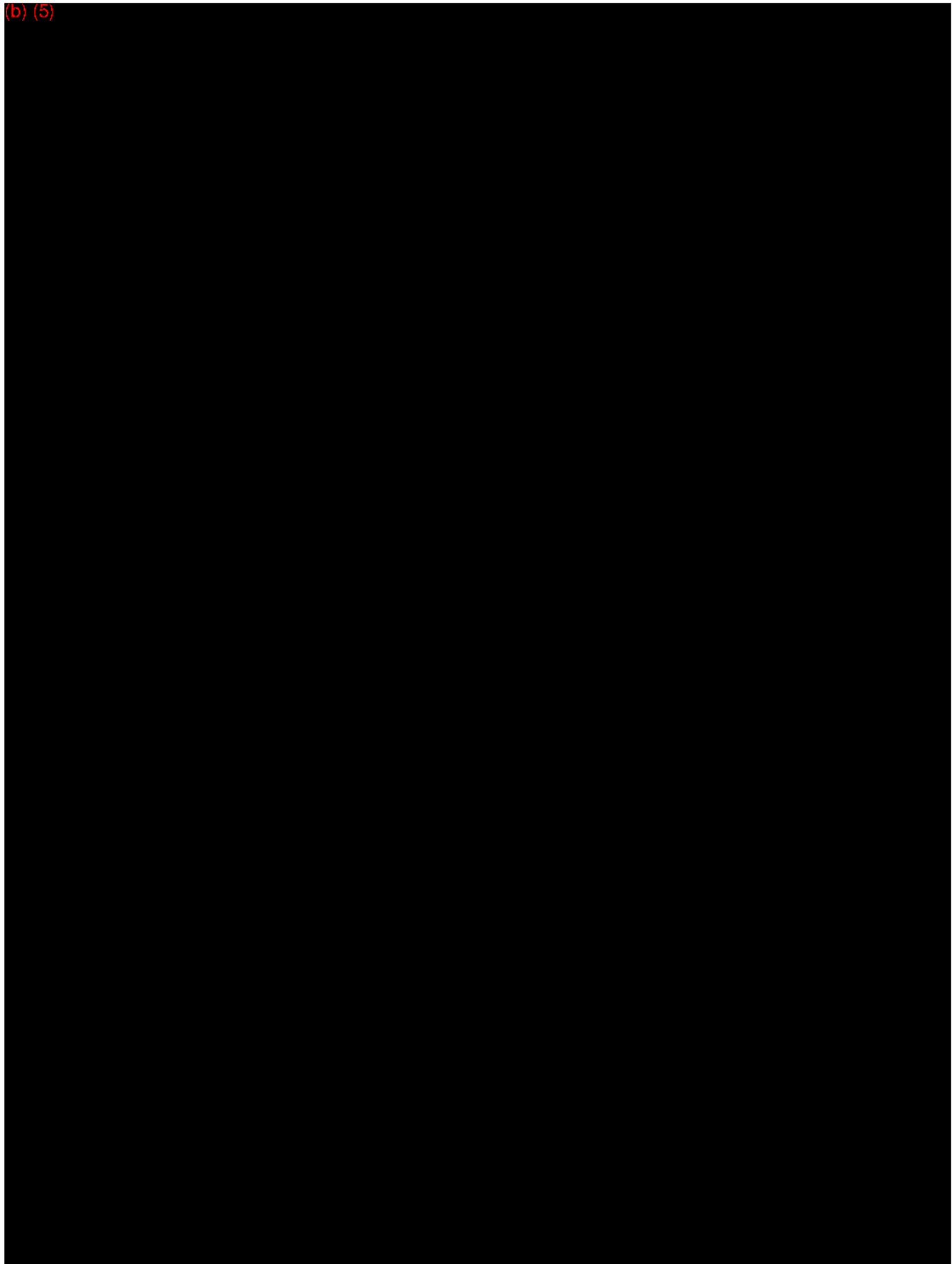
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, Hall, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); Michael B. Williams
Cc: Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

USAGM-20-1819-A-000337

FOIA20-046 072

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6);

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Original filename:suppressed

Electronic document Stamp:

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] [4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a339
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:21:00 AM
Attachments: [OTF Grantee Bylaws 5 2020 comments.pdf](#)

OTF bylaws with highlights

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

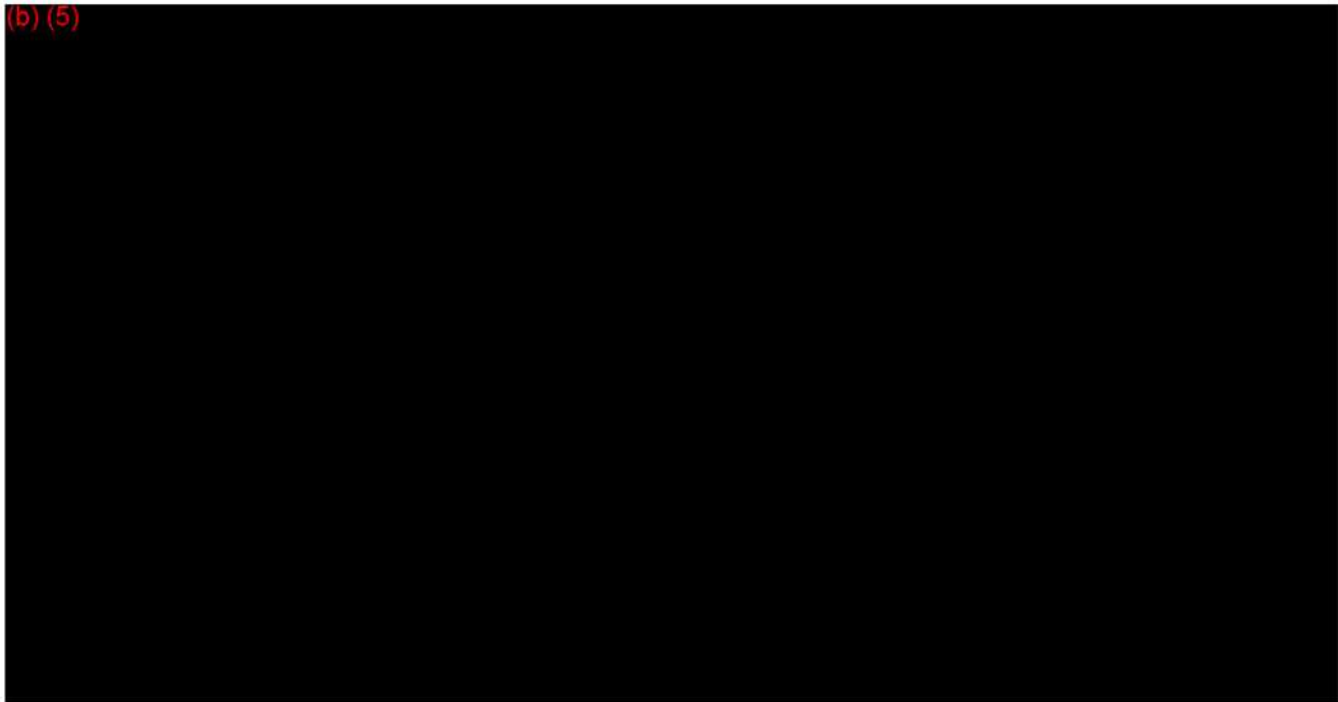
From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6);

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

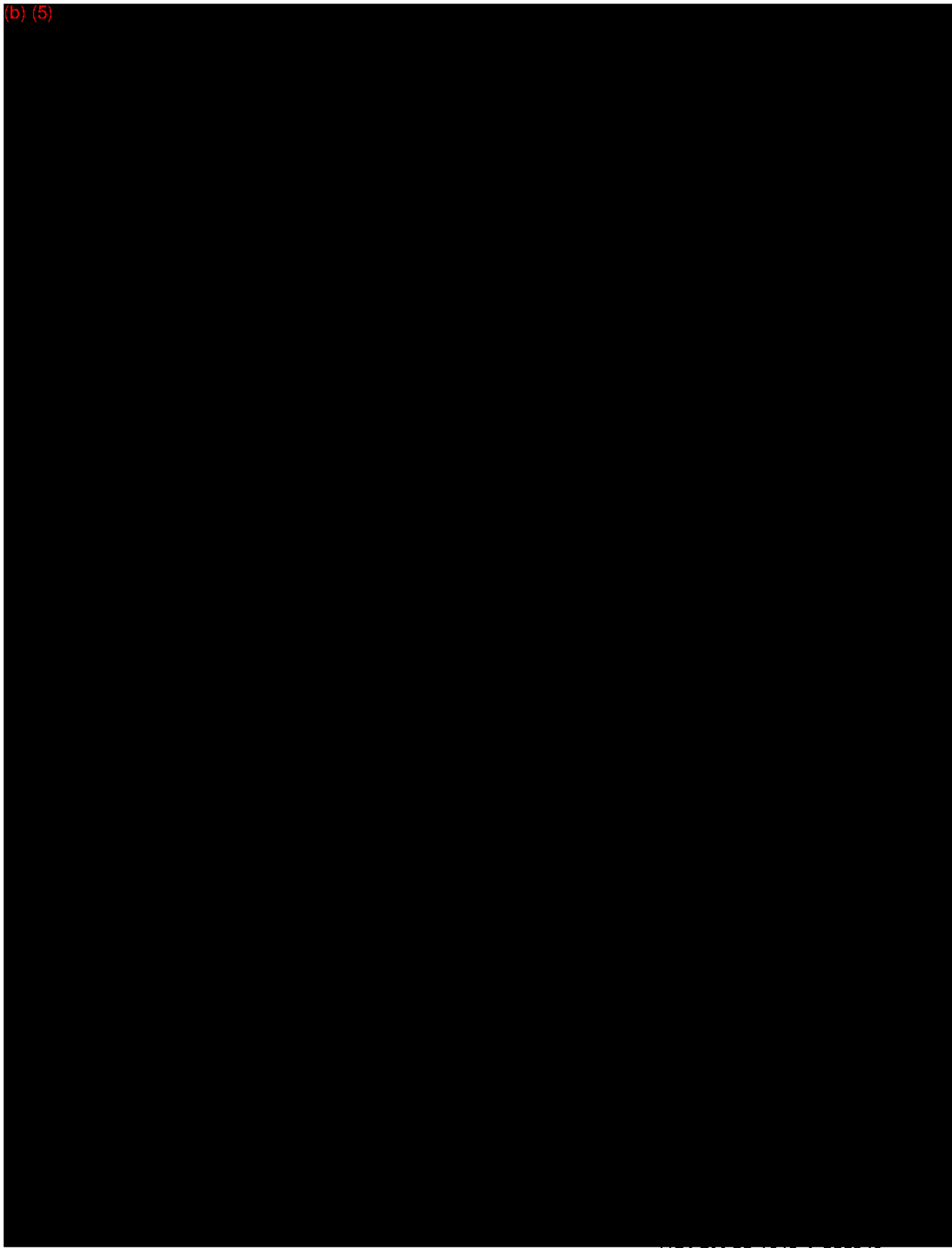
[Redacted]

Best,
Lillian

(b) (5)

[Redacted]

(b) (5)



(b) (5)

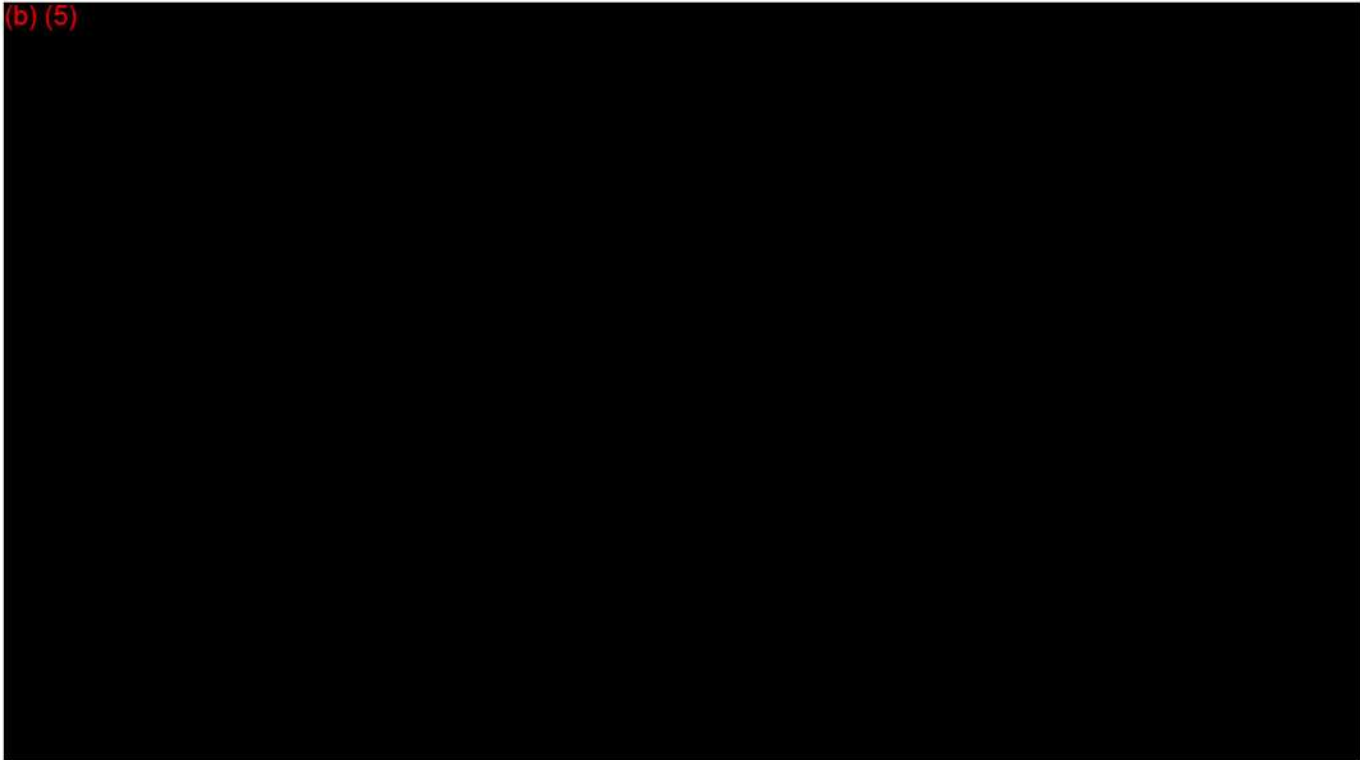


From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)

Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (6)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: (b) (6)

USAGM-20-1819-A-000353

FOIA20-046 088

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\)](#)

Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

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Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6);
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:52:26 AM

(b) (5)

Dave

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:20 PM

To: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6) Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)


(b) (6)

USAGM-20-1819-A-000359

FOIA20-046 094

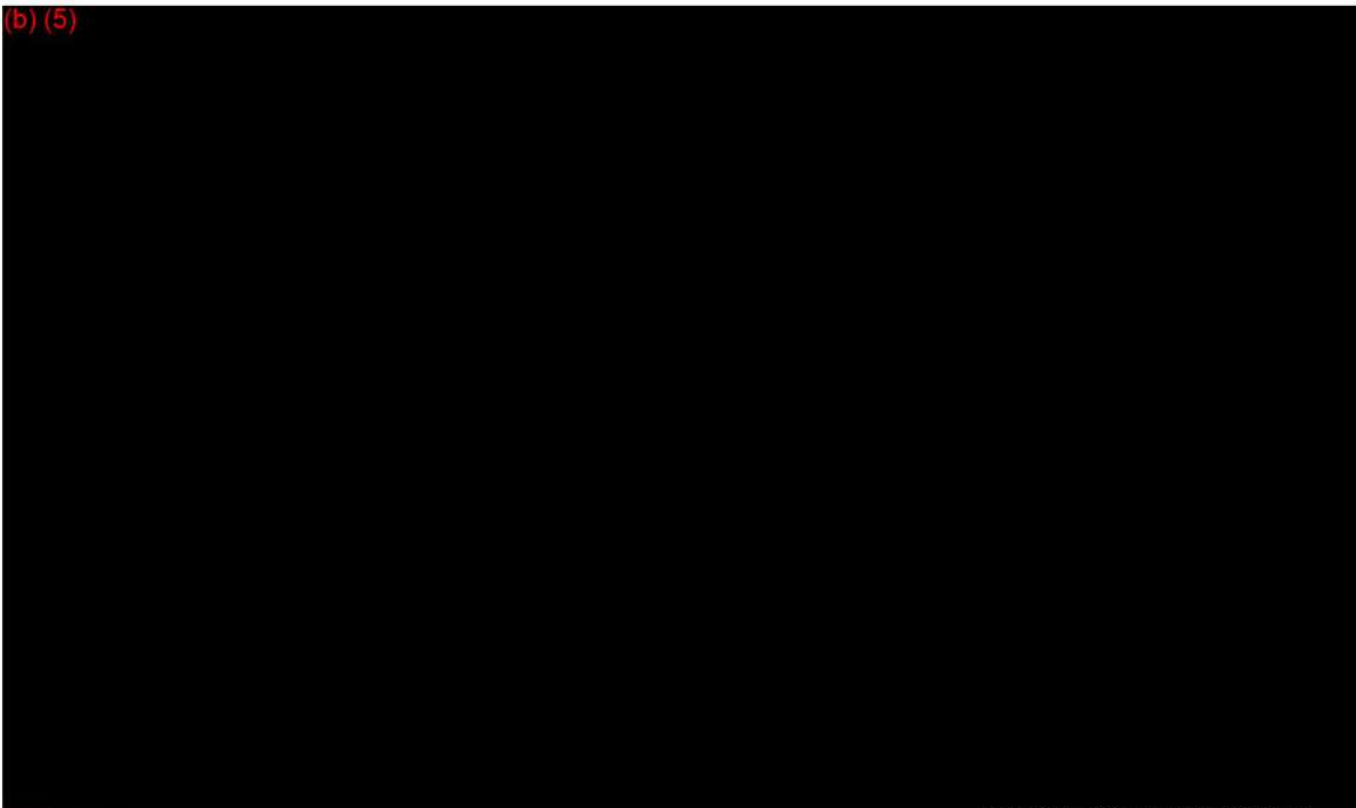
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: Michael B. Williams
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6),
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (6)

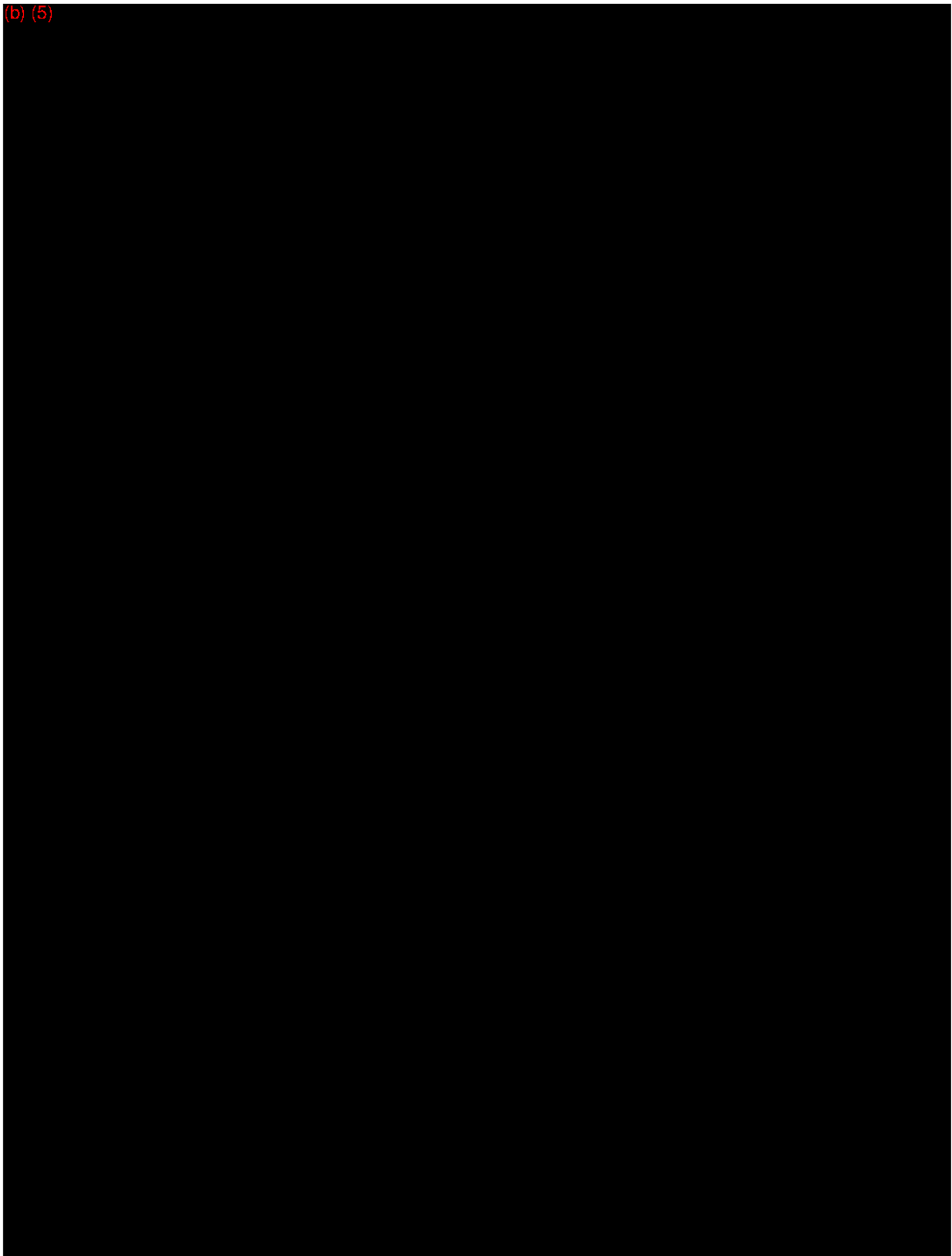
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

USAGM-20-1819-A-000364

FOIA20-046 099

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) [redacted]; Michael B. Williams

Cc: Lillian Cheng (b) (6) [redacted]

(b) (6) [redacted]

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6) [redacted]

From: David Kligerman (b) (6) [redacted]

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6) [redacted]

(b) (6) [redacted]
(b) (6) [redacted]

(b) (6) [redacted]
Michael B. Williams

Cc: Lillian Cheng (b) (6) [redacted]

(b) (6) [redacted]

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5) [redacted]

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text](#)

of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

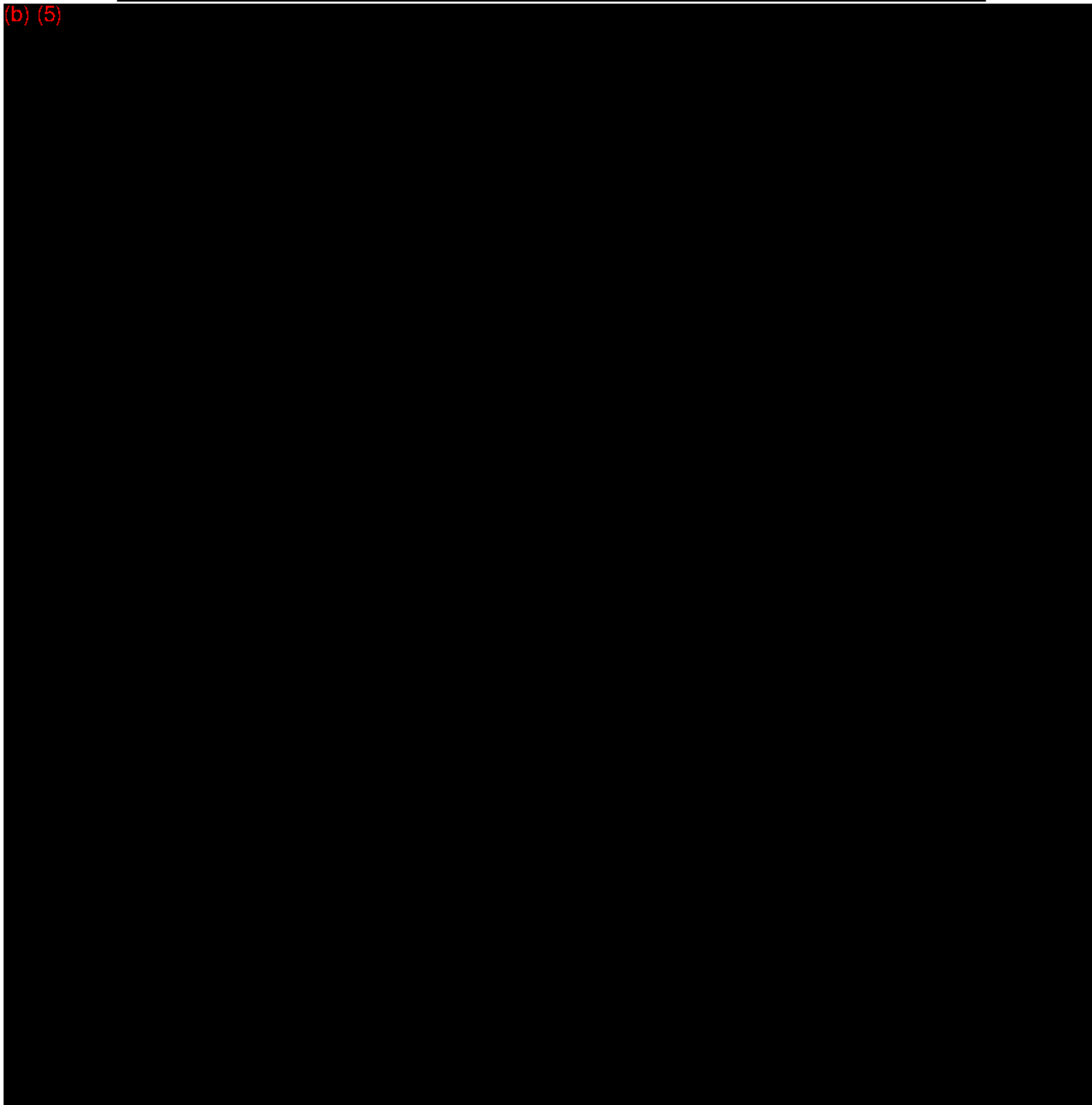
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: Ethics next steps
Date: Friday, June 26, 2020 2:38:55 AM
Attachments: [Pack_Michael_finalEA.PDF](#)
[DAFO letter.pdf](#)
[Re 90 Day Ethics Agreement Certification Reminder - PACK.msg](#)
[EA Certification - USAGM_PACK.PDF](#)

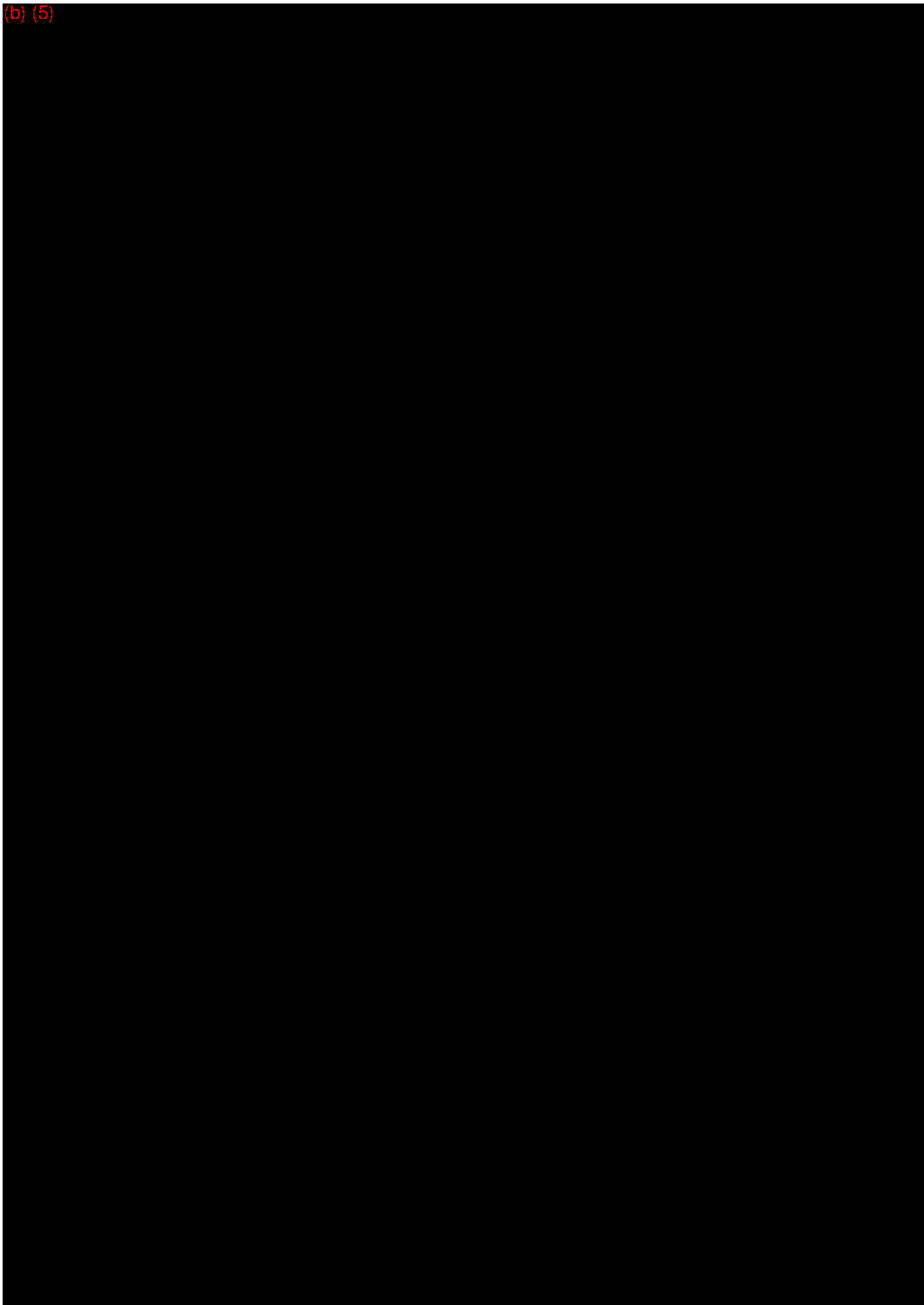
Attorney-communication

Michael: (b) (6)

(b) (5)



(b) (5)



From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:35:16 PM
Attachments: [RE Activity in Case 120-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO.msg](#)

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

(b) (6)

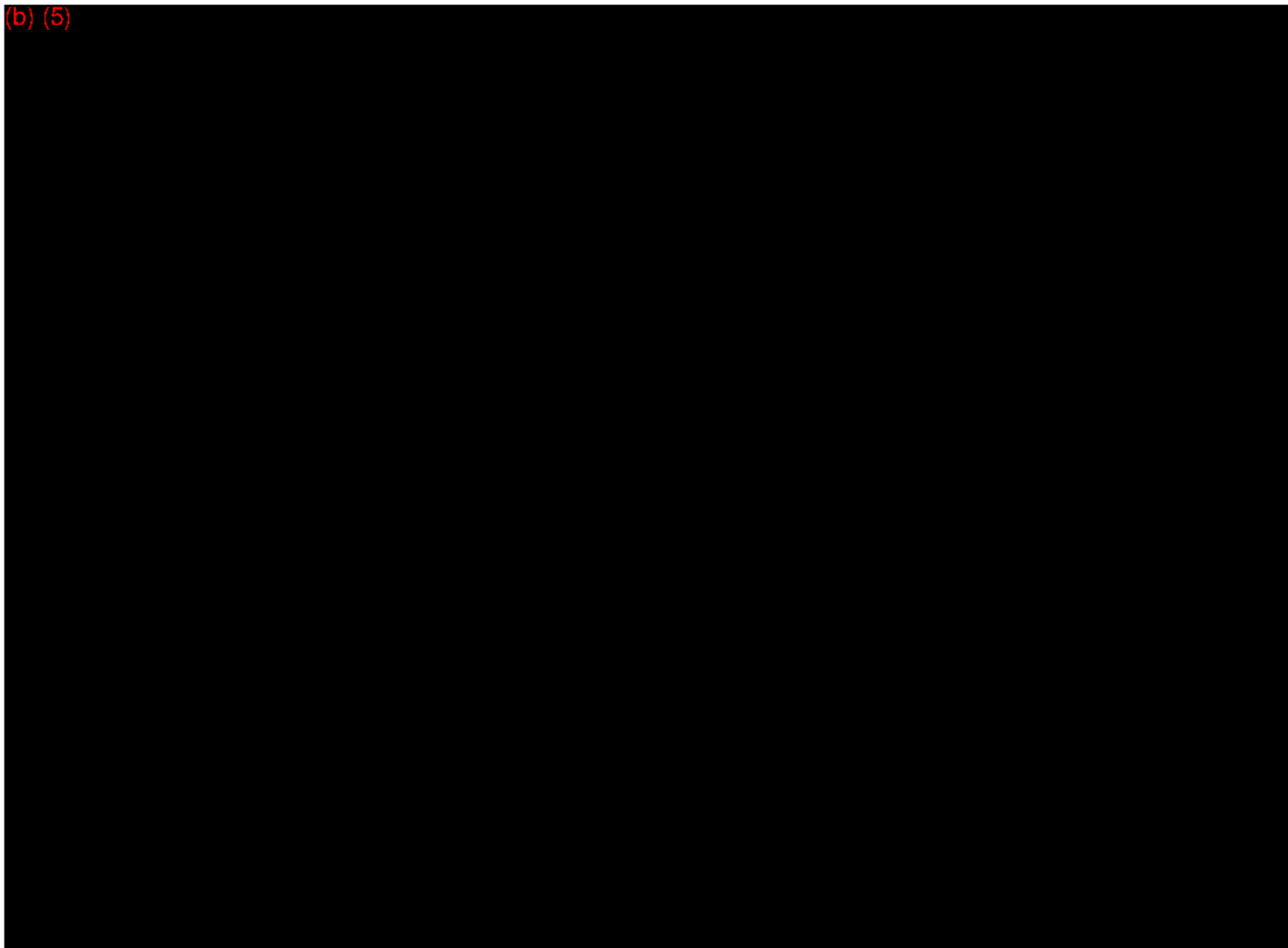
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

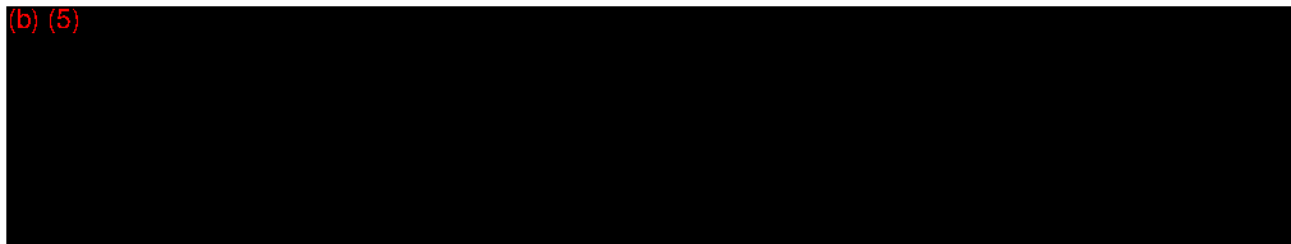
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



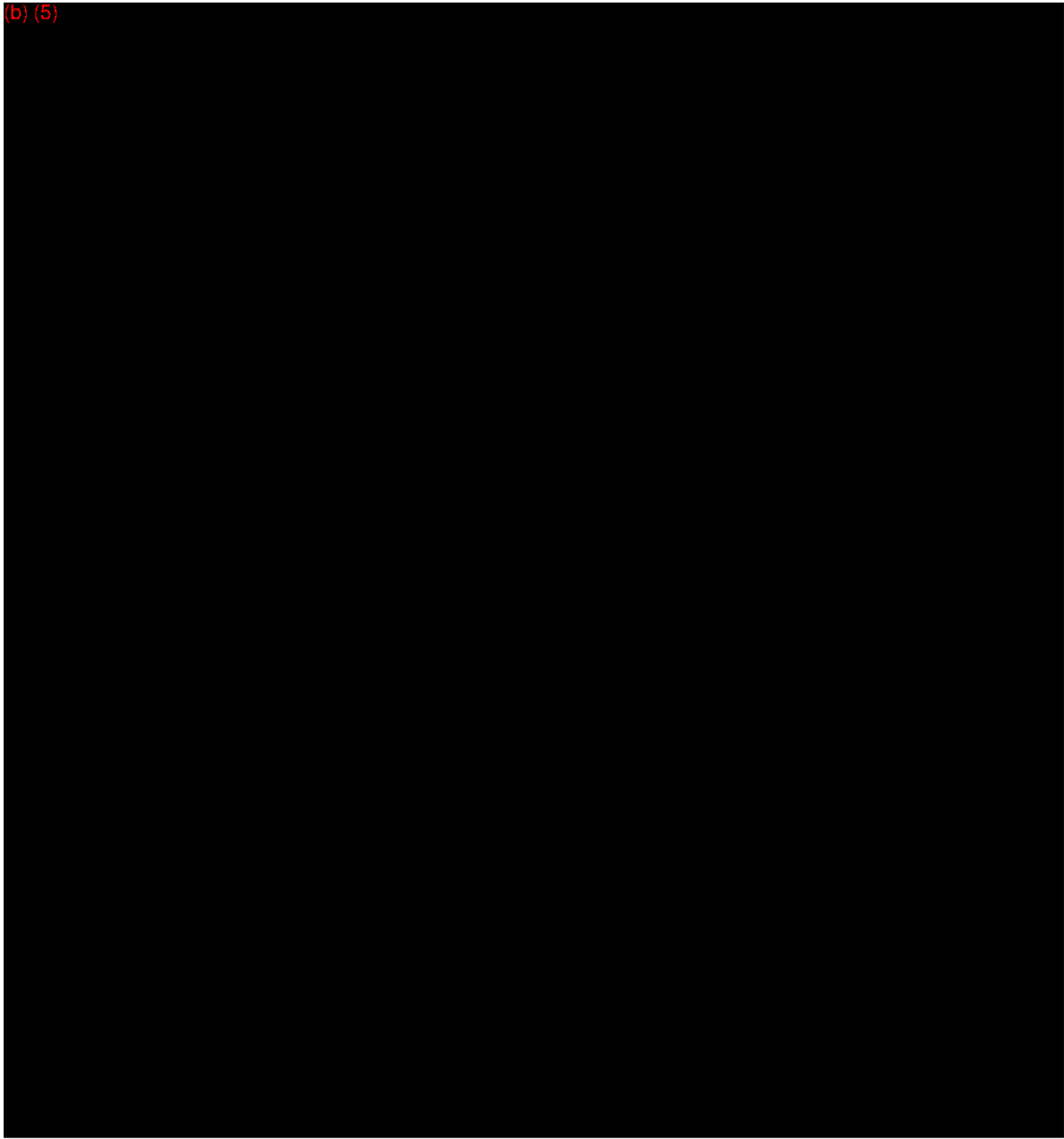
Best,

Lillian

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Cc: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

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Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER

USAGM-20-1819-A-000383

KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b5aa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3] [a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

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[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d37
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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From: (b) (6)
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 3:00:44 AM

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Friday, June 26, 2020 12:52 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : thanks for speaking just now. (I'm searching through the appropriation acts now. Let me see what I can find.)

Dave

From: (b) (6)

Sent: Friday, June 26, 2020 12:13 AM

To: David Kligerman (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6) I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 11:34 PM

To: (b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Attached is the memo that we sent earlier this afternoon. (This is the document that I indicate (below) contains certain provisions of OTF bylaws that address their board and officers).

I am going to follow up with an additional document which highlights all relevant sections of their bylaws.

From: David Kligerman

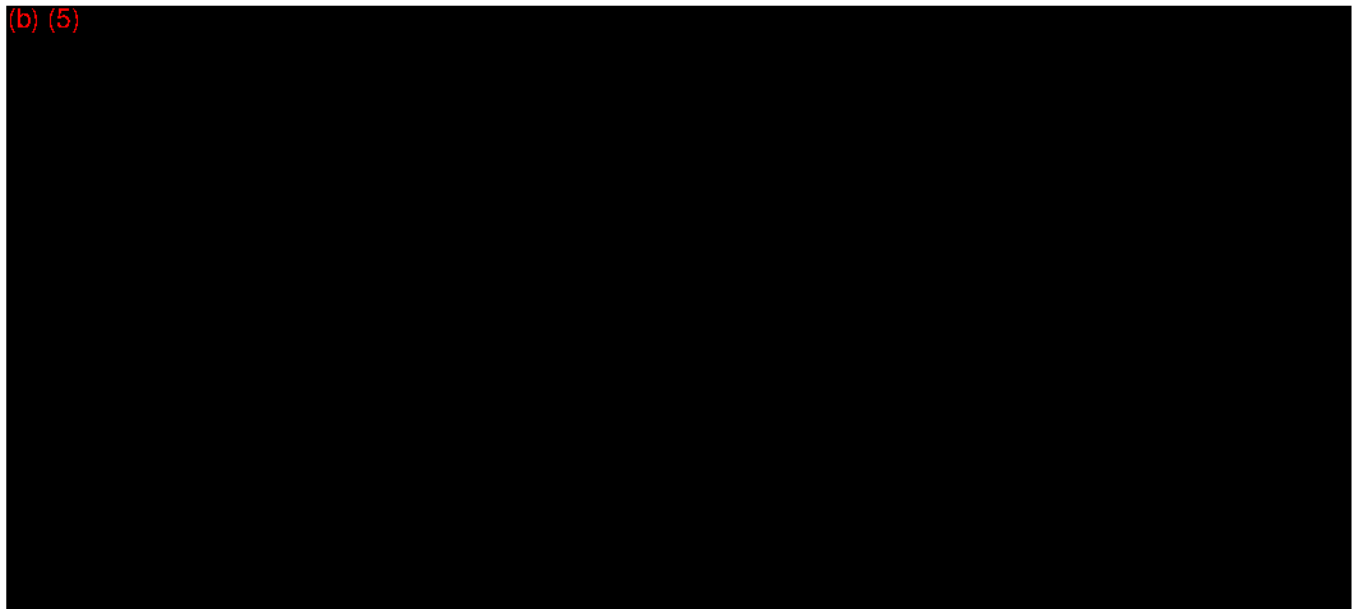
Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Sorry. Hit send too soon. Below I sent the OTF backgrounder, that should answer the following questions you asked:

(b) (5)



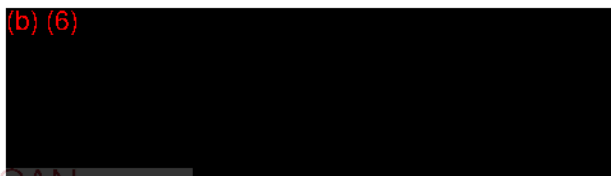
From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is some background on the OTF grantee and its incorporation by RFA.

Please also find attached:

(b) (6)



(b) (6)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6) Michael B. Williams (b) (6)

(b) (6)

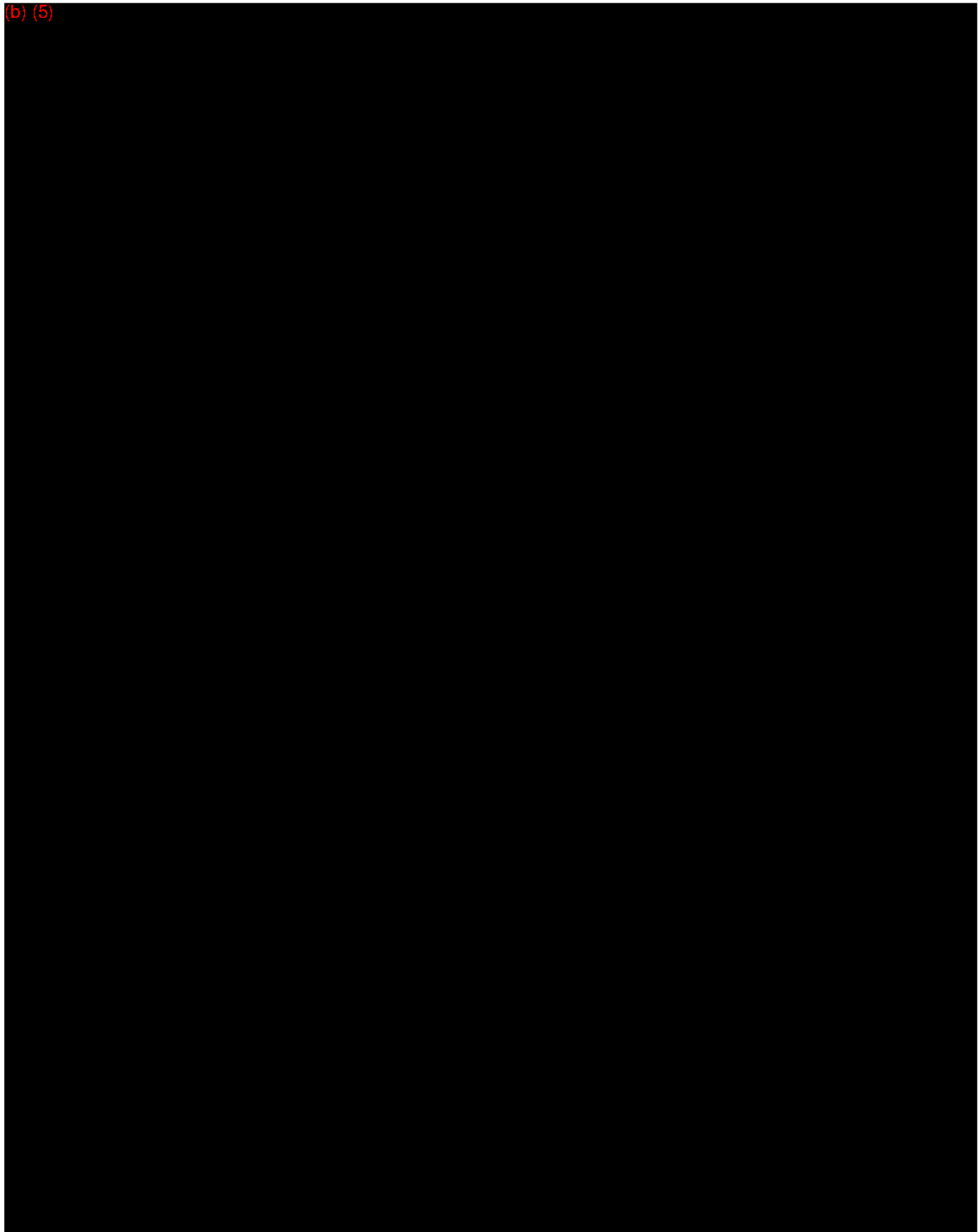
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6) Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

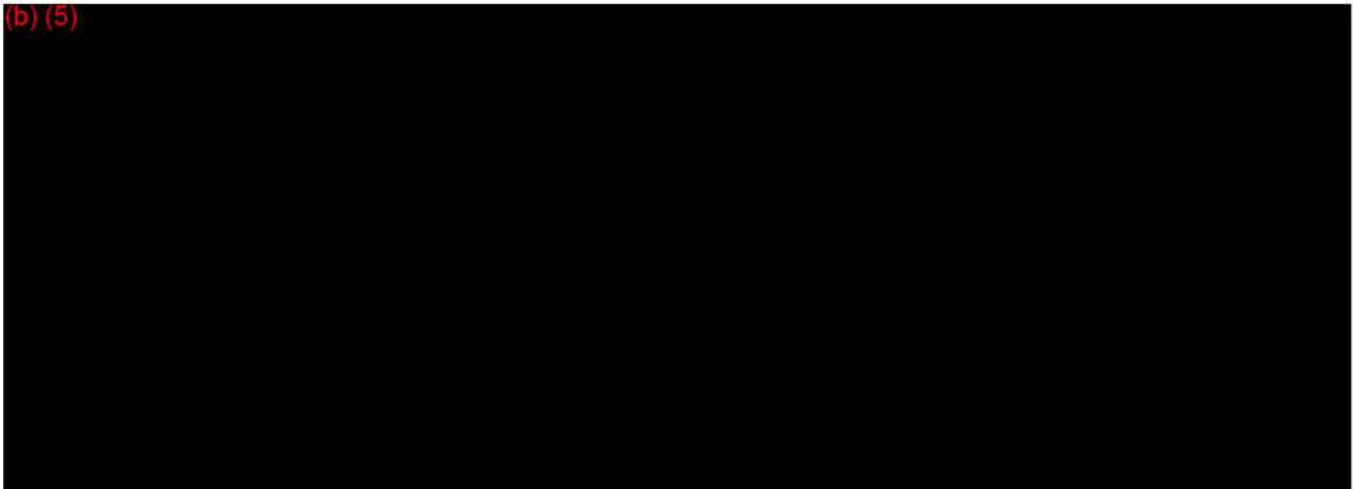
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6) (b) (6)
Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)((b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 3:11:08 AM

(b) (6)

(b) (6) Best, Dave

Sent from [Mail](#) for Windows 10

From: (b) (6)
Sent: Friday, June 26, 2020 3:00 AM
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

(b) (6)

From: David Kligerman

Sent: Friday, June 26, 2020 12:52 AM

To: (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Friday, June 26, 2020 12:13 AM

To: David Kligerman (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 11:34 PM

To: (b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:20 PM

To: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is some background on the OTF grantee and its incorporation by RFA.

Please also find attached:

(b) (6)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

(b) (6)

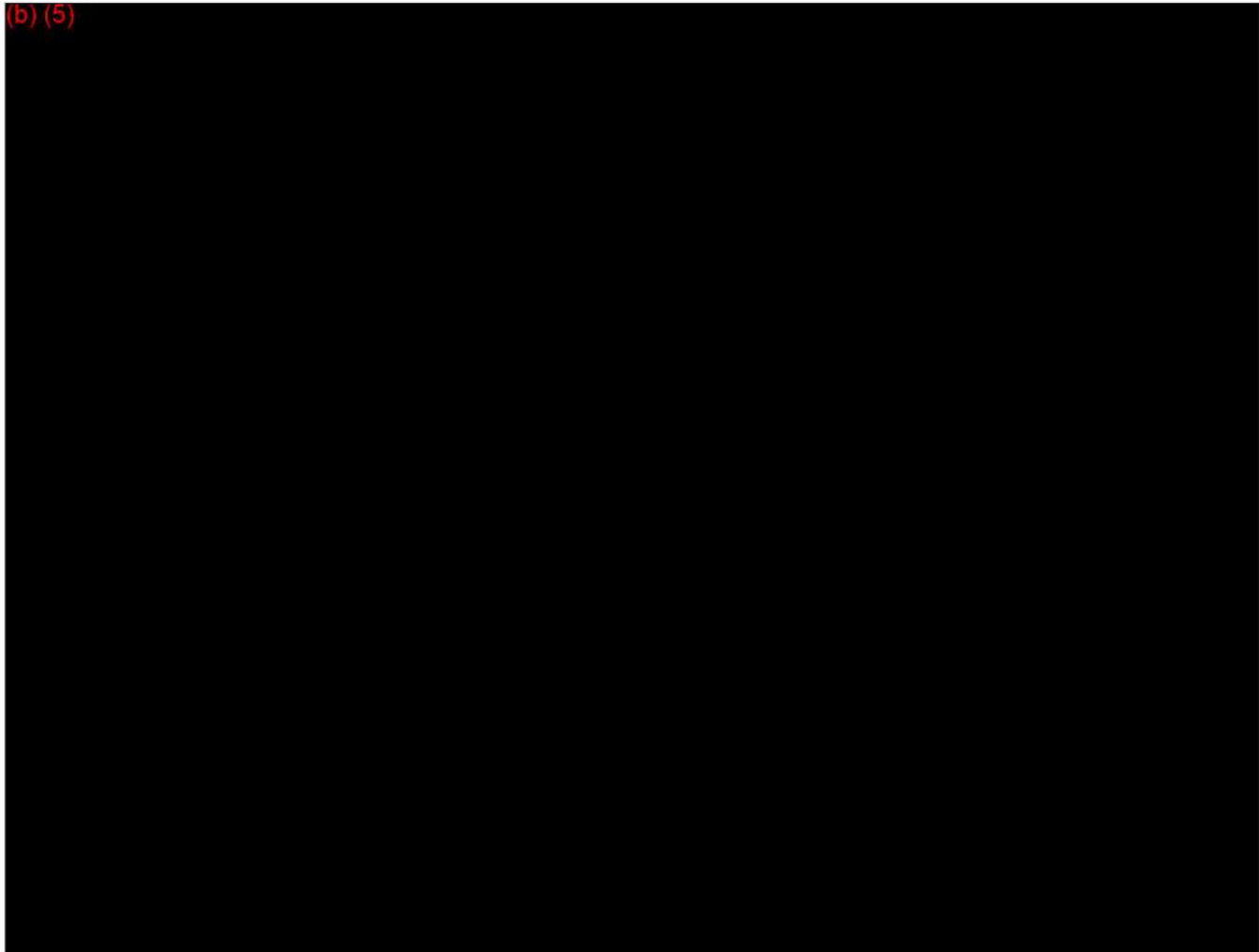
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

DOJ Team,

(b) (5)

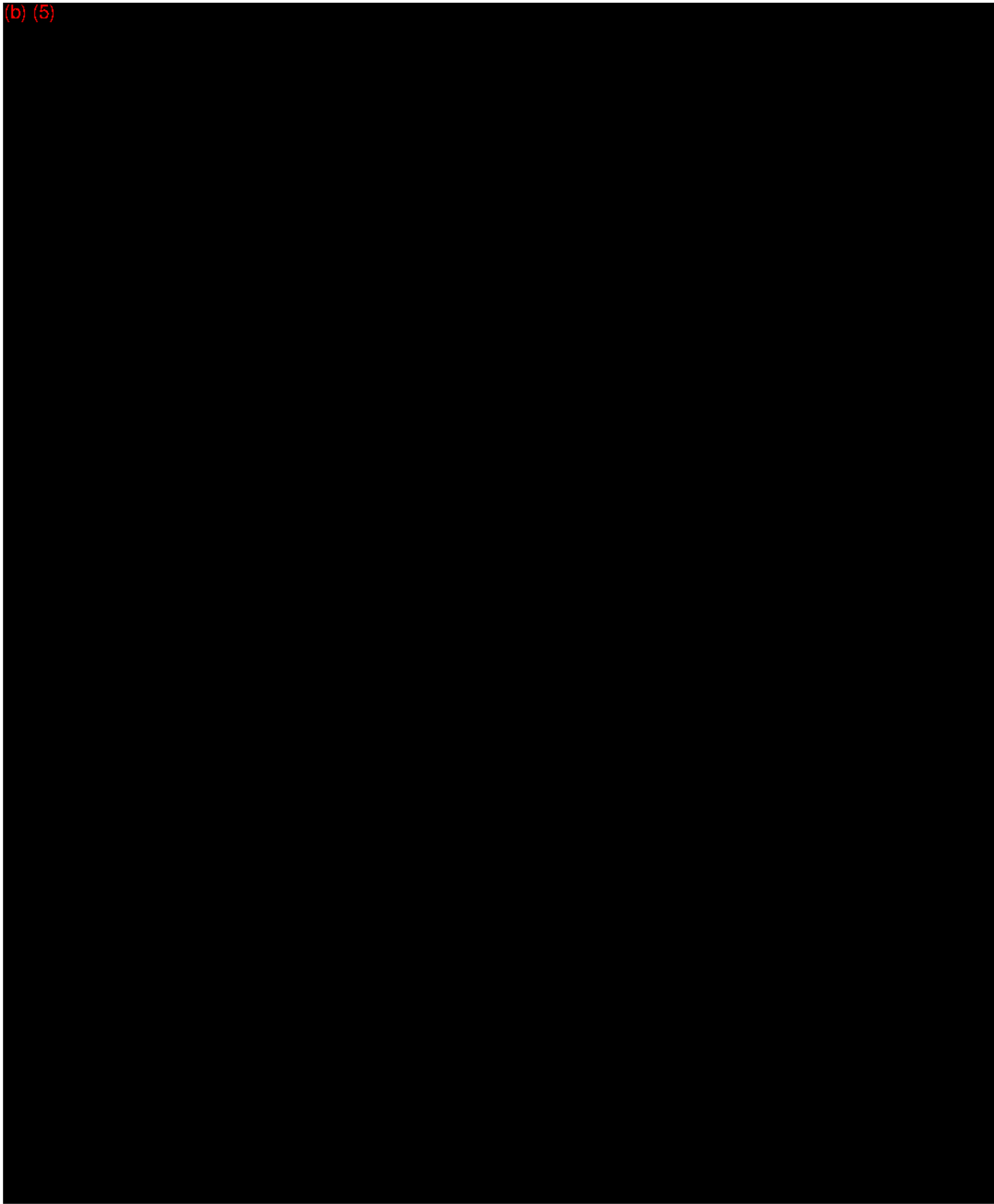


Best,
Lillian

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

USAGM-20-1819-A-000409

FOIA20-046 144

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

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Our (b) (6), will likely join as well assuming that his other obligations permit.

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(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)
(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

(b) (6) (b) (6)
(b) (6) Michael B. Williams

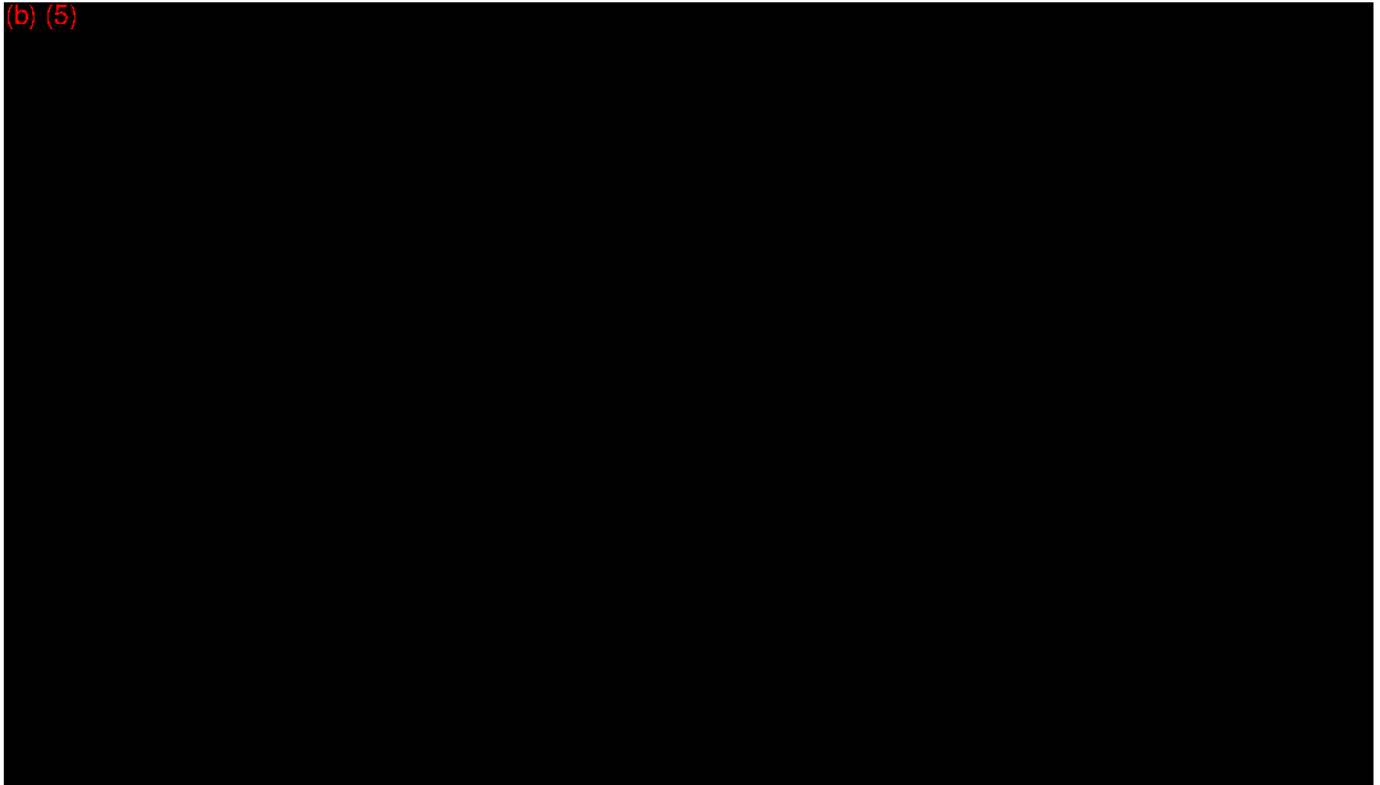
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

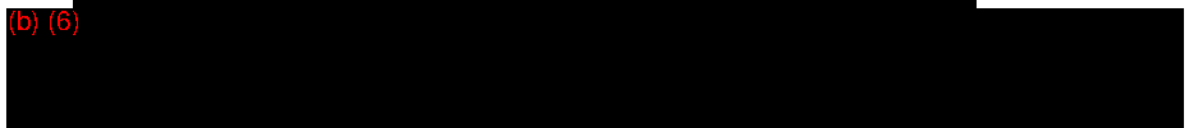


Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

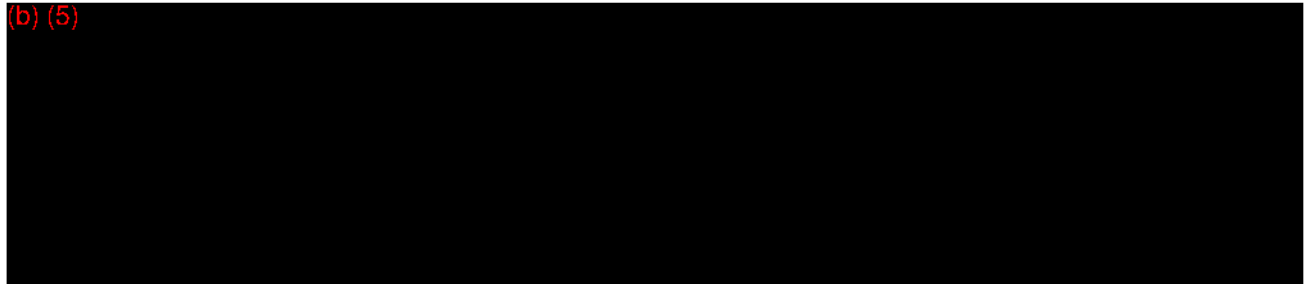
To: (b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

USAGM-20-1819-A-000413

FOIA20-046 148

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-A-000414

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: [Michael B. Williams](#); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:37:42 AM

Good morning USAGM team,

(b) (5)

[Redacted]

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

[Redacted]

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6) wrote:

(b) (6)

(b) (5)

[Redacted]

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

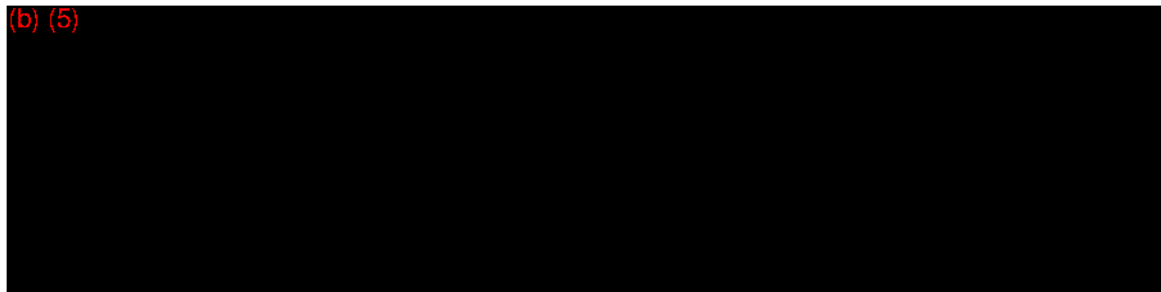
(b) (5)

(b) (5)



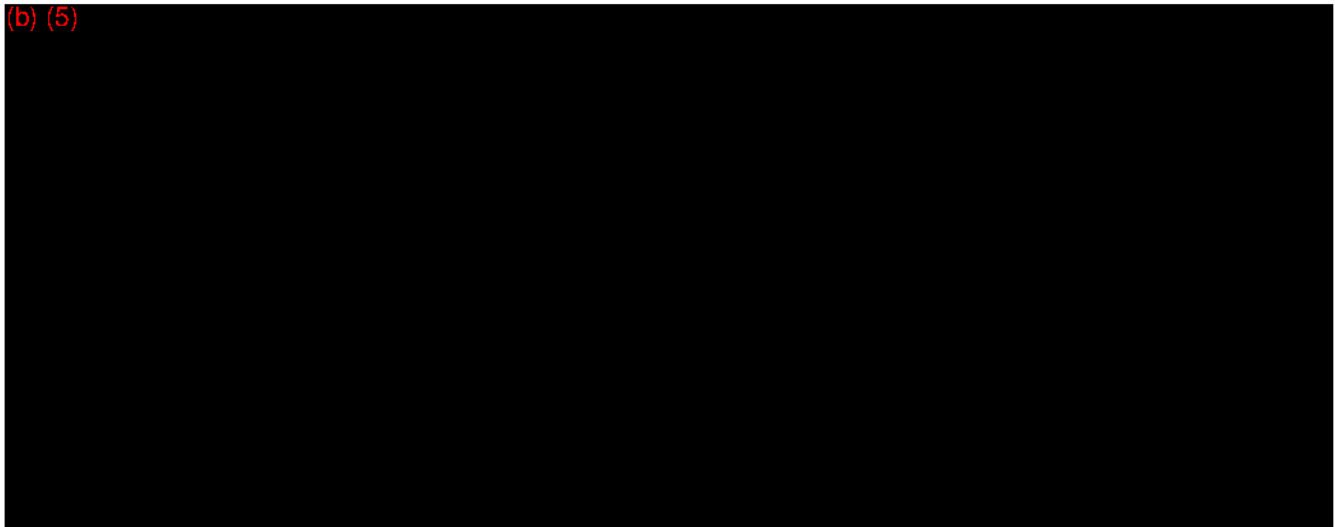
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6) >
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

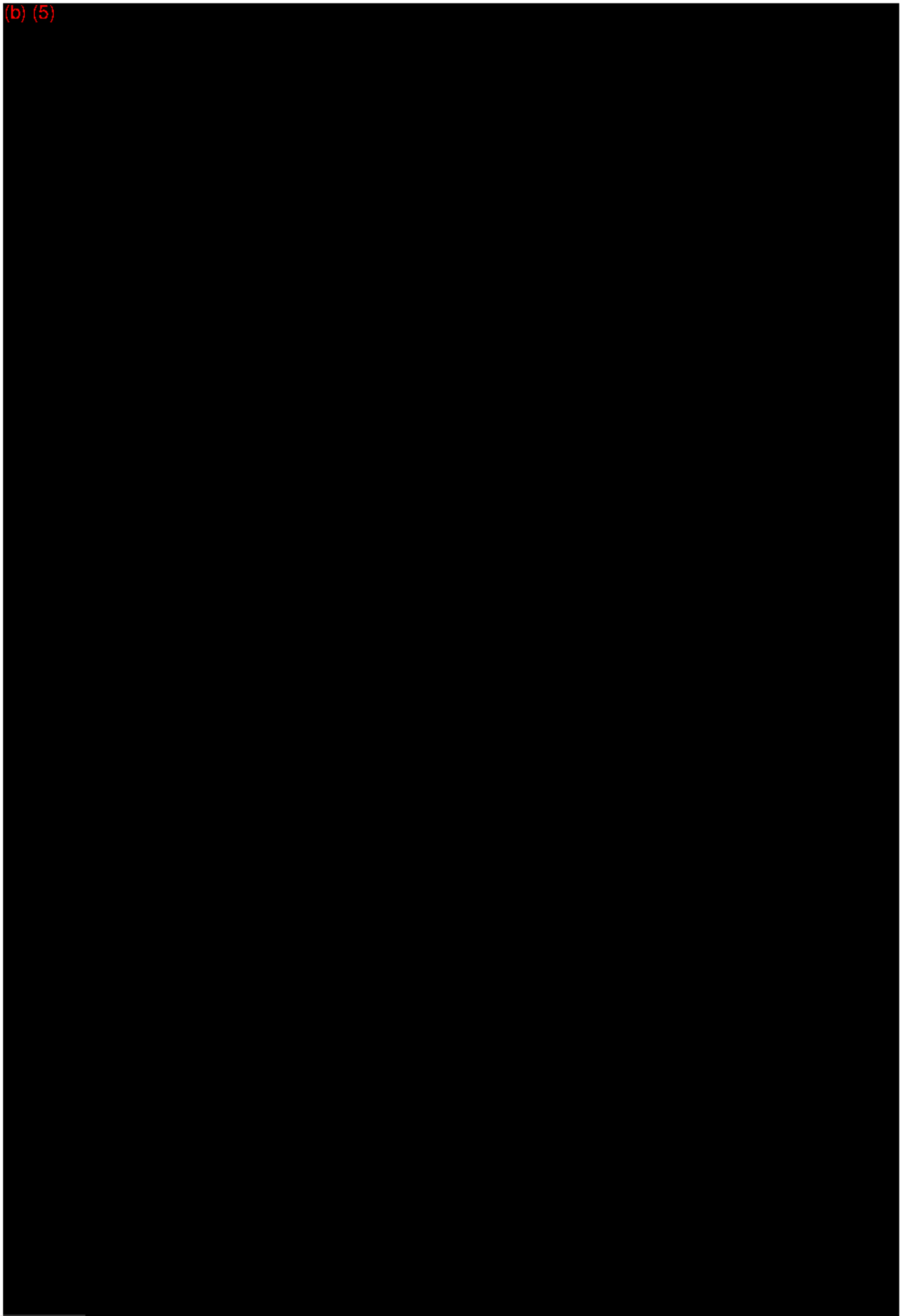


Best,
Lillian

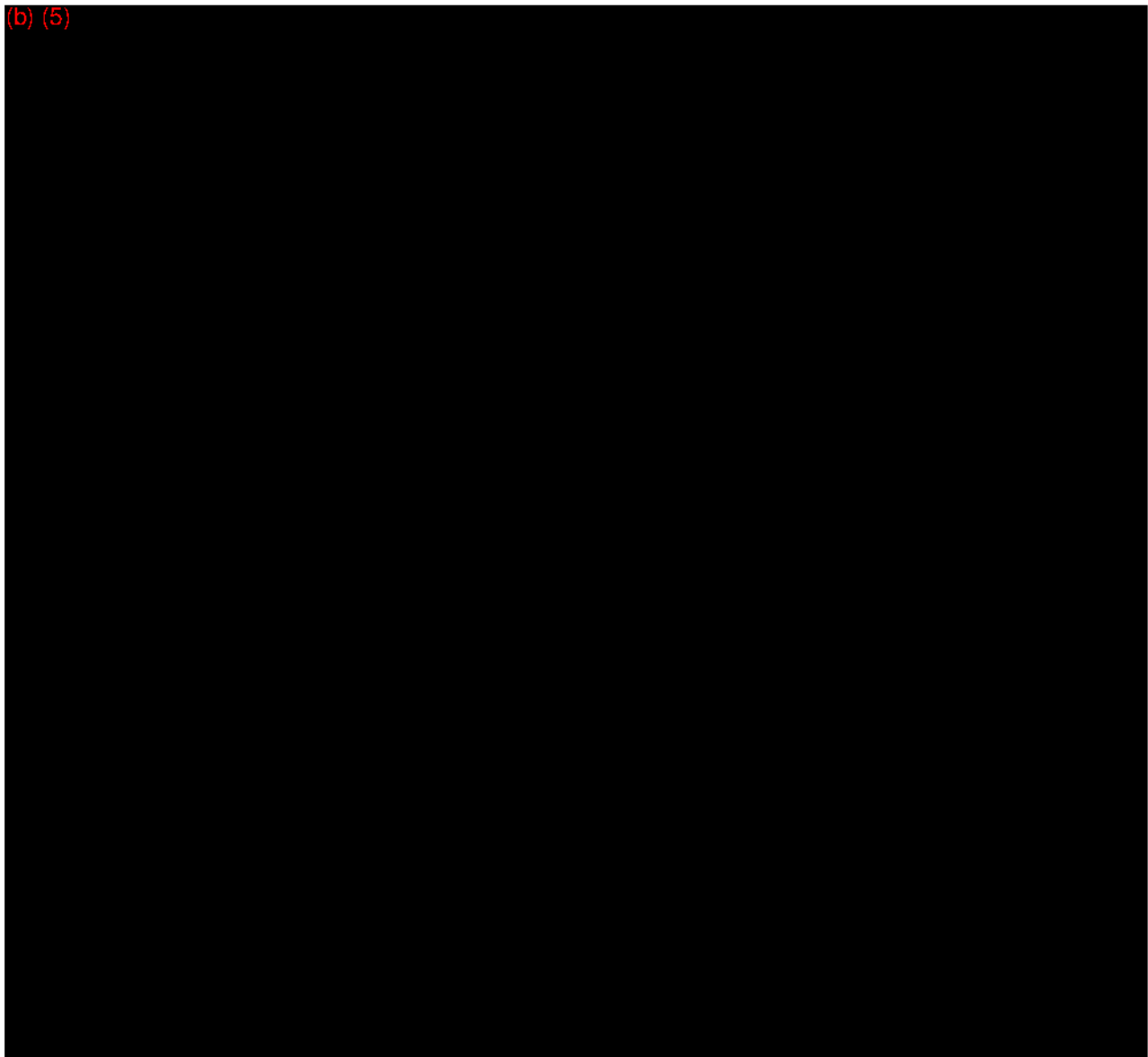
(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN

USAGM-20-1819-A-000421

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6) Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6);
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Attendee code: (b) (6)

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Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6);
(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

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(b) (6) wrote:

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(b) (6)

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Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

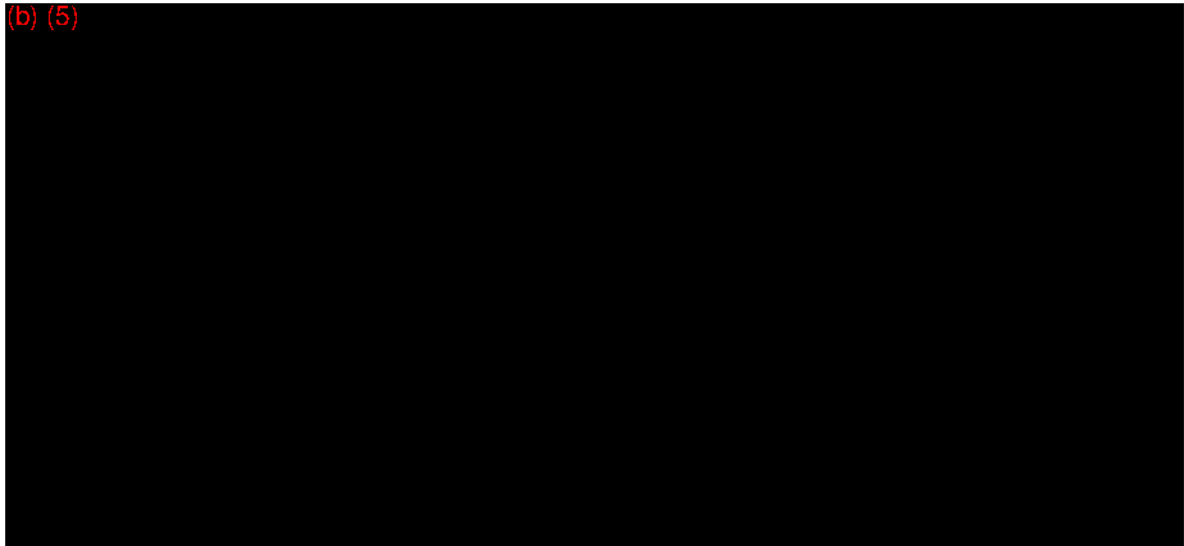
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

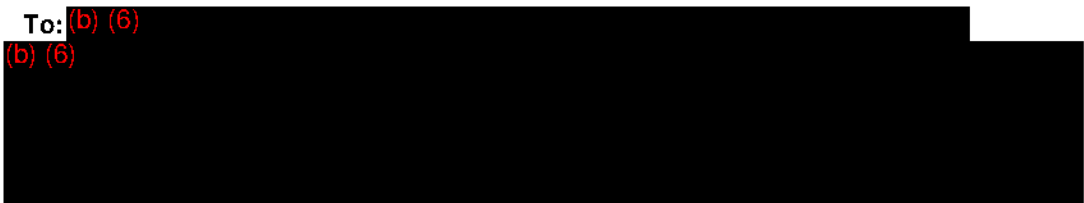
(b) (5)



Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM

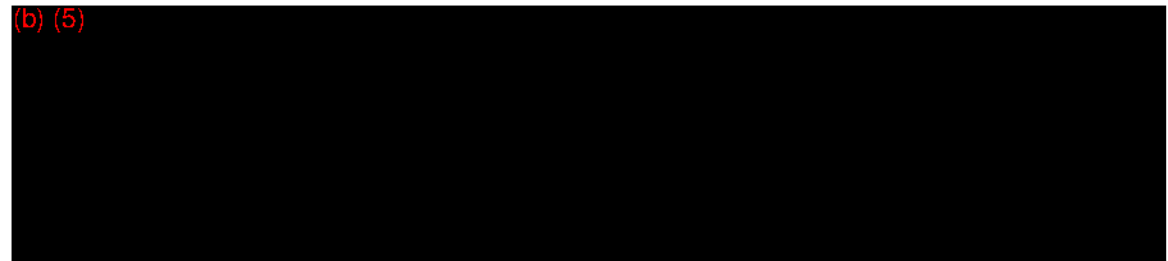
To: (b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

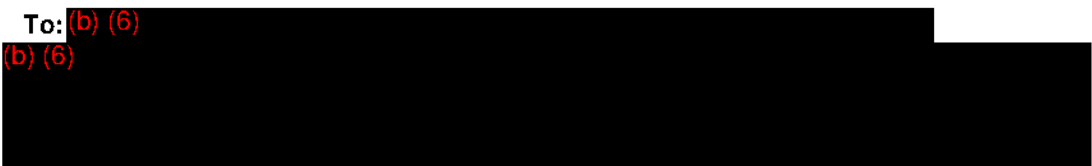


Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)



Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

USAGM-20-1819-A-000426

FOIA20-046 161

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-A-000427

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

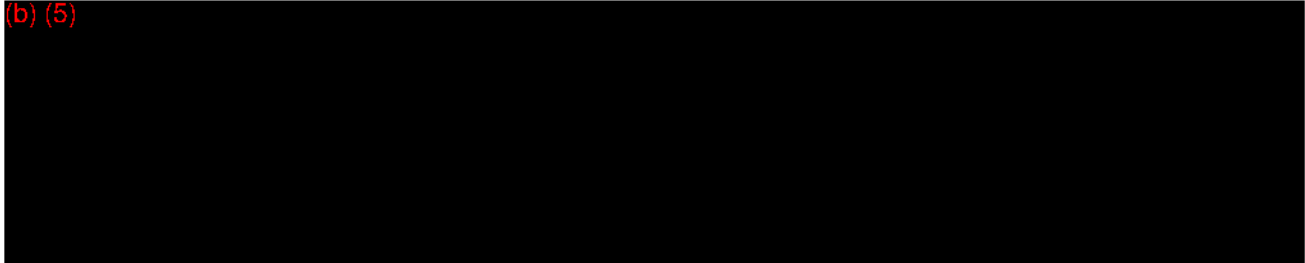
Original filename:suppressed

Electronic document Stamp:

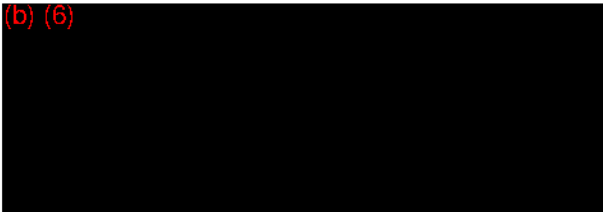
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: Michael B. Williams; Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 7:01:56 AM
Attachments: [Pack_TRO-PI_Opp"n v.1.docx](#)

(b) (5)



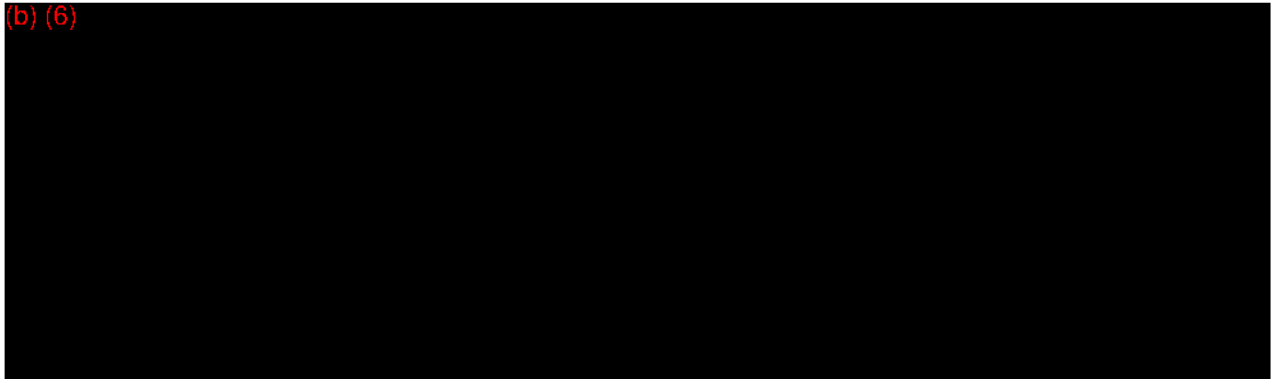
(b) (6)



From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (6)



Thanks,
(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

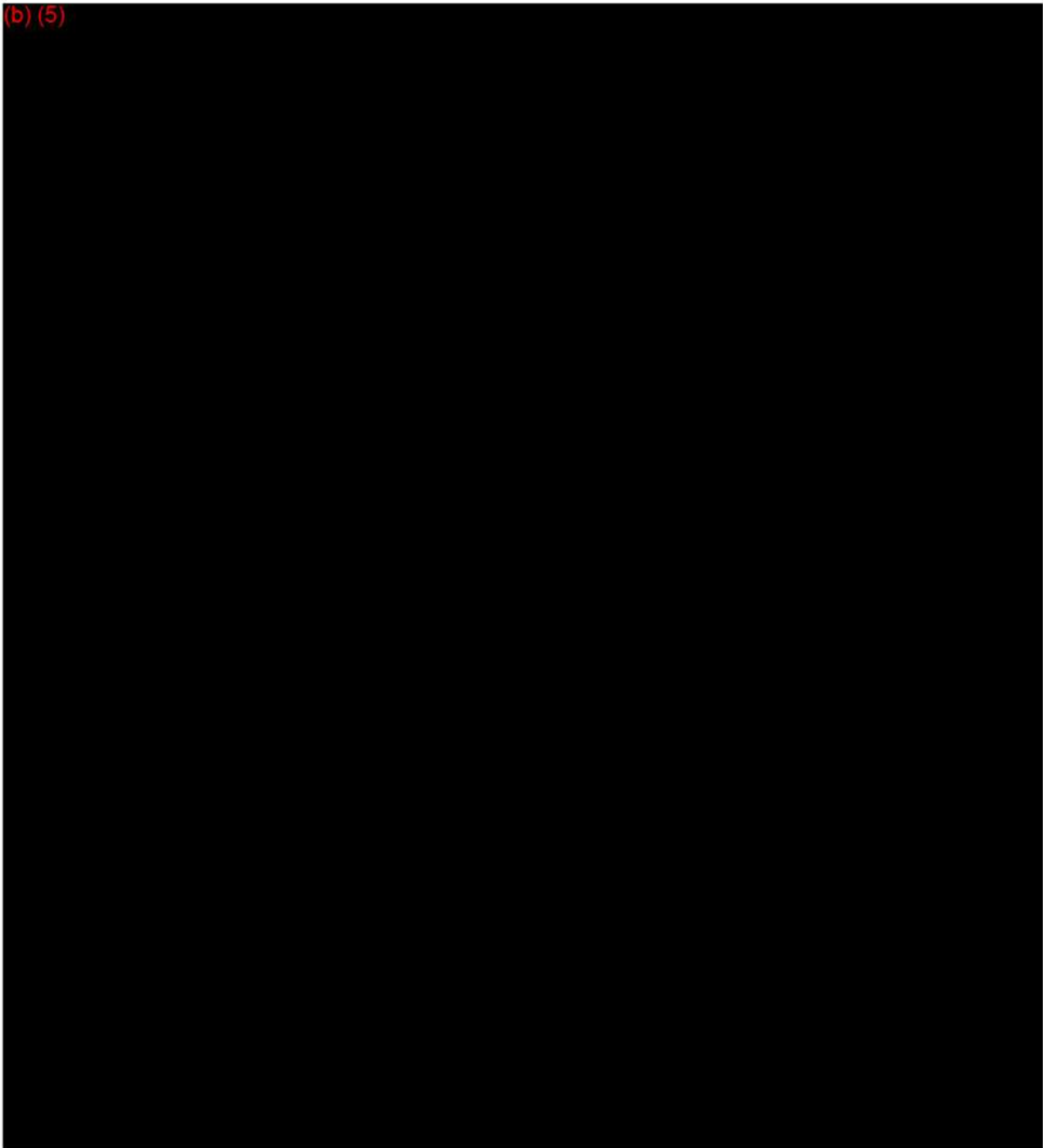
(b) (6); David Kligerman (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

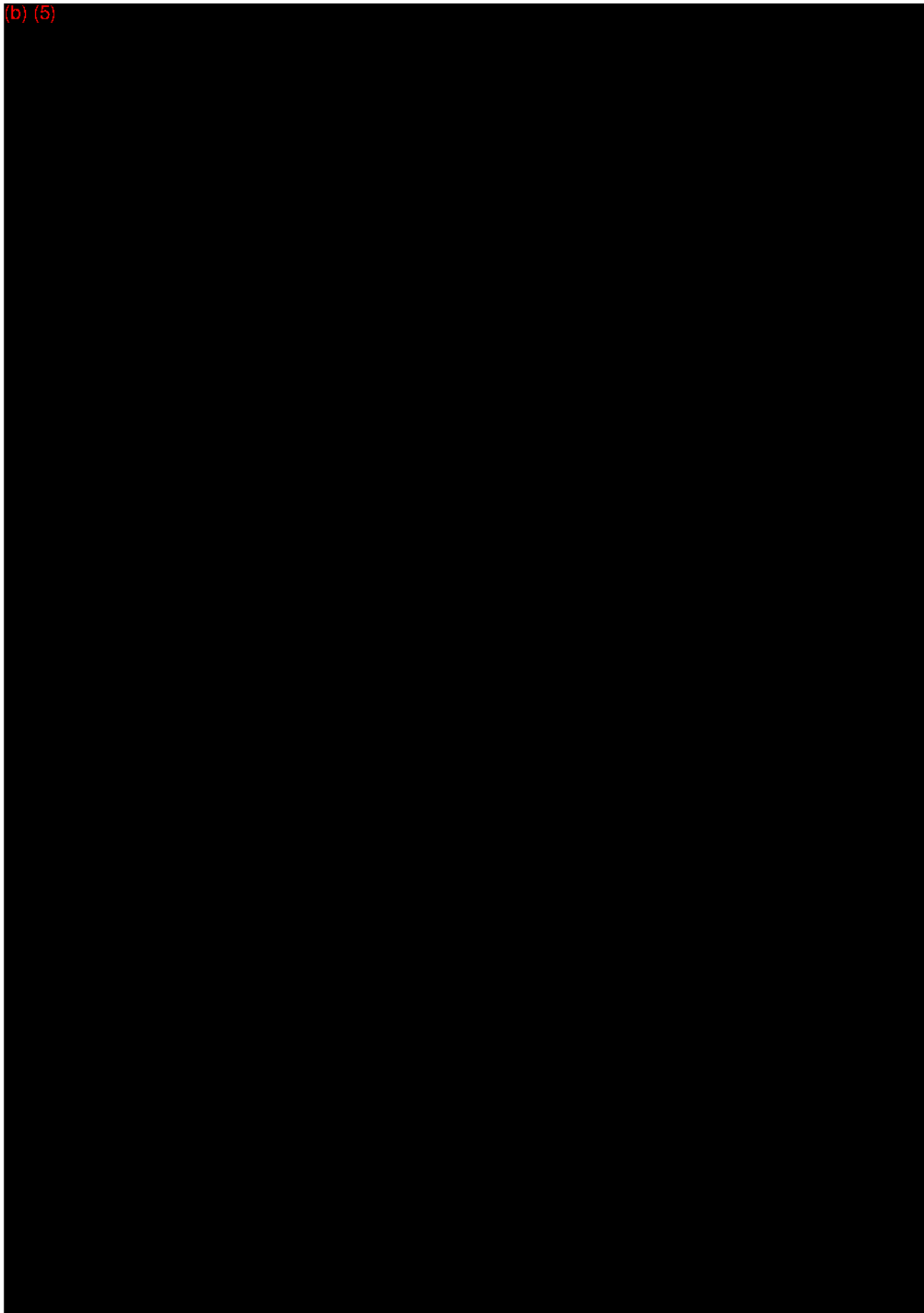
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)](#)

USAGM-20-1819-A-000440

Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03a
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: (b) (6); (b) (6) man; (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:31:51 AM

(b) (6), (b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

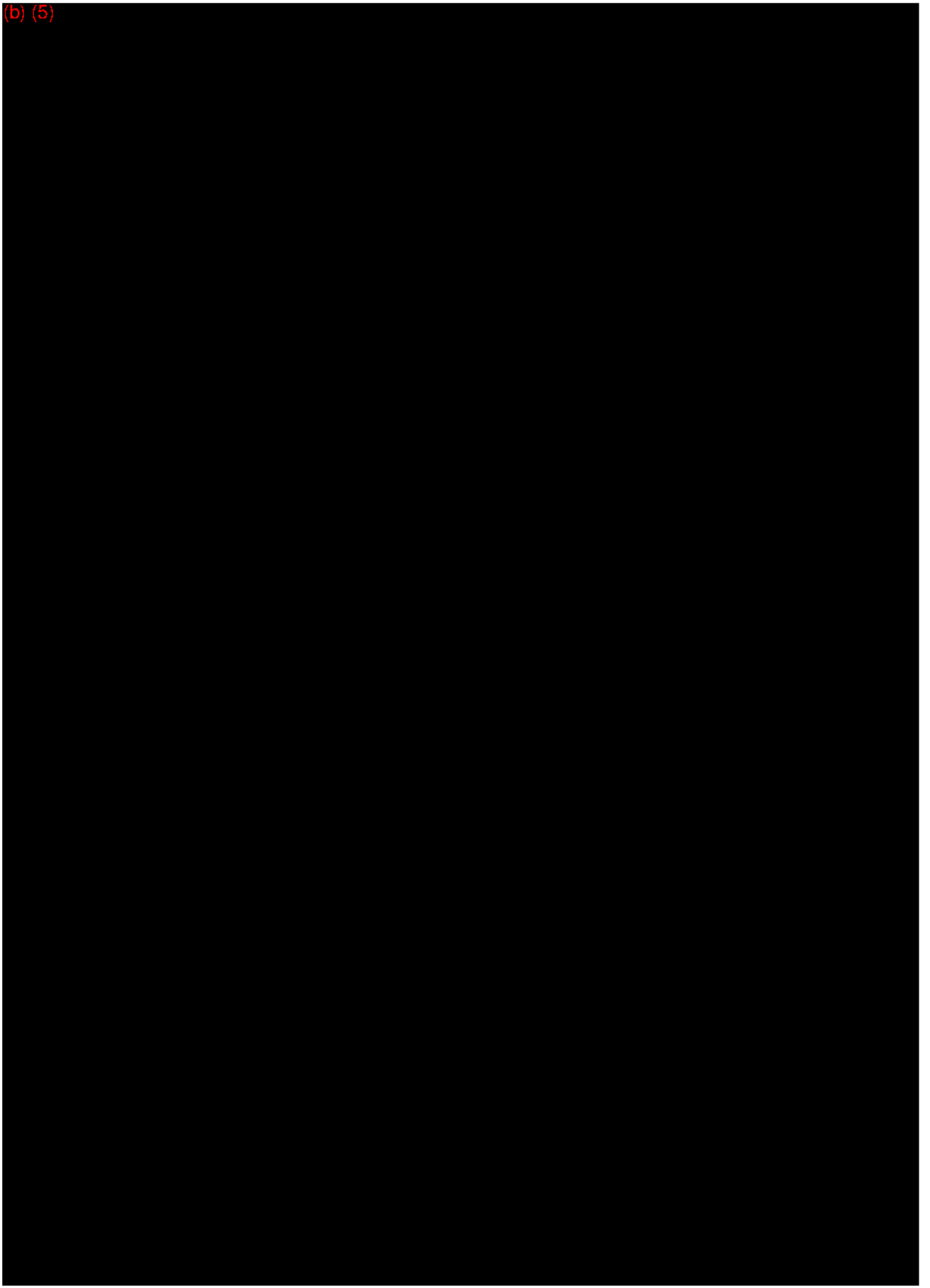
A solid black rectangular redaction box covering a portion of the document's top section.

Best,
Lillian

(b) (5)

A large, solid black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)

Cc: (b) (6)
(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
Chris

From: (b) (6) >

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)
(b) (6)
(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
United States policy permits attorneys of record and parties in a case
(including pro se litigants) to receive one free electronic copy of all
documents filed electronically, if receipt is required by law or directed by the
filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
\(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\)
Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\)
Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit,
\(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

USAGM-20-1819-A-000455

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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USAGM-20-1819-A-000456

Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: Michael B. Williams; (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:40:09 AM

Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6), (b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

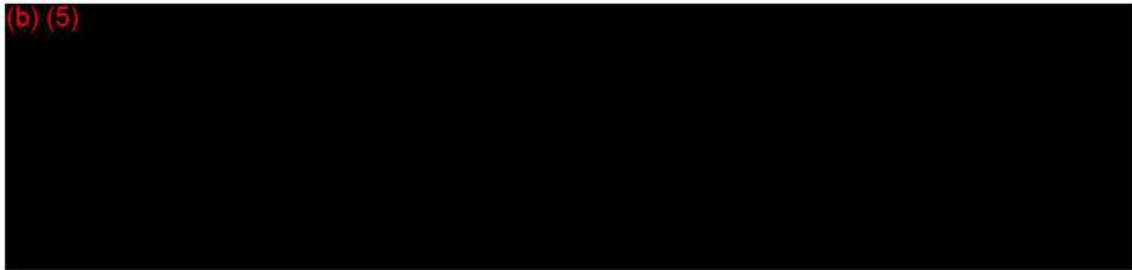
(b) (5)

(b) (5)



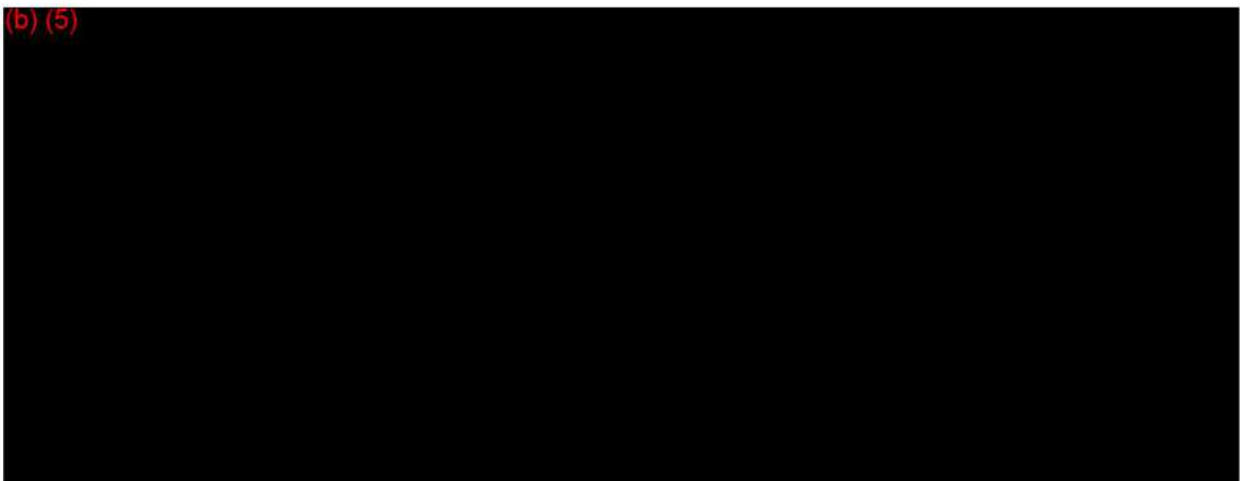
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

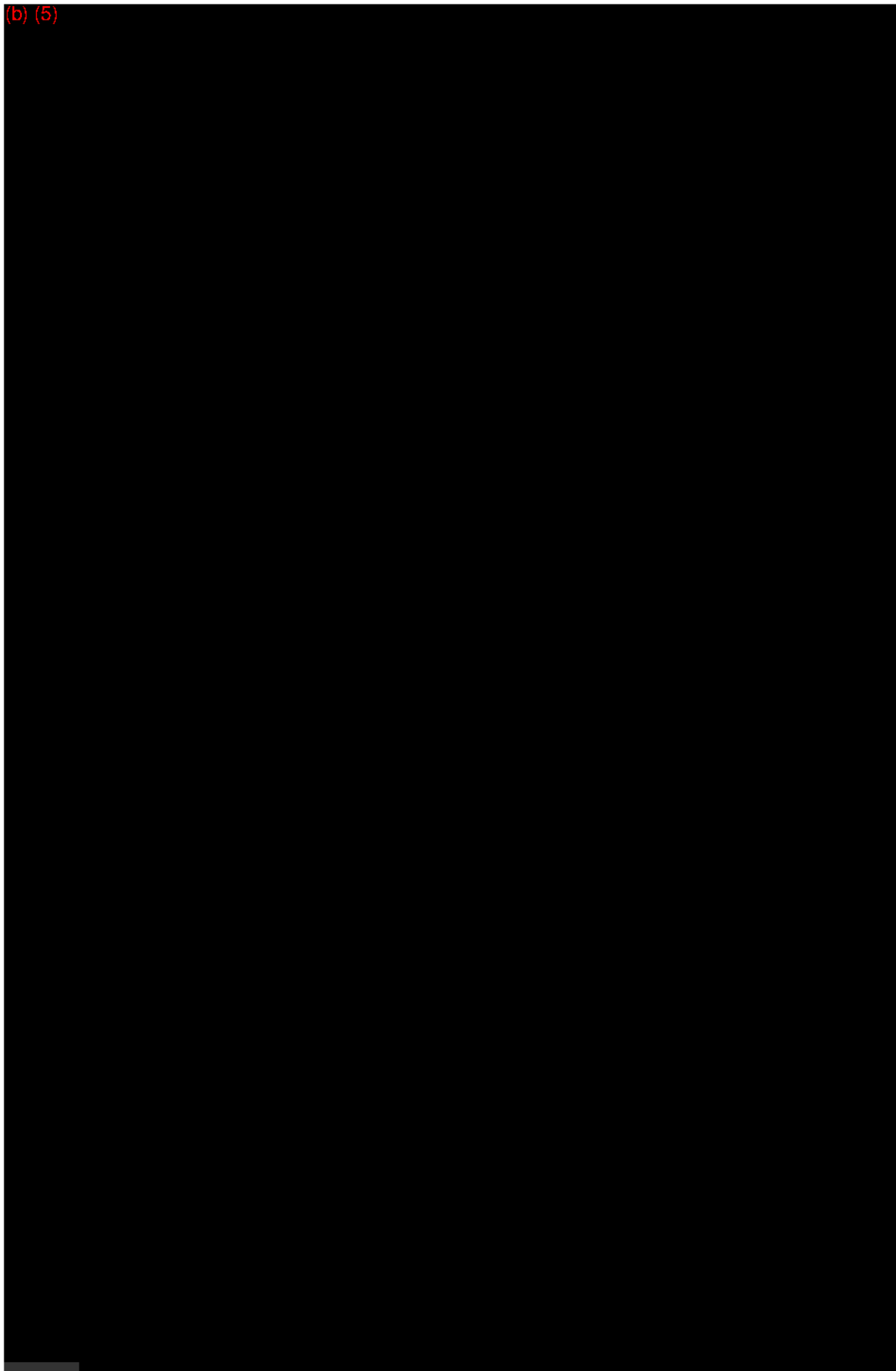


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

USAGM-20-1819-A-000465

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)



Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

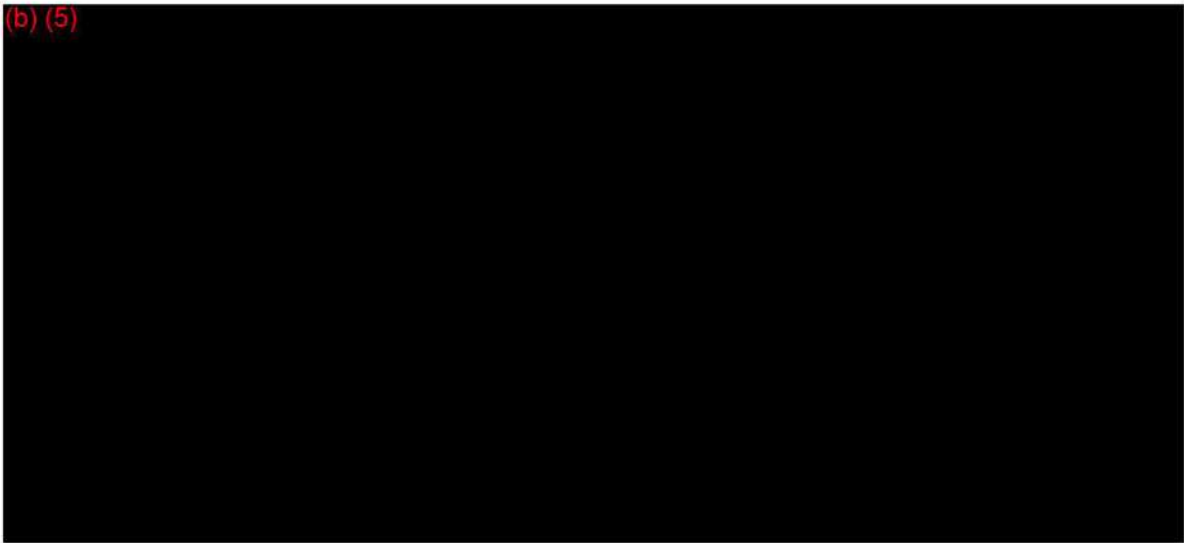
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)



Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: Michael B. Williams; (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:40:13 AM

(b) (5)

From: Michael B. Williams; (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng; (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams; (b) (6); (b) (6); Lillian Cheng; (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

USAGM-20-1819-A-000475

FOIA20-046 210

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

USAGM-20-1819-A-000476

FOIA20-046 211

(b) (5)

[Redacted]

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted]

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

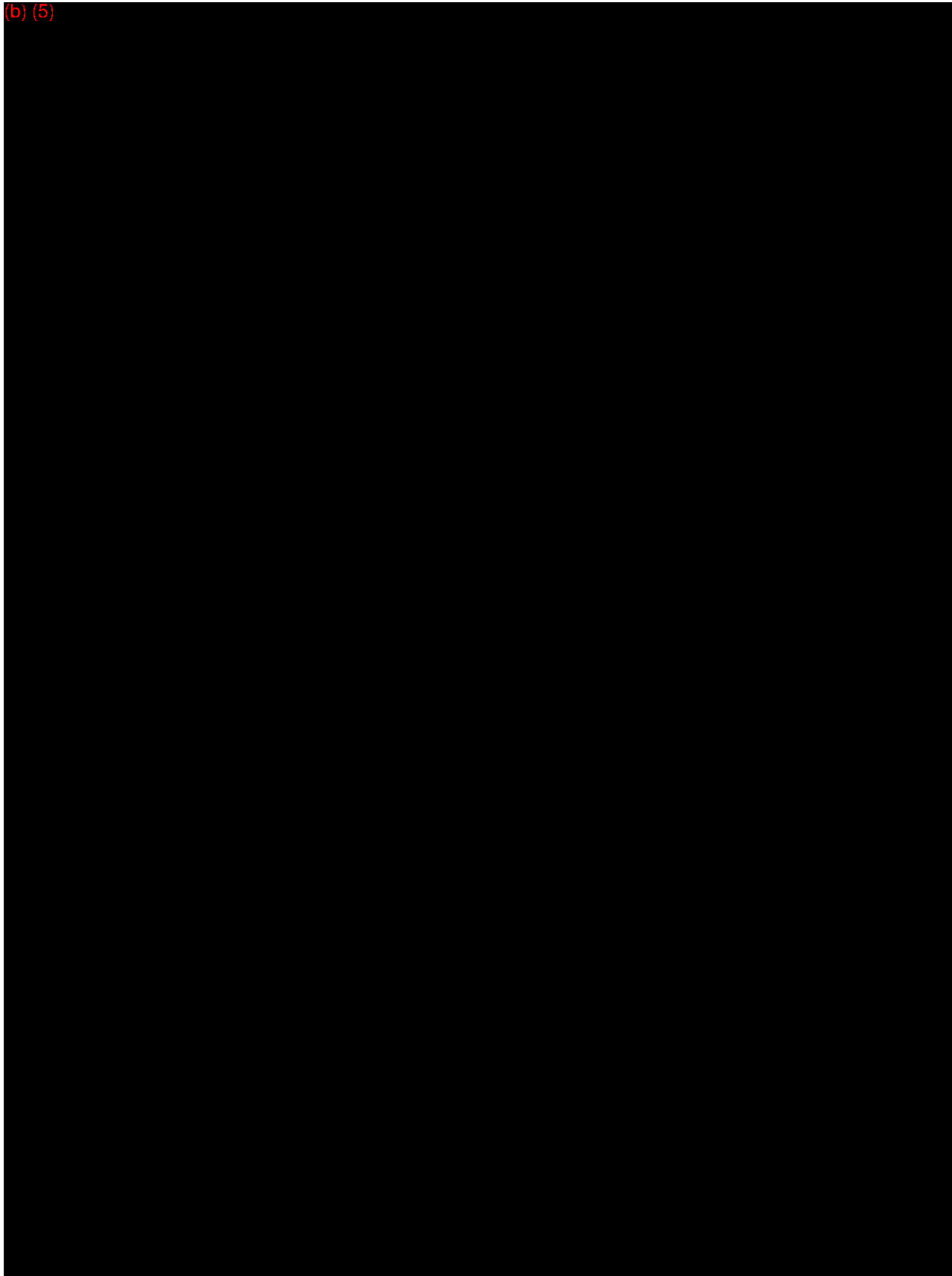
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6)



Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6) >; Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6) >
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6); (b) (6);
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations

USAGM-20-1819-A-000482

permit.

Thanks,

(b) [REDACTED]

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit](#) (b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

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From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); (b) (6); [Lillian Cheng](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:46:11 AM

Looking at blank on page 6 for cite from act now

Sent from my iPhone

On Jun 26, 2020, at 8:40 AM, (b) (6) wrote:

Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6)
<(b) (6)>; Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) > wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

<(b) (6)>; David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

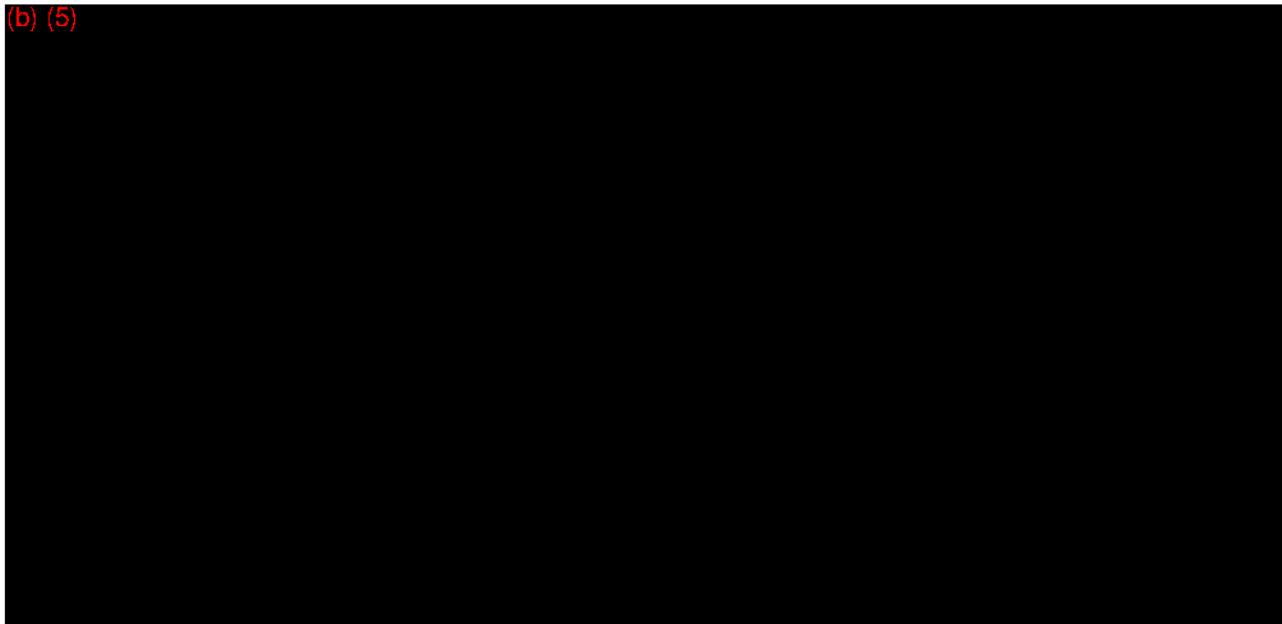
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

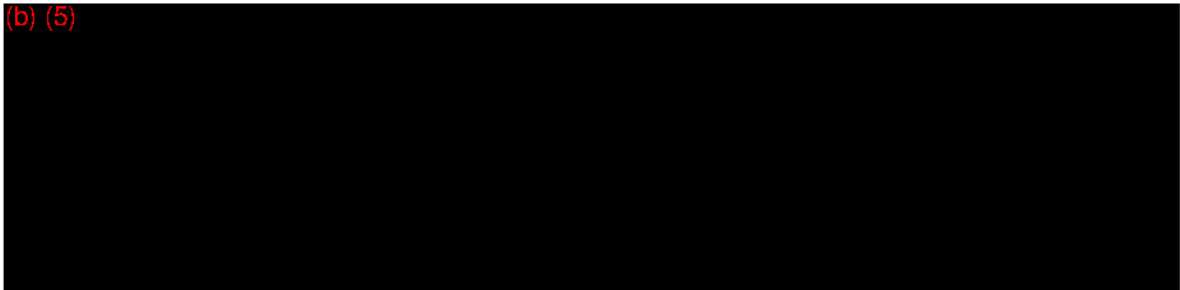
(b) (5)

(b) (5)



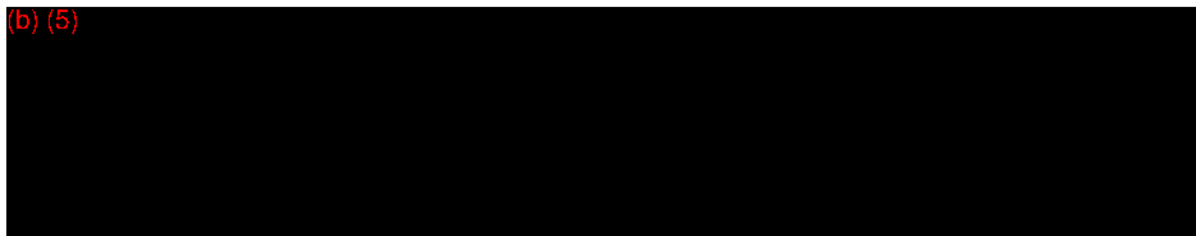
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

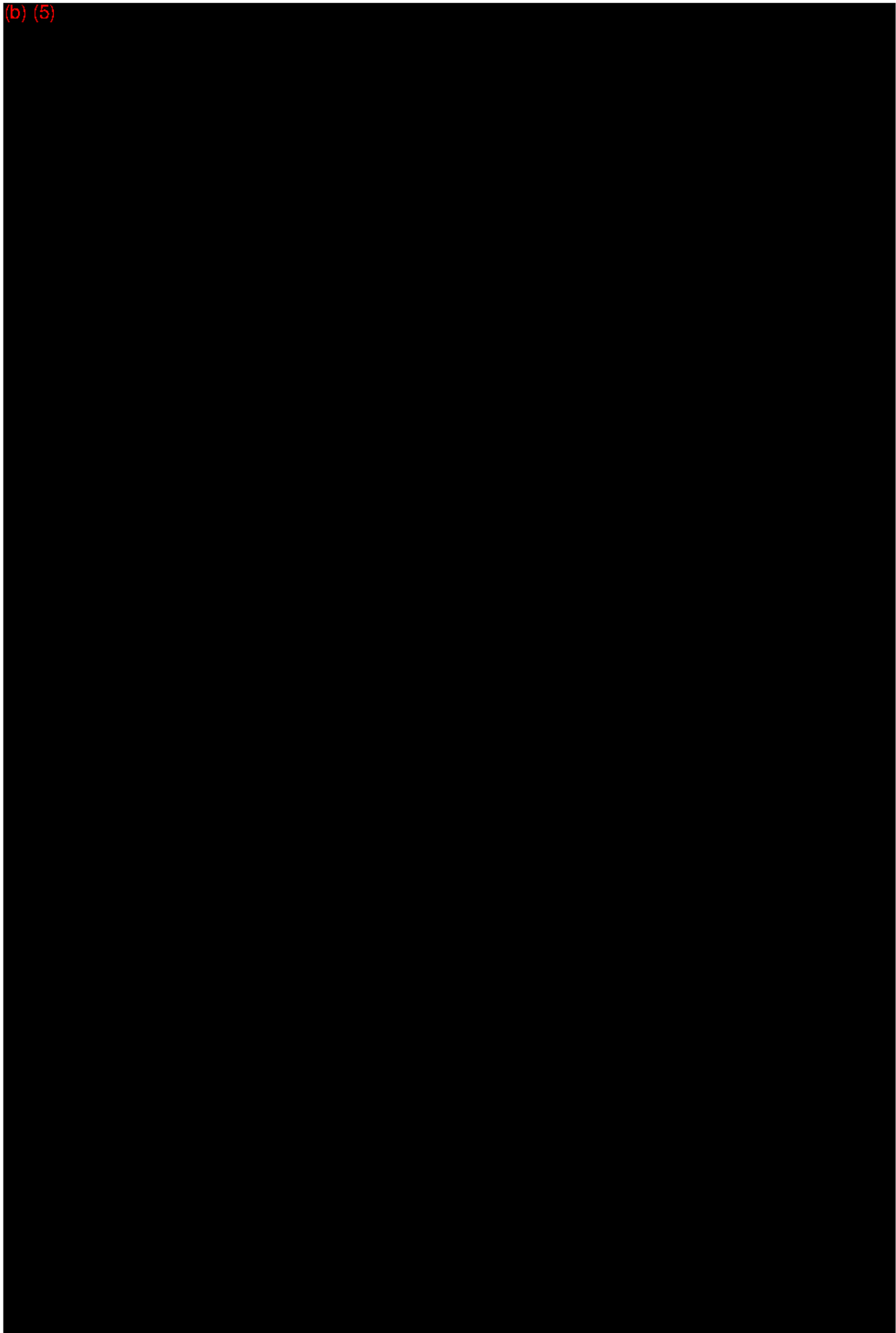


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document
Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Andre Mendes](#)
To: [Michael B. Williams](#); [Emily Pauline Newman](#)
Subject: FW: FY19 Grant Agreements
Date: Friday, June 26, 2020 8:56:28 AM
Attachments: [RFA FY19 Grant Agreement and Amendments.pdf](#)
[OTF FY19 Grant Agreements and Admendments.pdf](#)
[MBN FY19 Grant Agreement and Amendments.pdf](#)
[RFERL FY19 Grant Agreement and Amendments.pdf](#)

A

From: Grant Turner (b) (6)
Sent: Friday, June 26, 2020 8:34 AM
To: Andre Mendes (b) (6)
Subject: FY19 Grant Agreements

Hi Andre:

Please find attached the FY19 Grant Agreements for RFE/RL, RFA, MBN and OTF, which I referenced in my last email.

Thanks!
Grant

From: [Andre Mendes](#)
To: [Michael B. Williams](#); [Emily Pauline Newman](#)
Subject: FW: FY19 Grant Agreements
Date: Friday, June 26, 2020 9:10:04 AM
Attachments: [RFA FY19 Grant Agreement and Amendments.pdf](#)
[OTF FY19 Grant Agreements and Adimendments.pdf](#)
[MBN FY19 Grant Agreement and Amendments.pdf](#)
[RFERL FY19 Grant Agreement and Amendments.pdf](#)

FYI.

Best,

A

From: Grant Turner (b) (6)
Sent: Friday, June 26, 2020 8:34 AM
To: Andre Mendes (b) (6)
Subject: FY19 Grant Agreements

Hi Andre:

Please find attached the FY19 Grant Agreements for RFE/RL, RFA, MBN and OTF, which I referenced in my last email.

Thanks!
Grant

From: [Michael B. Williams](#)
To: [Lillian Cheng](#)
Cc: [David Kligerman](#)
Subject: RE: Irreparable harm
Date: Thursday, June 25, 2020 9:29:00 PM

Thank you so much. Reviewing now

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 9:26 PM
To: Michael B. Williams (b) (6)
Cc: David Kligerman (b) (6)
Subject: Irreparable harm

Michael,

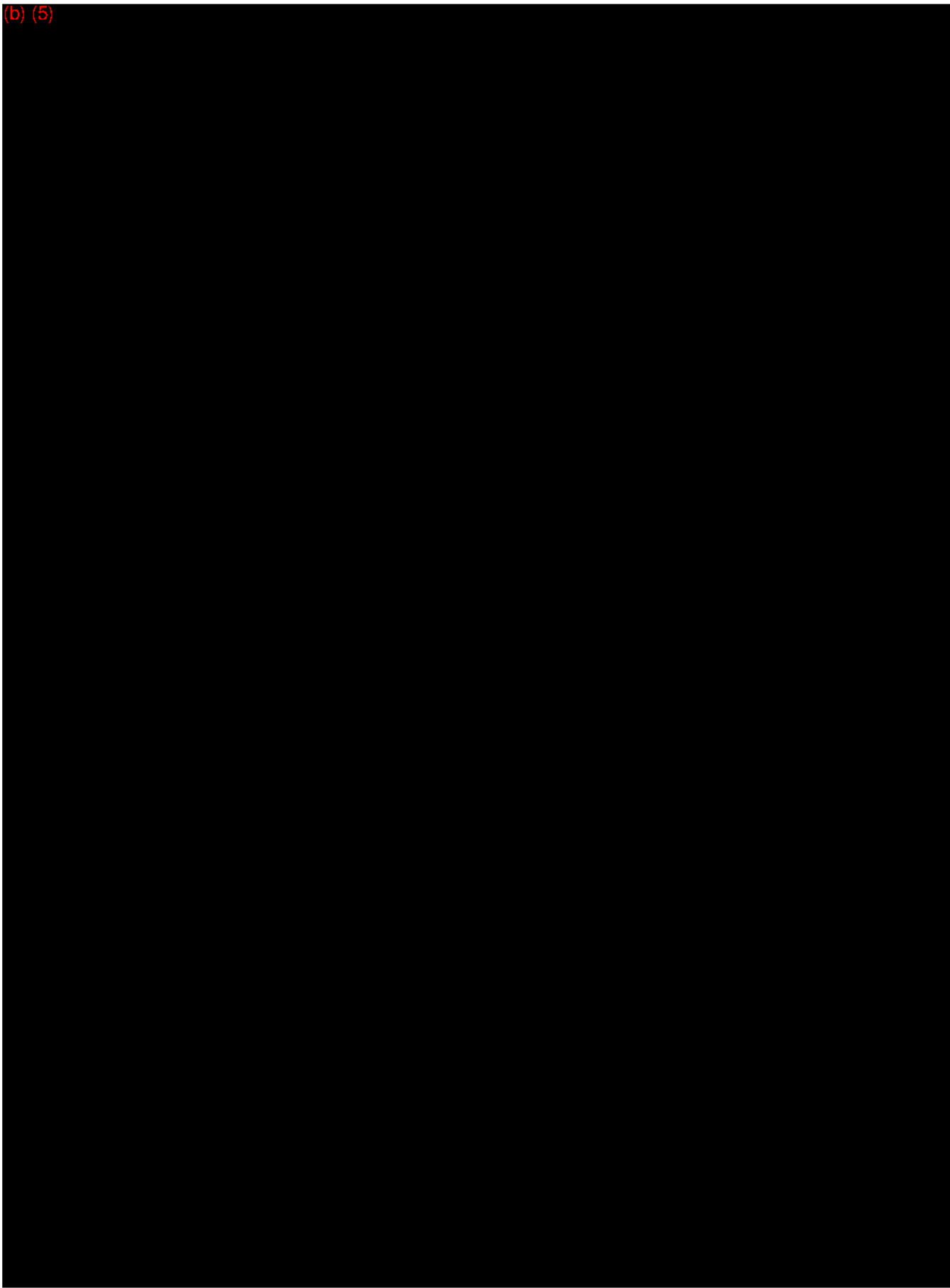
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: [Michael B. Williams](#)
To: [Lillian Cheng](#)
Cc: [David Kligerman](#)
Subject: RE: Irreparable harm
Date: Thursday, June 25, 2020 9:44:00 PM

Lillian and Dave,

This looks great. Please add this to the chain with DOJ—it will answer some of (b) (6) ' questions, and we can proceed from there.

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 9:26 PM
To: Michael B. Williams (b) (6)
Cc: David Kligerman (b) (6)
Subject: Irreparable harm

Michael,

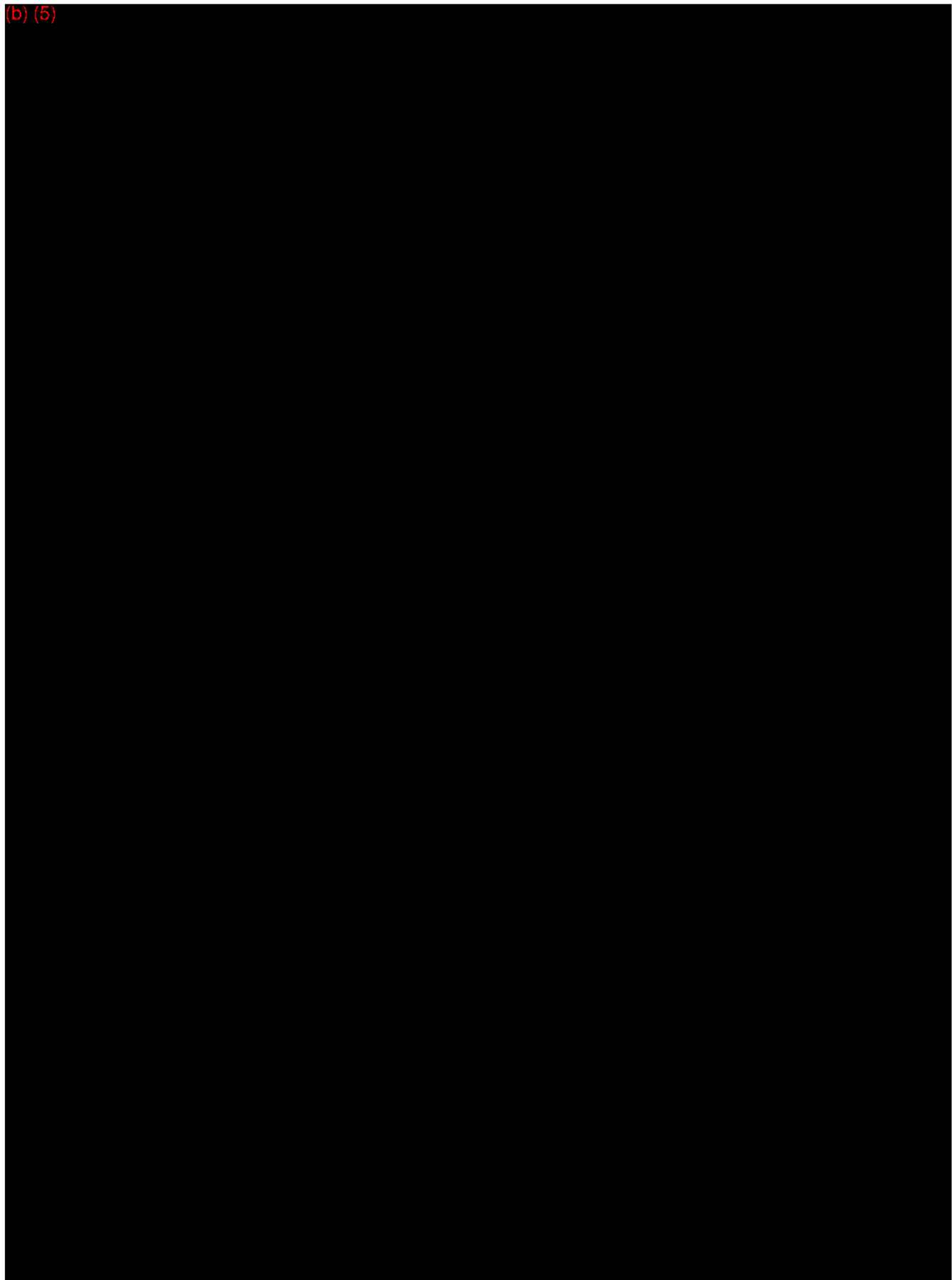
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

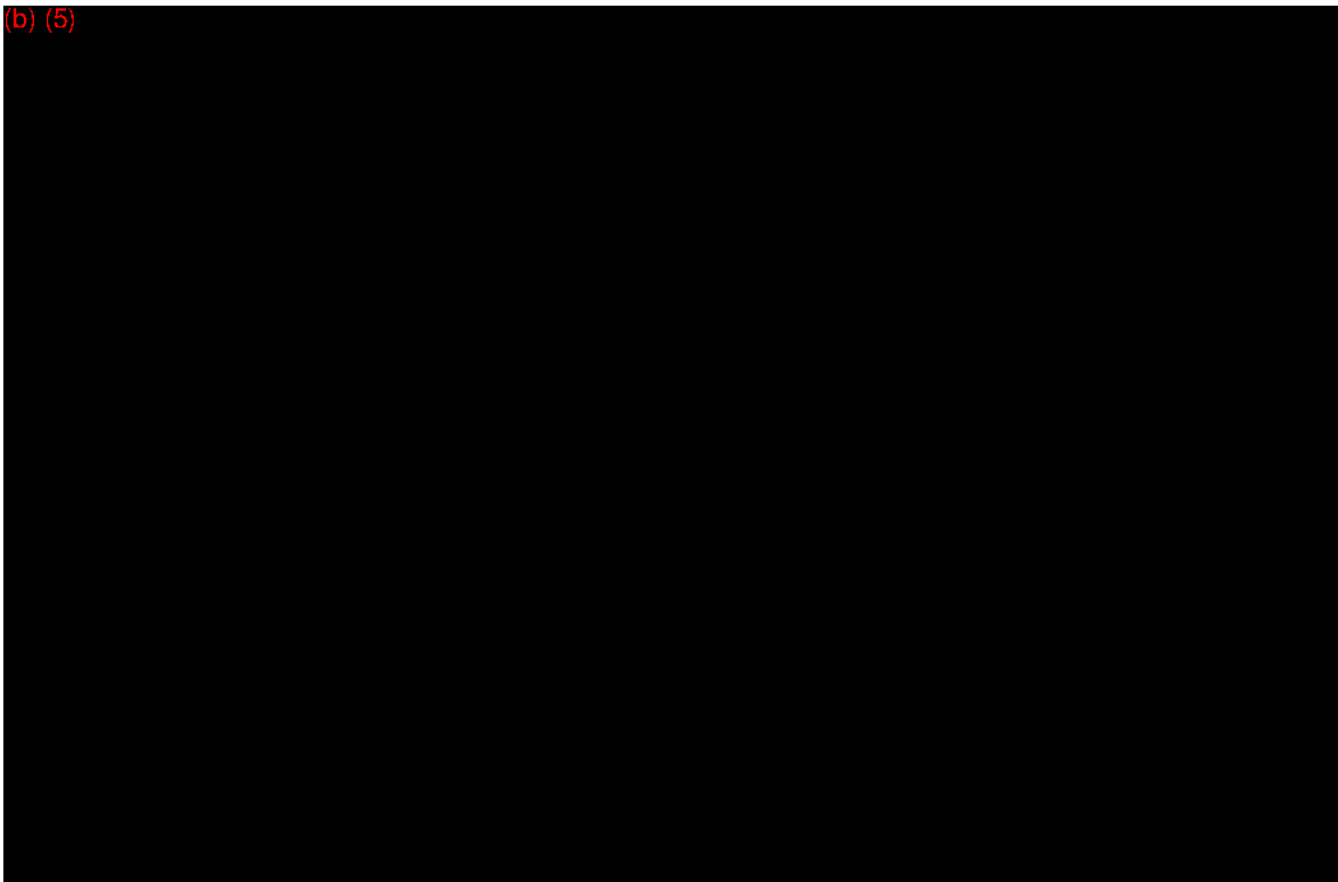
(b) (5)



(b) (5)



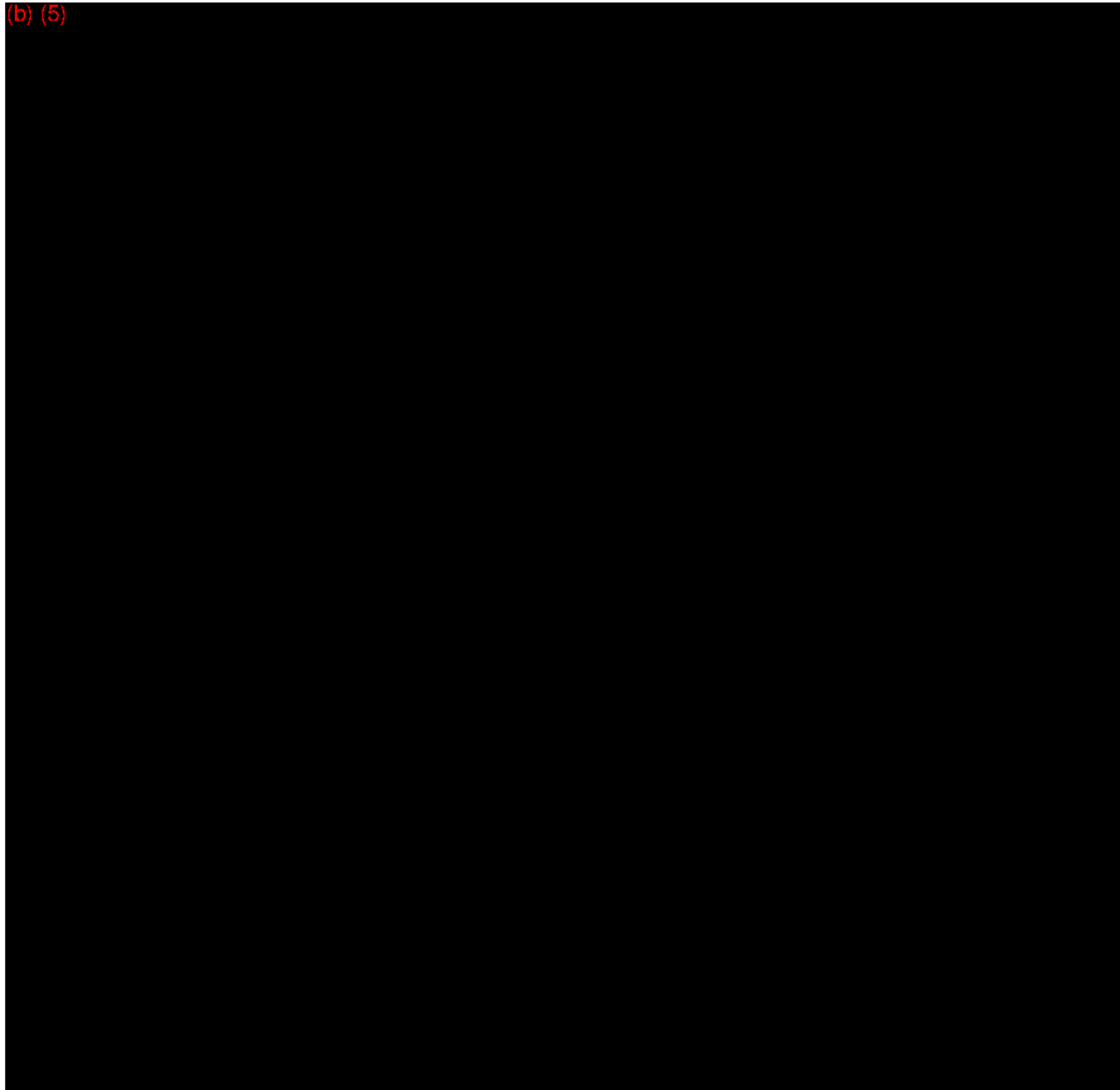
(b) (5)



From: [Michael B. Williams](#)
To: [Lillian Cheng](#); (b) (6); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 10:27:00 PM

And here is an answer to this question:

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)

USAGM-20-1819-A-000512

(b) (6)

Cc: (b) (6)

(b) (6)

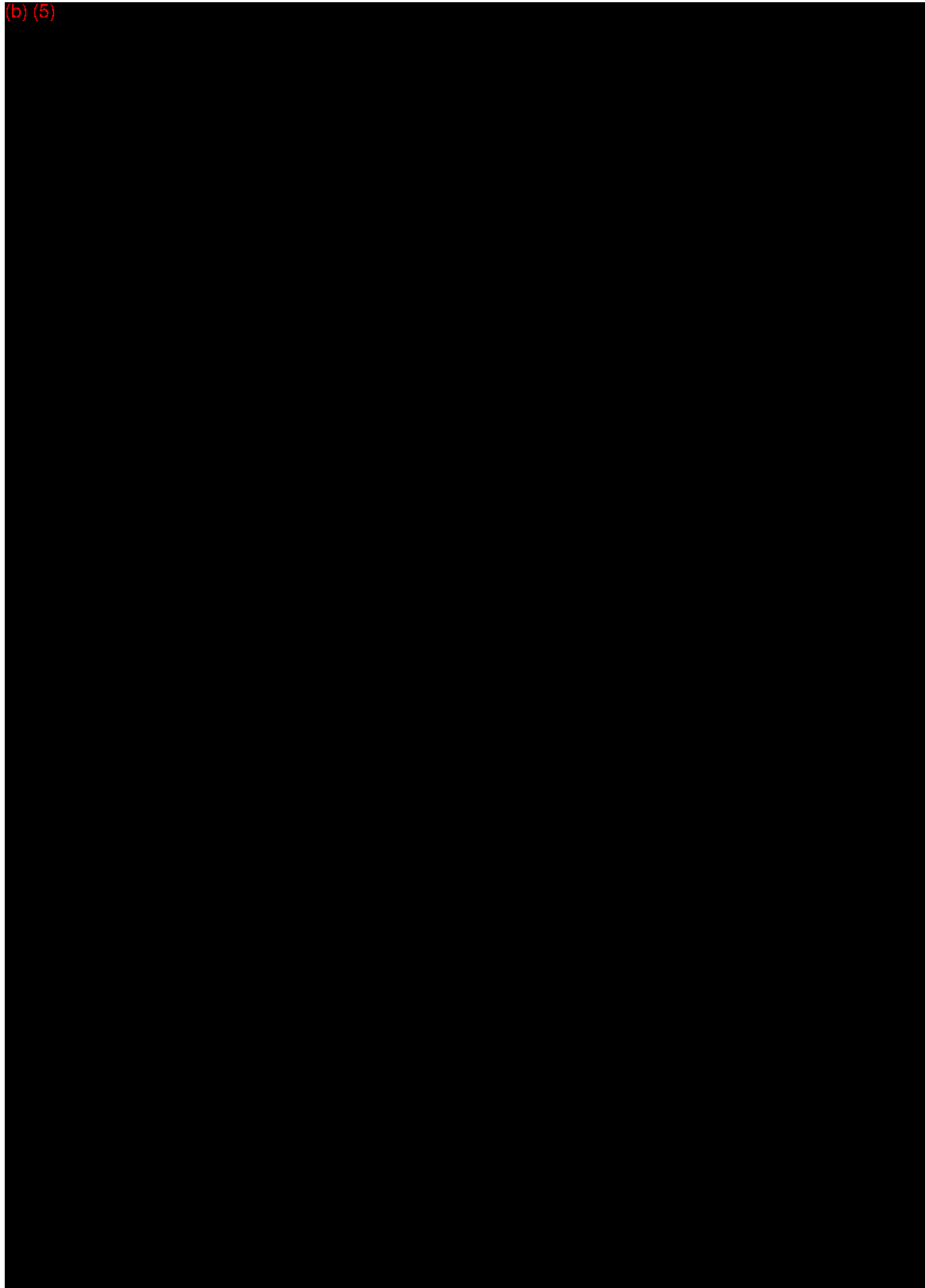
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

USAGM-20-1819-A-000516

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6);

(b) (6);

(b) (6);

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6);

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

USAGM-20-1819-A-000517

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Ok. I've been trying to get our new VP for legal affairs, risk, and compliance, to whom I now answer, to join. (I will reach out again; he has been busy with the transition, but know this is a priority for him.) I am copying my deputy GC as well.

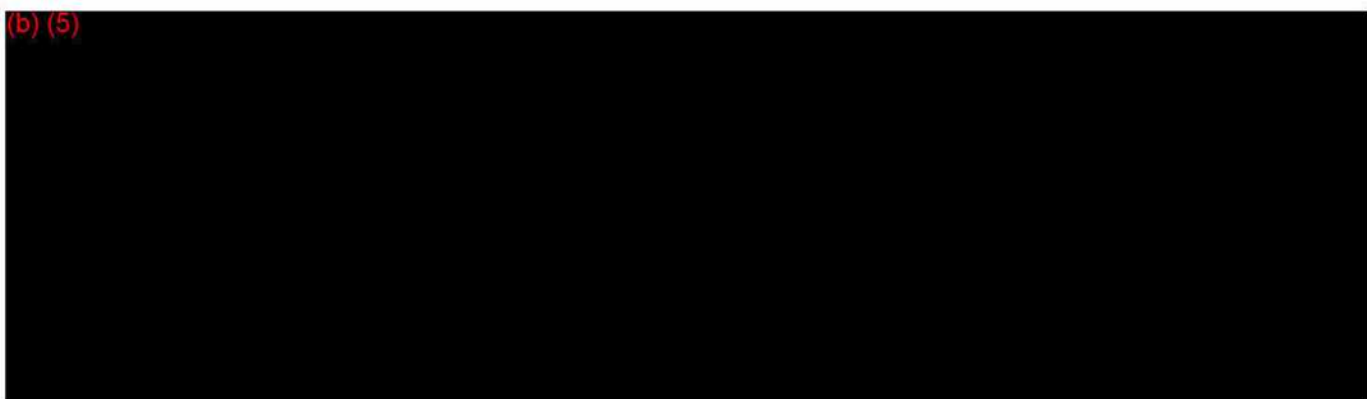
I will reach out again, and if I can't get him, I don't want to slow things down. We can always meet

and I can brief him afterwards.

Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)
(b) (6),
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>
Sent: Thursday, June 25, 2020 12:09 PM
To: DCD_ECFNotice@dcd.uscourts.gov
Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to**

USAGM-20-1819-A-000519

receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6)
Cc: [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:19:15 PM

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

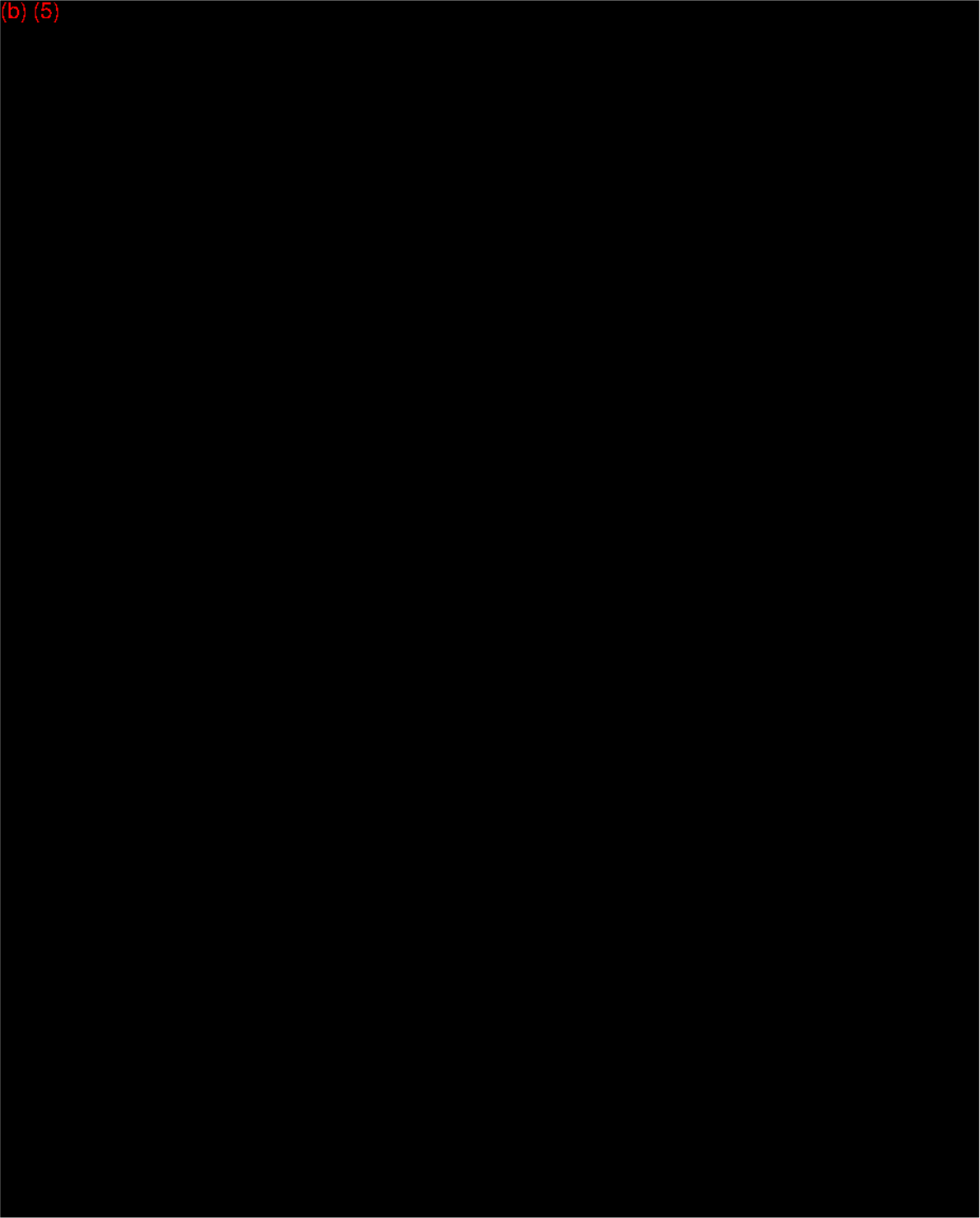
(b) (5)

(b) (5)

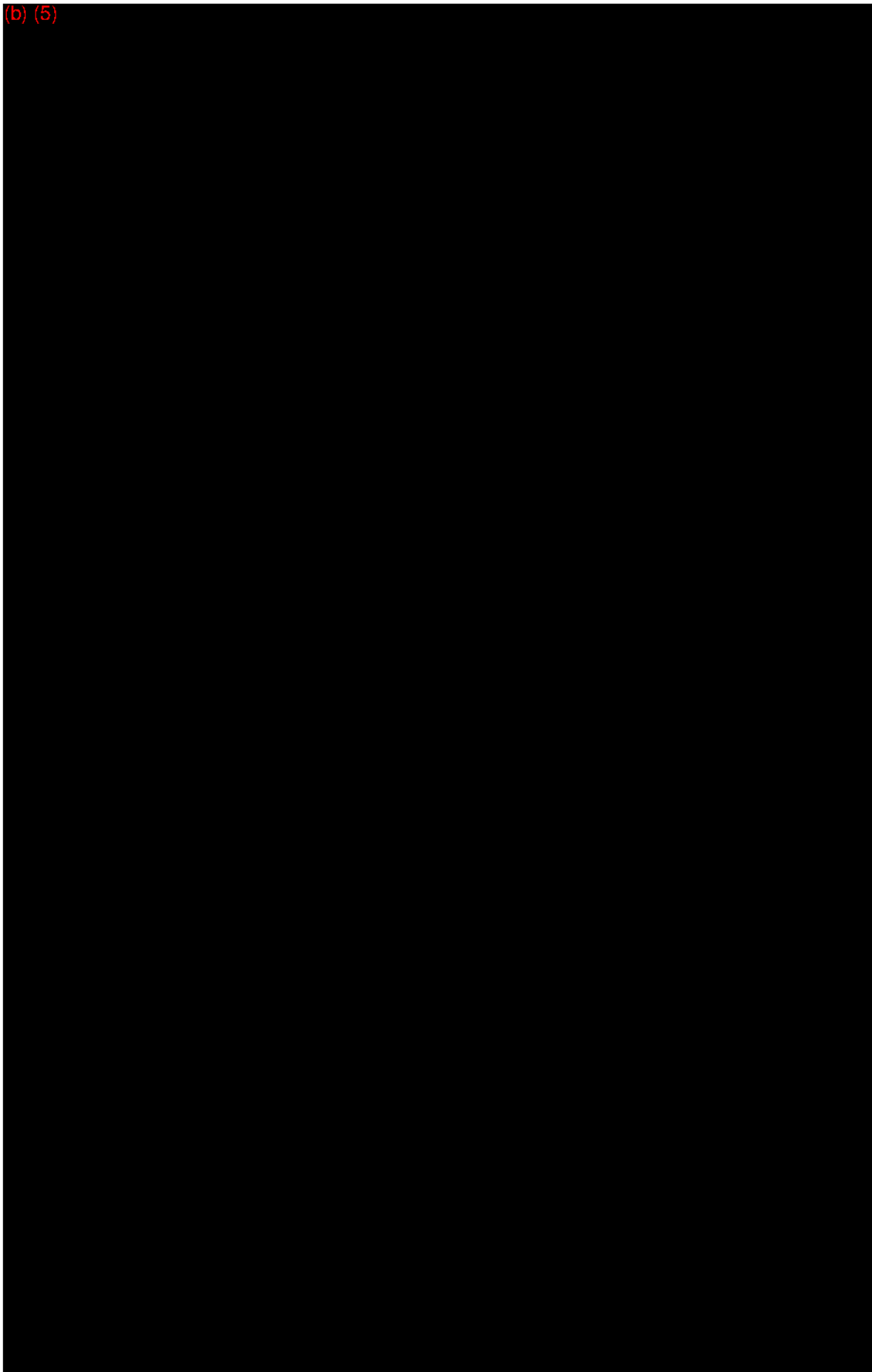


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6) >; Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

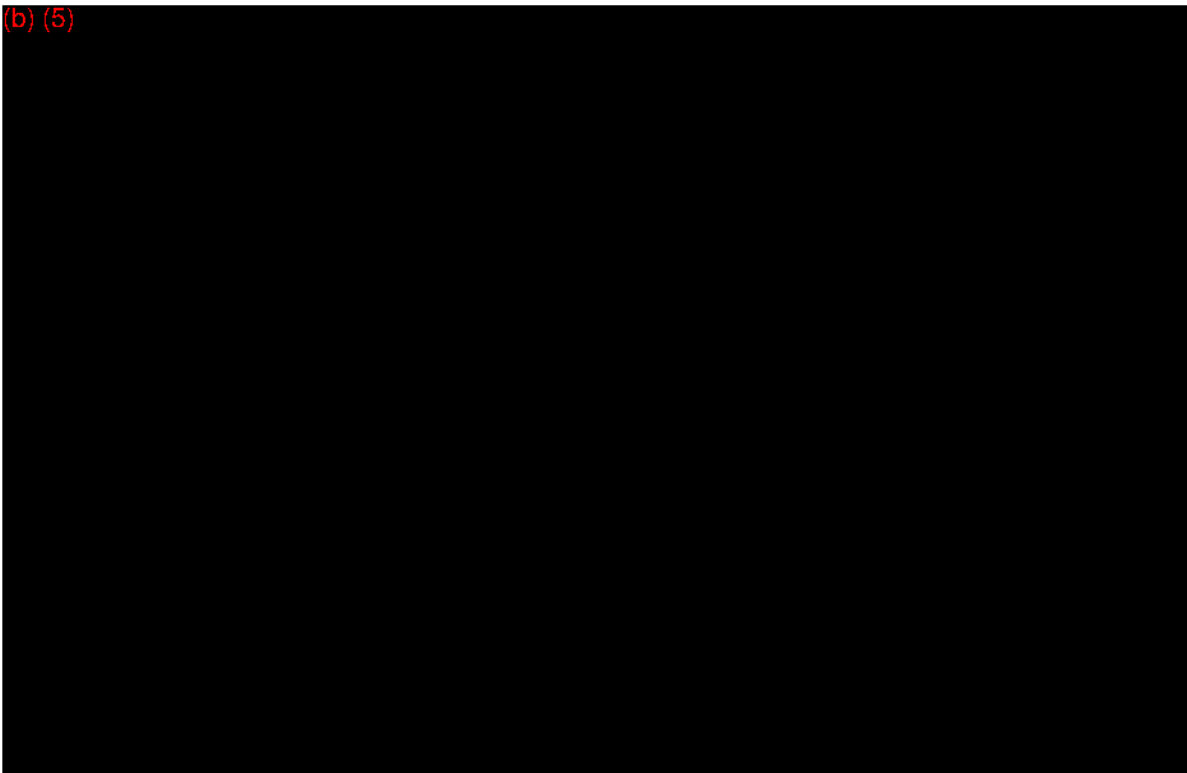
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

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Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
Chris

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

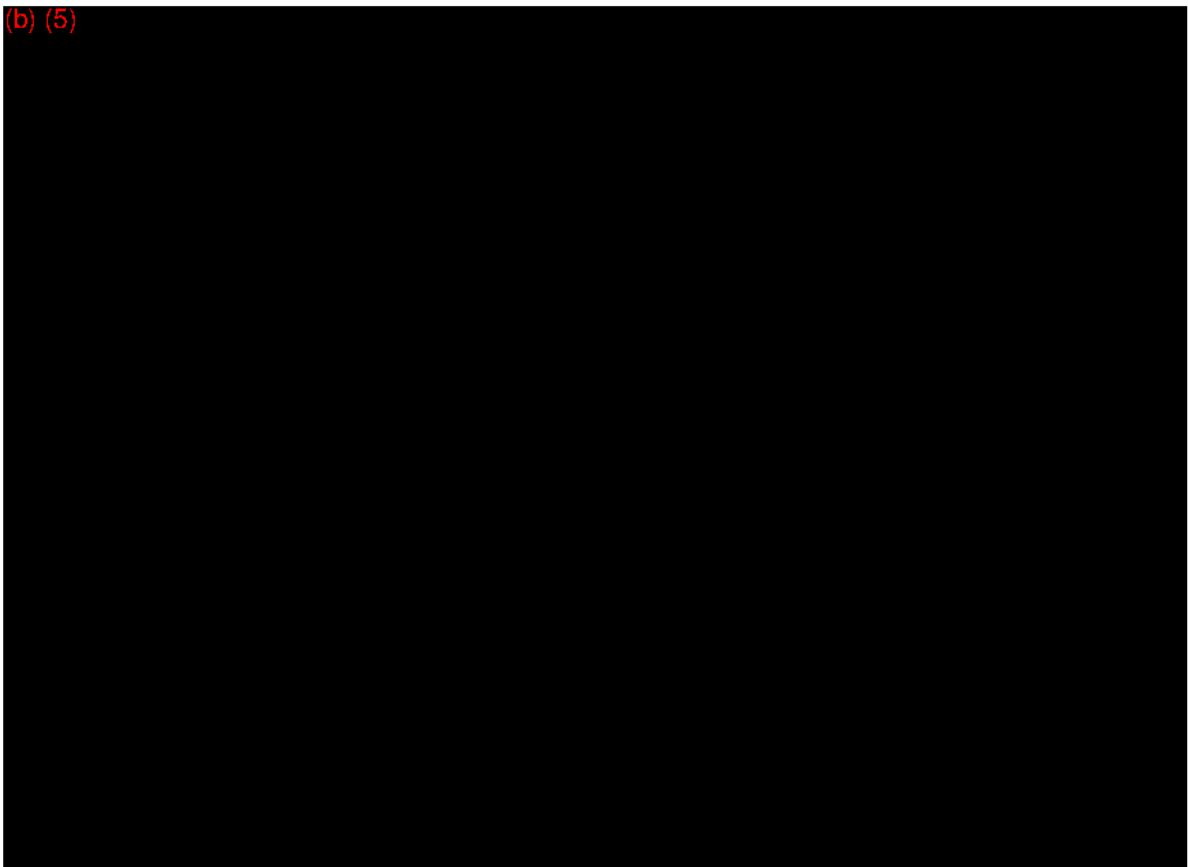
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: [David Kligerman](#)
Cc: [Lillian Cheng](#)
Subject: Re: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:13:18 AM

(b) (5)



Sent from my iPhone

On Jun 26, 2020, at 3:11 AM, David Kligerman (b) (6) wrote:

(b) (5)



Sent from [Mail](#) for Windows 10

From: (b) (6)
Sent: Friday, June 26, 2020 3:00 AM
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)



From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Stephen: Here you go.

Excerpts from FY'19 Statement of Managers (to accompany 2019 appropriation)

Excerpts from FY20 Statement of Managers (to accompany 2020 appropriation)

From: David Kligerman

Sent: Friday, June 26, 2020 12:52 AM

To: (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Friday, June 26, 2020 12:13 AM

To: David Kligerman (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6)

(b) (5), (b) (6)



From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)



Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:20 PM

To: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is some background on the OTF grantee and its incorporation by RFA.

Please also find attached:

(b) (5)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (6)

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

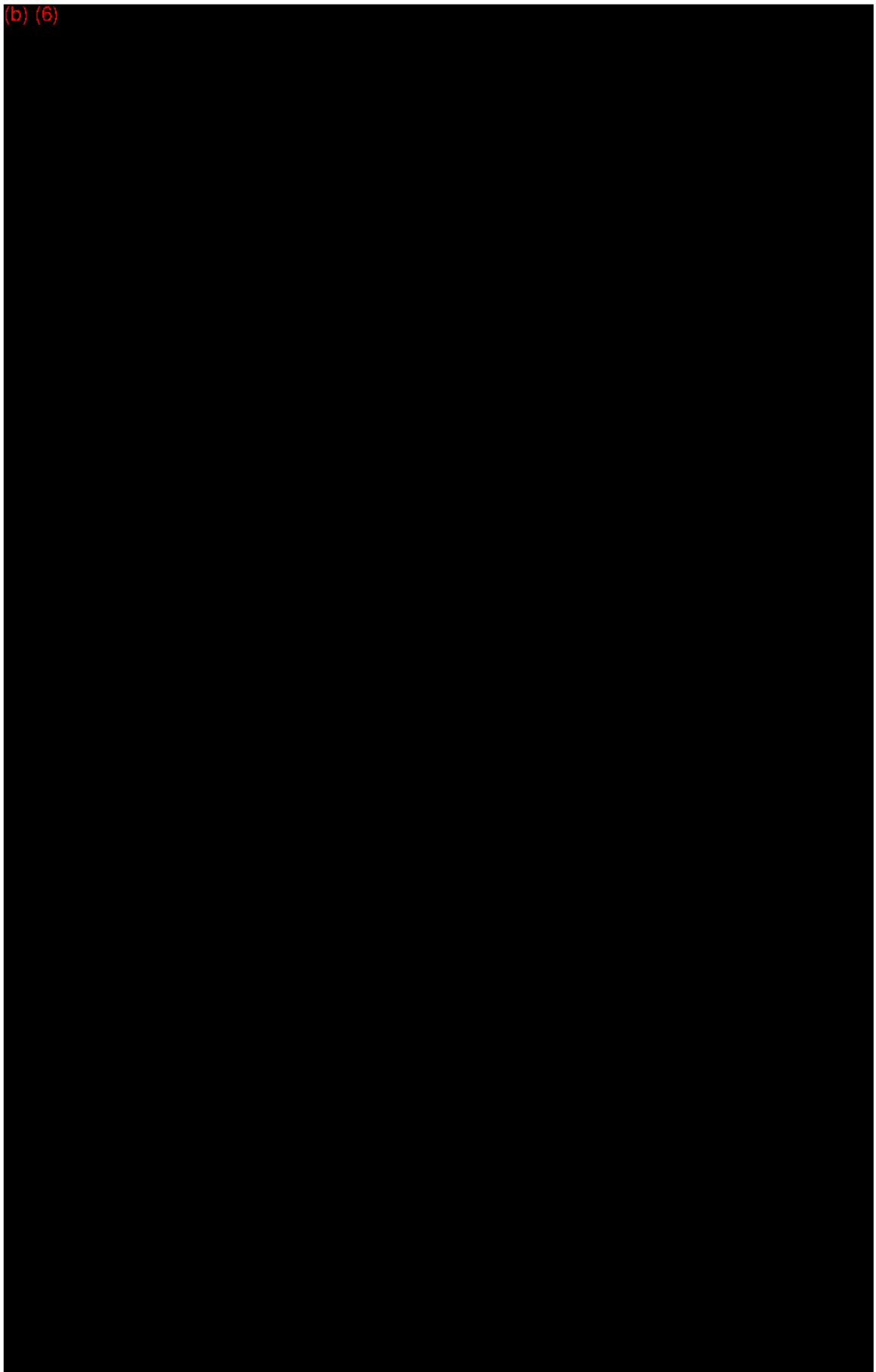
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

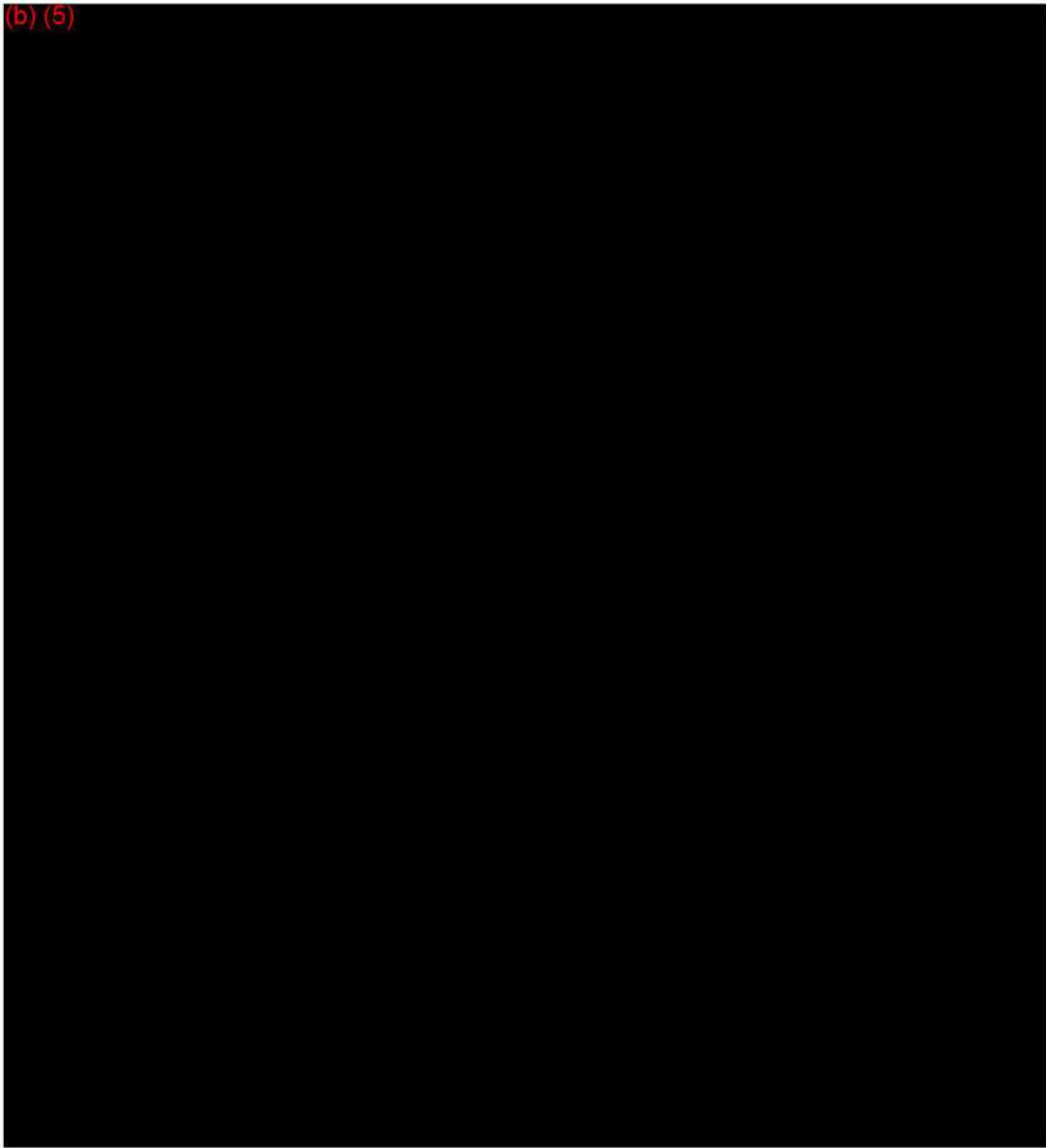
Best,
Lillian

(b) (6)

(b) (6)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

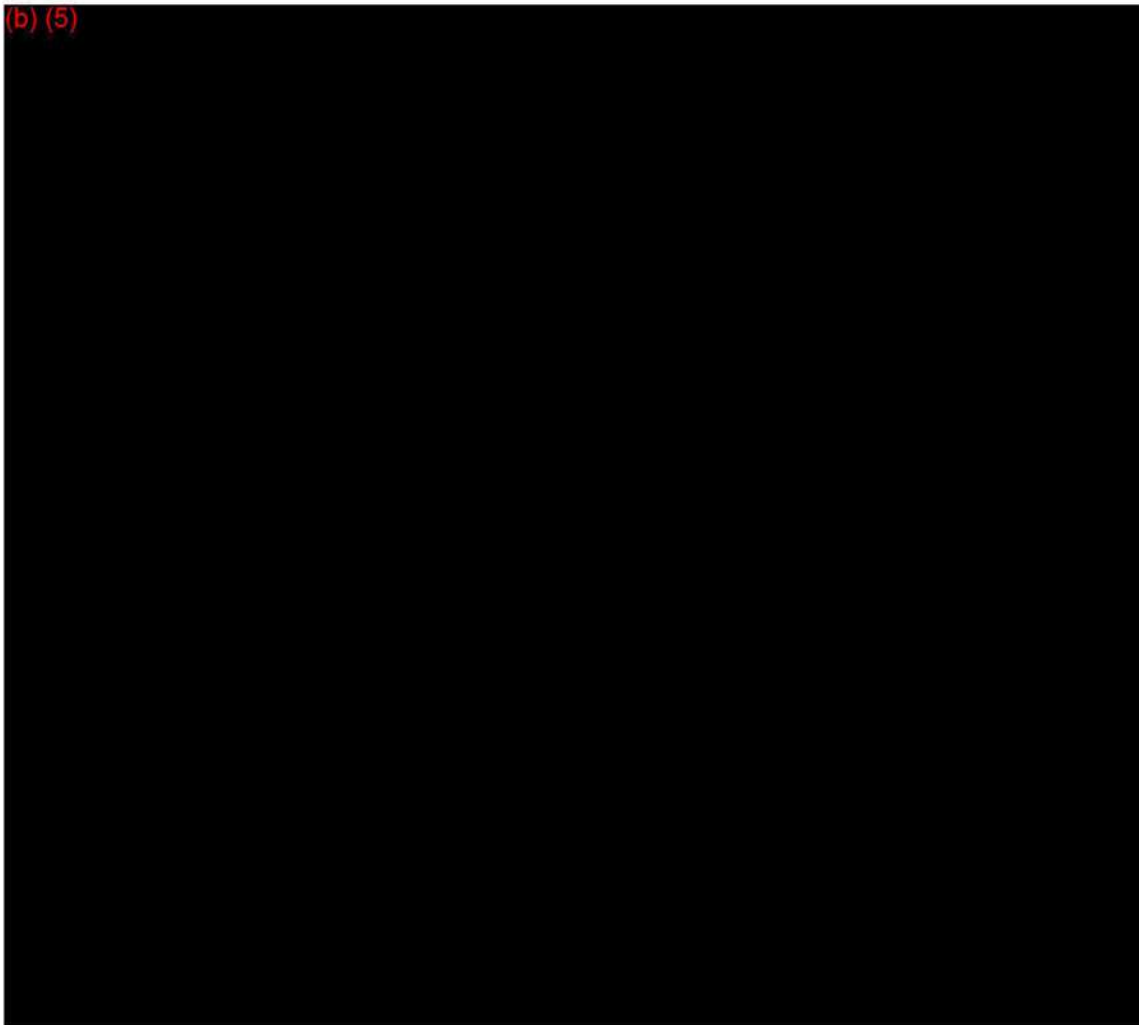
(b) (6)

USAGM-20-1819-A-000543

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN

TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6) in (b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

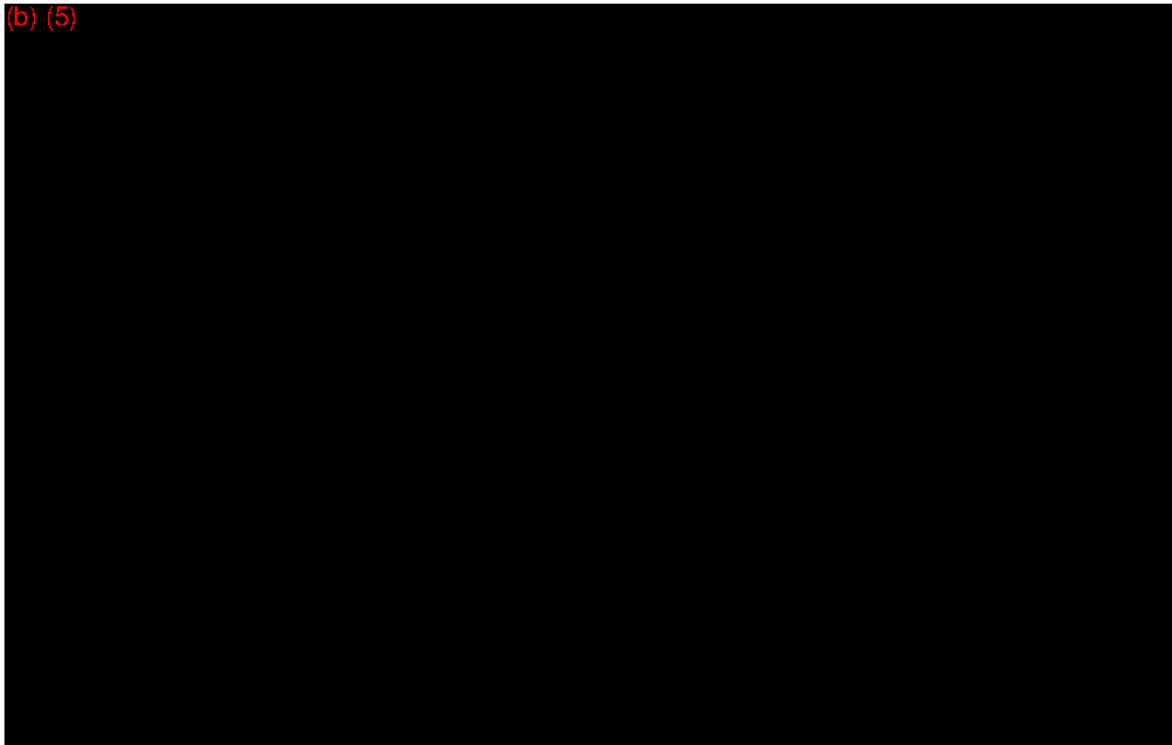
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

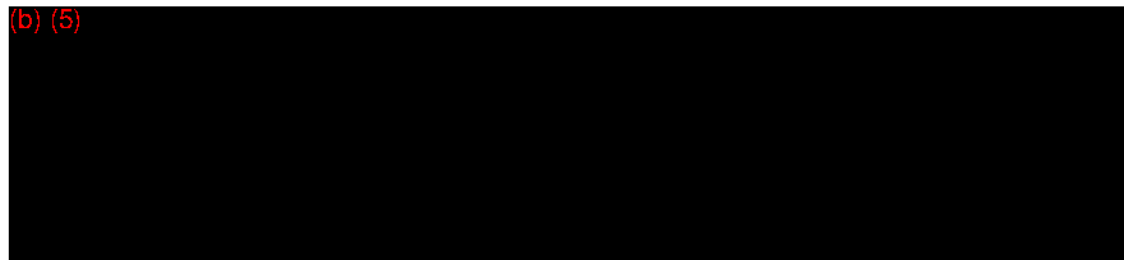
Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)



(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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USAGM-20-1819-A-000548

apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
9c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
2374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10] [4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d373999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [Roberts, Charles E. \(CIV\)](#)
Cc: [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:55:51 AM

(b) (5)

Sent from my iPhone

On Jun 26, 2020, at 6:37 AM, (b) (6) wrote:

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6);
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

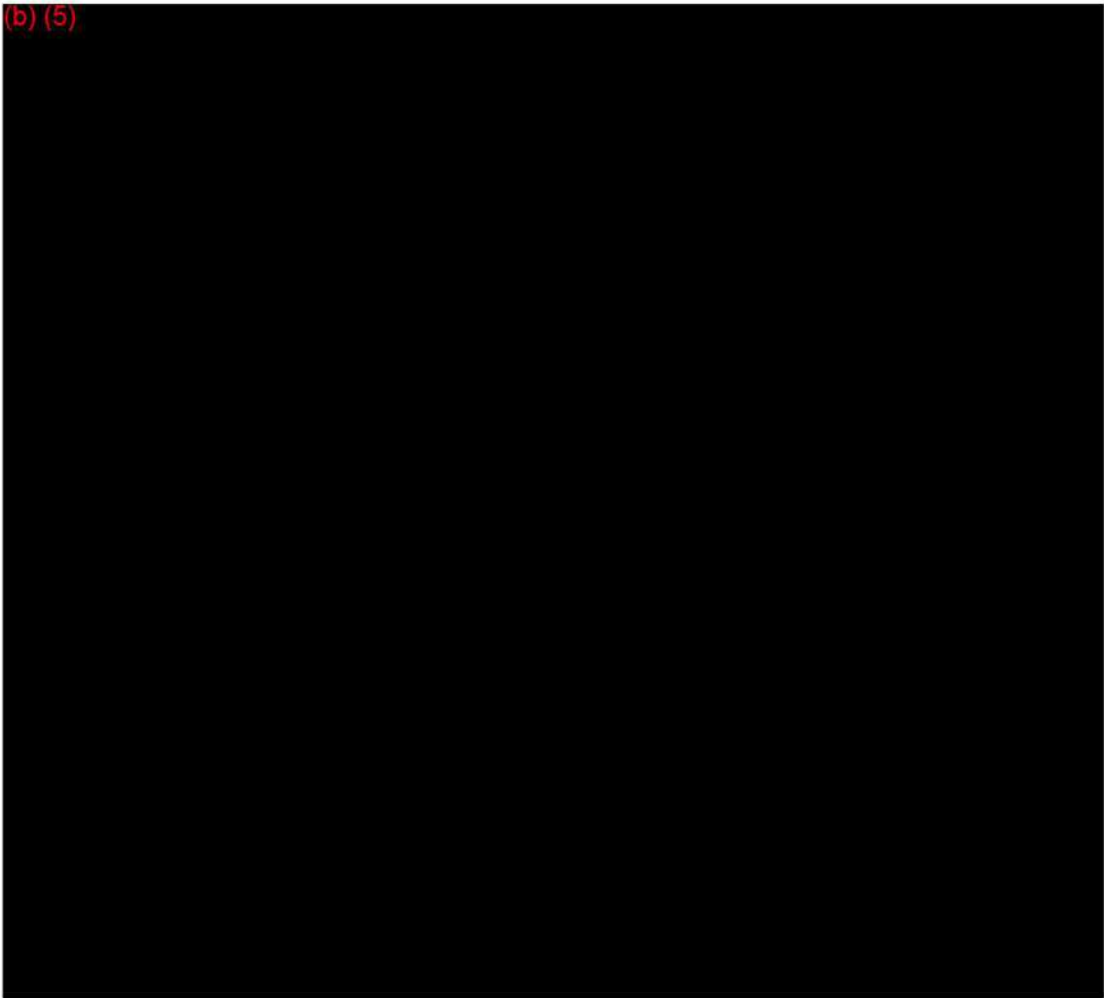
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6);
(b) (6); David Kligerman (b) (6);
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

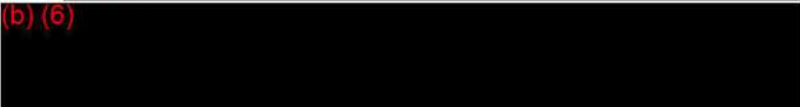
(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman (b) (6); Michael B. Williams



Cc: (b) (6)



Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



(b) (5)

(b) (5)

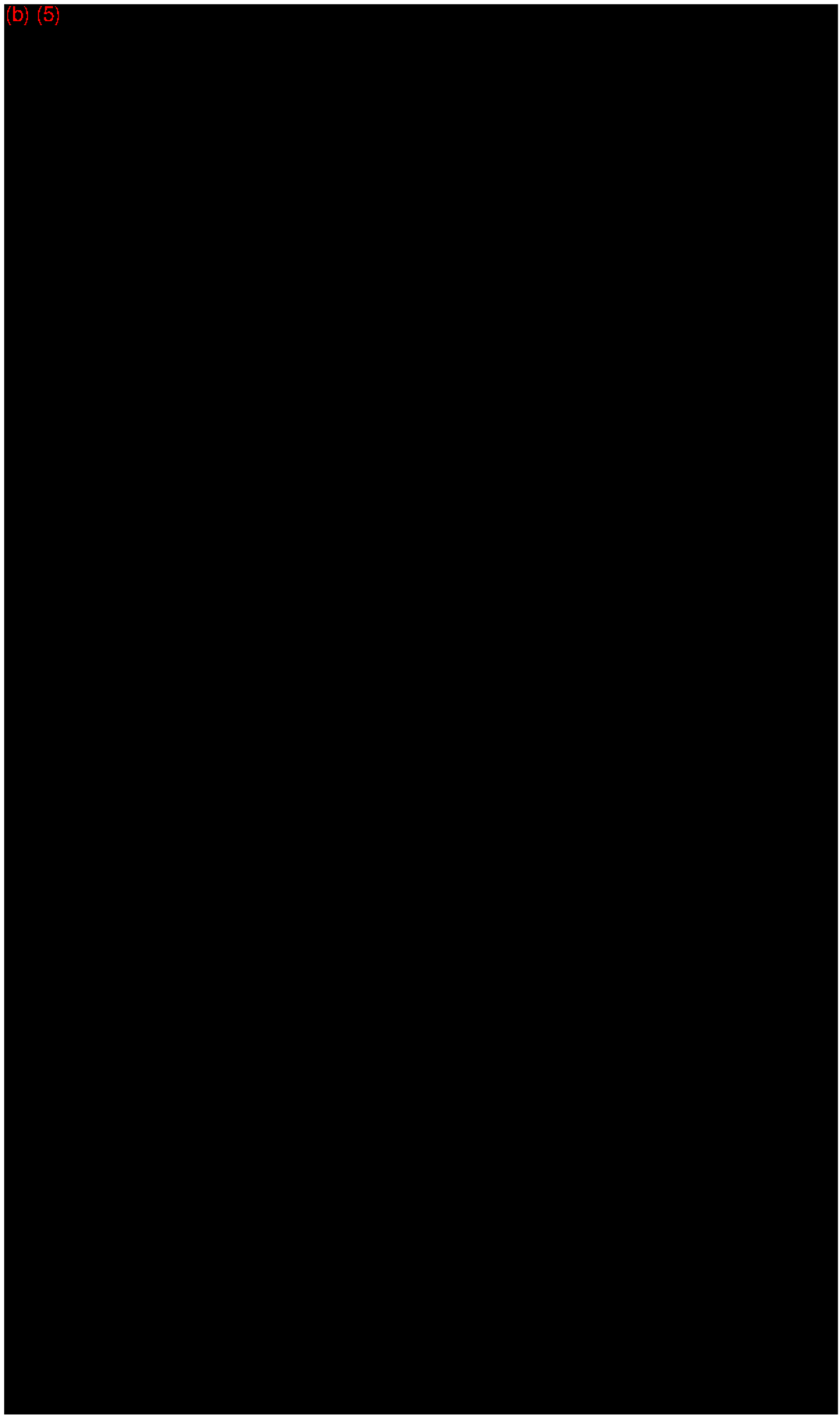
A solid black rectangular redaction box covering a portion of the document's top section.

Best,
Lillian

(b) (5)

A large, solid black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)



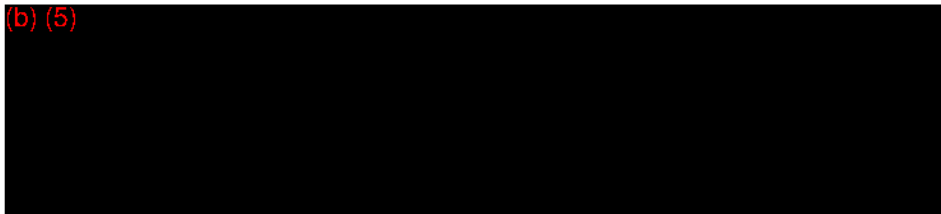
From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)

Cc: (b) (6)
(b) (6)

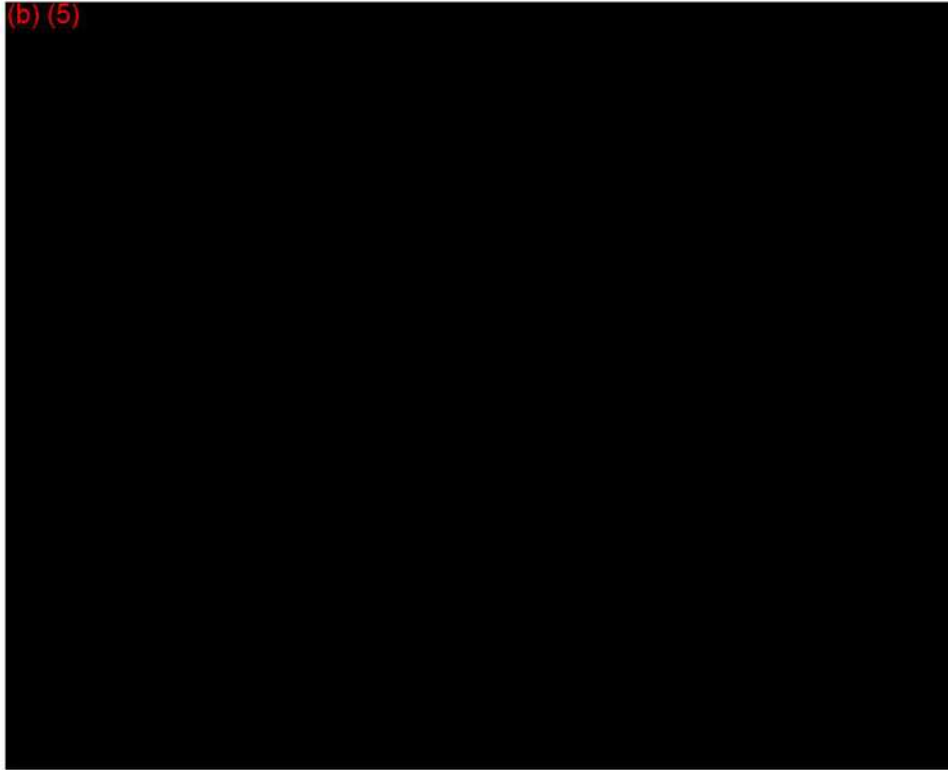
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH
OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

Michael B. Williams (b) (6) >

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)


(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

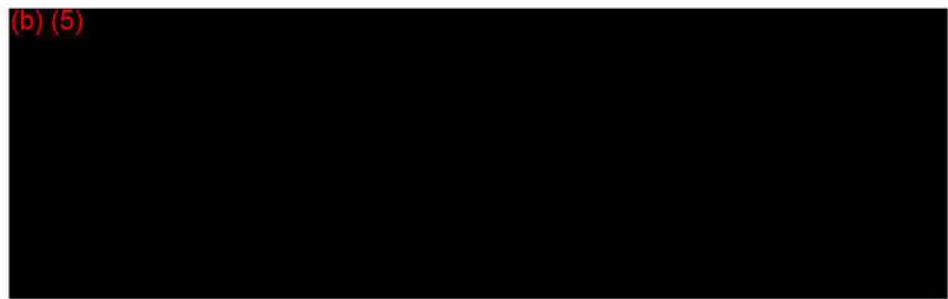
(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)



(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov

<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic**

USAGM-20-1819-A-000562

FOIA20-046 297

copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C.
CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH,
OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: #
\(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\)
Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\)
Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, #
\(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description: Main Document
Original filename: suppressed
Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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0dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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USAGM-20-1819-A-000564

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:26:00 AM

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted content]

(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6) Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

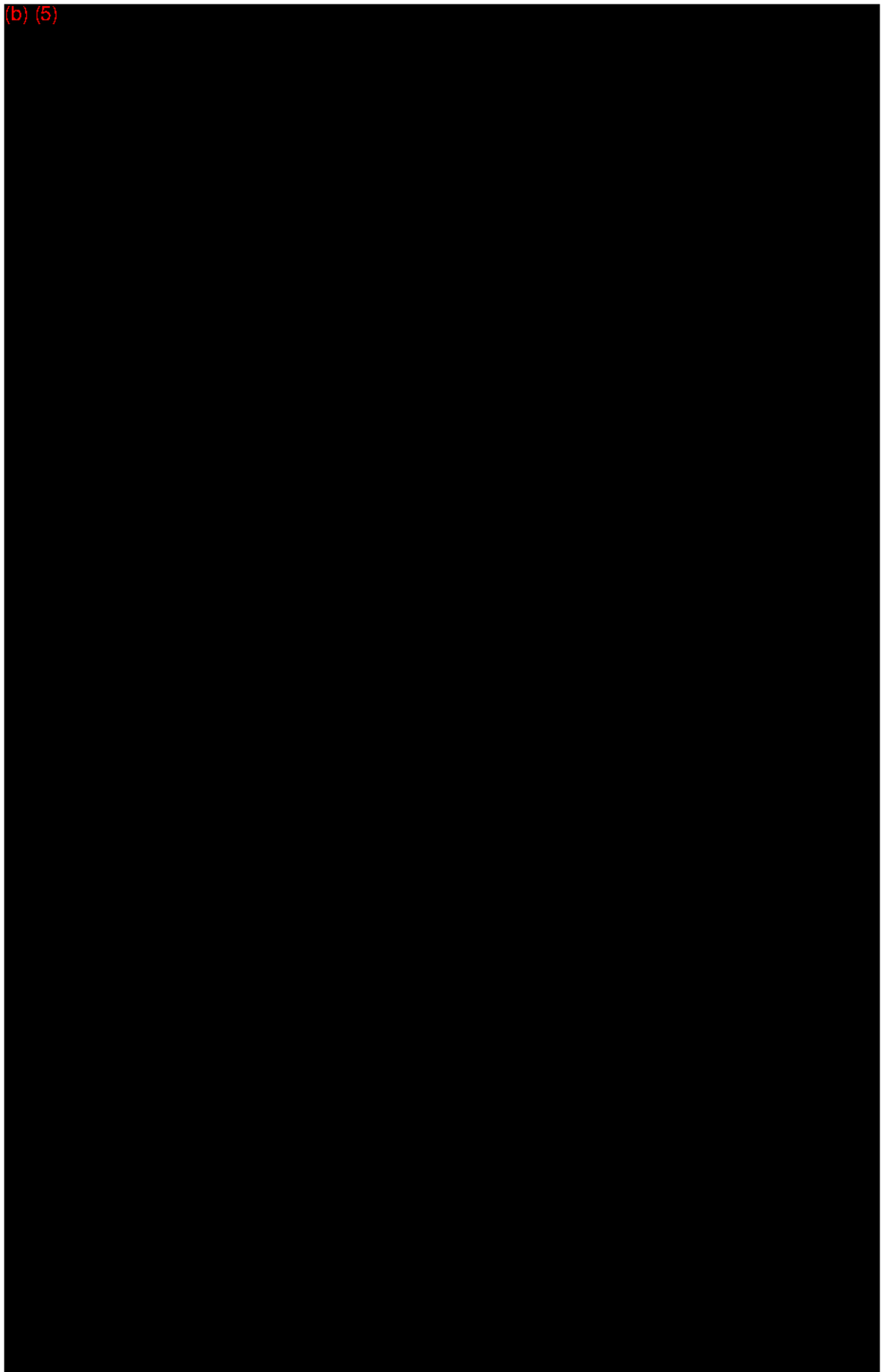
[Redacted]

Best,
Lillian

(b) (5)

[Redacted]

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

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(b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

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(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

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Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-A-000577

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Electronic document Stamp:

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Document description:Exhibit

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:32:00 AM

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); (b) (6); [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5), (b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

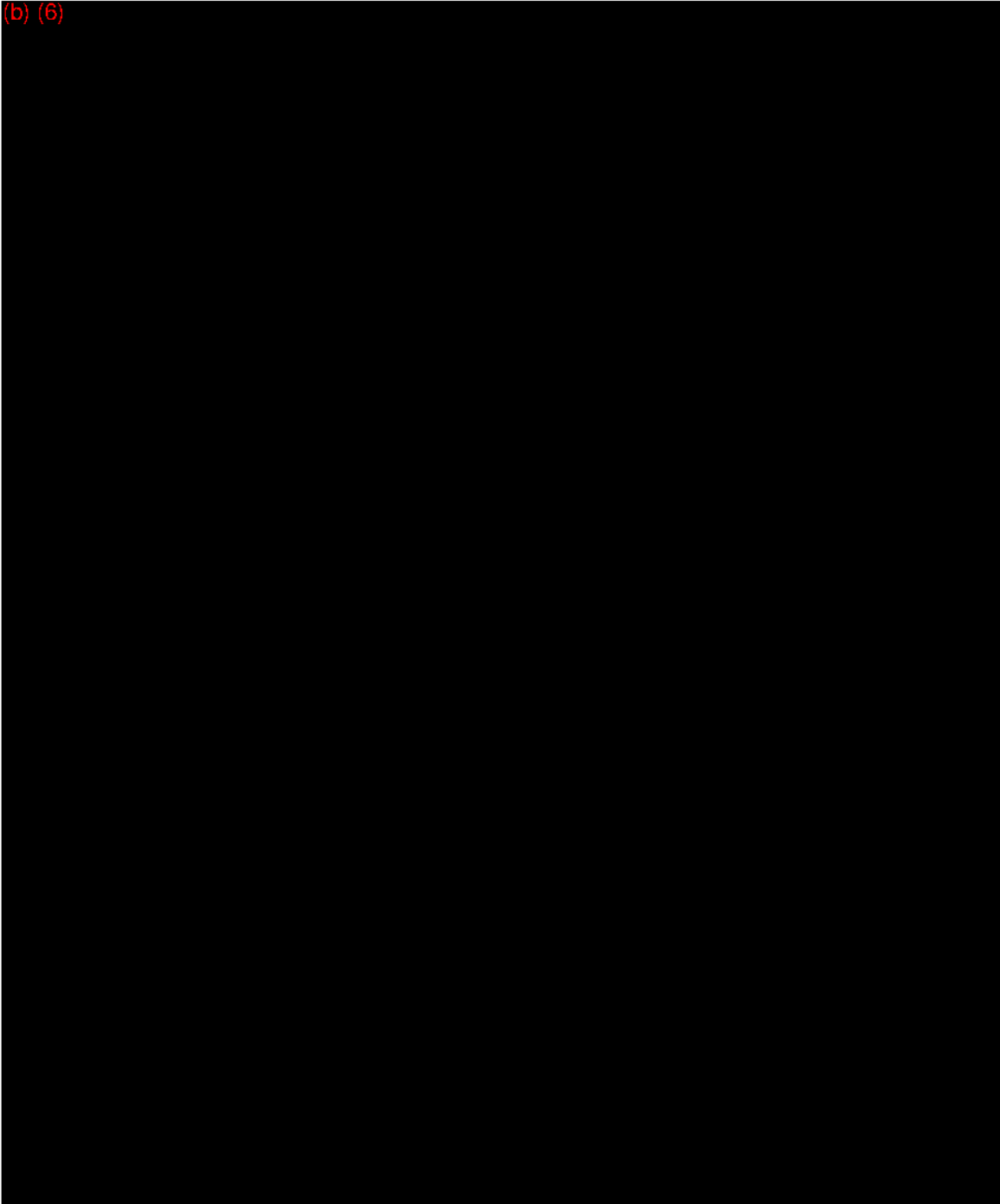
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (6)



From: Lillian Cheng (b) (6) >

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

USAGM-20-1819-A-000583

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

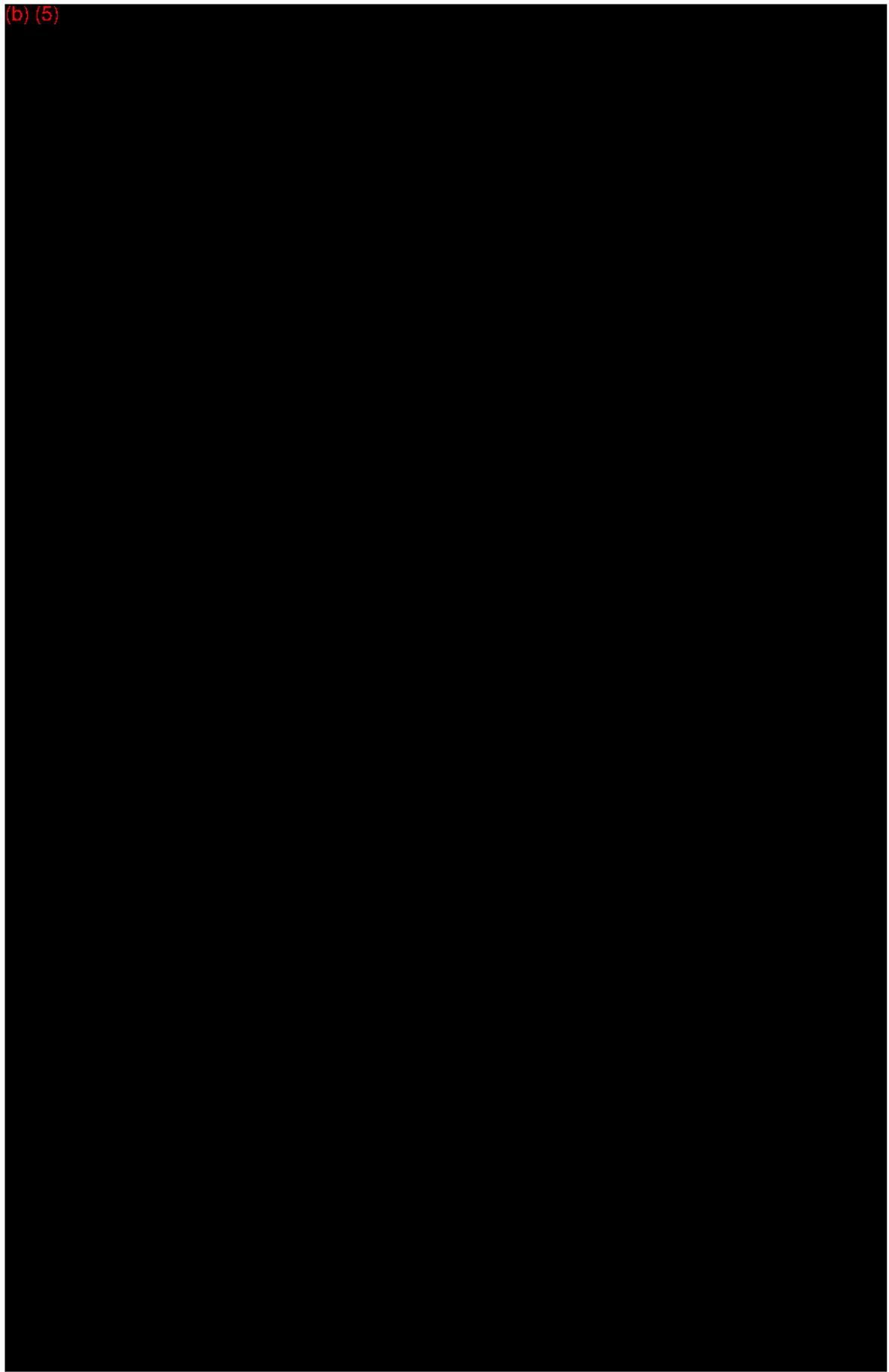
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

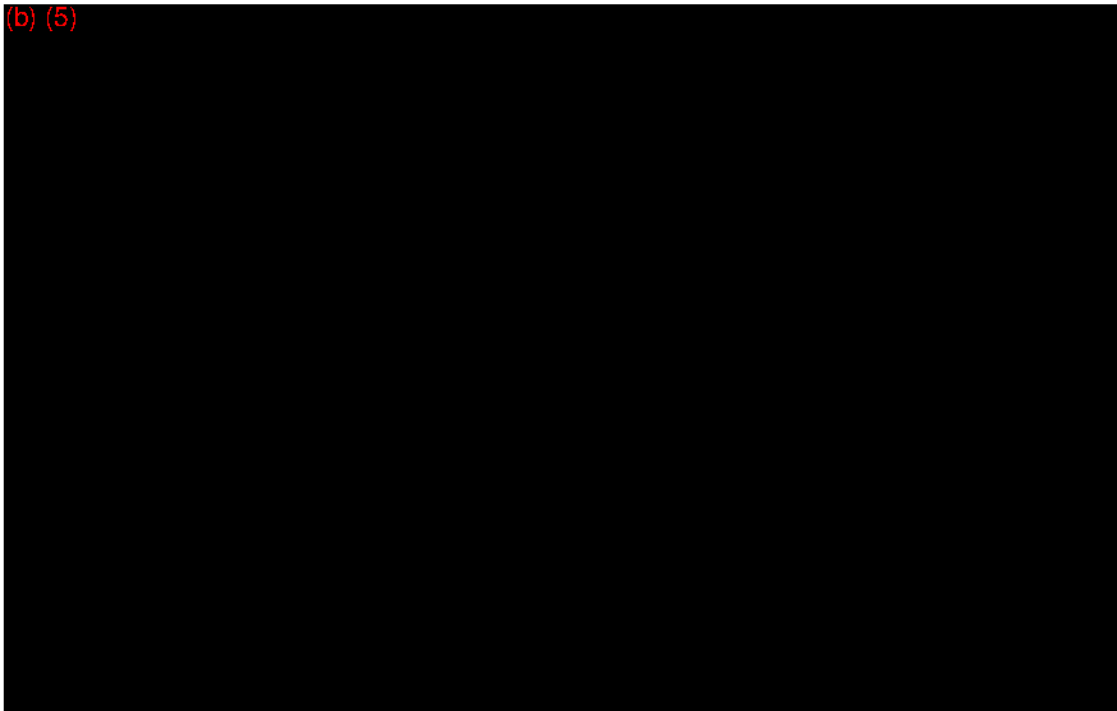
Best,
Lillian

(b) (5)

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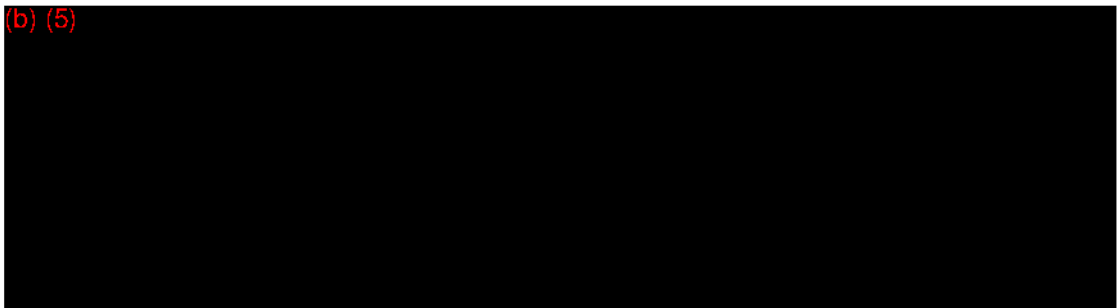


(b) (5)

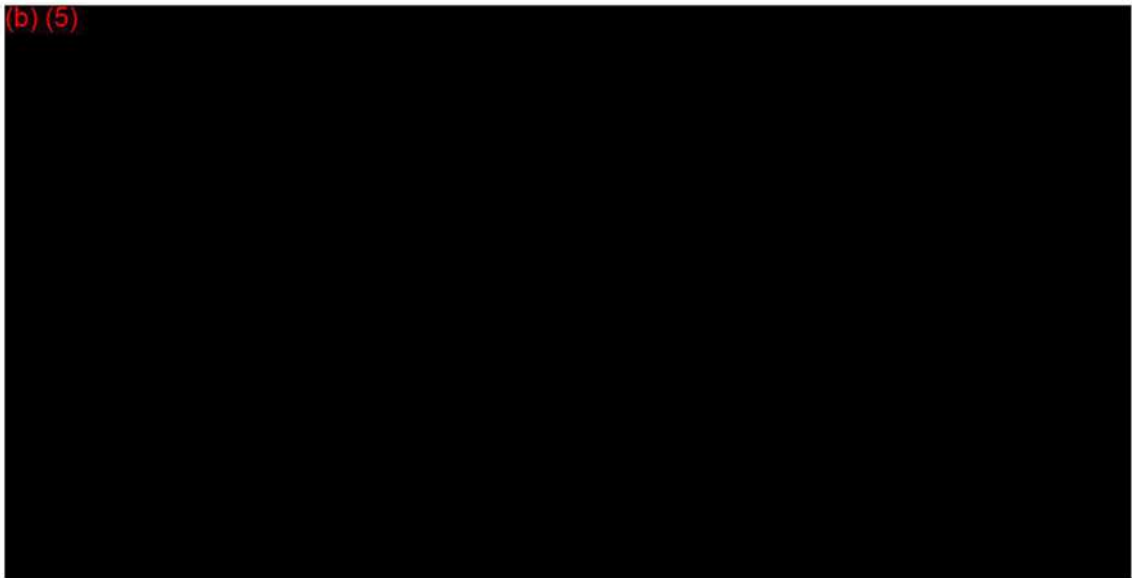


From: (b) (6)
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To: David Kligerman (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,



(b) (5)



Thanks for your help on these.

(b) (6)

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To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

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Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Attendee code: (b) (6)

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(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

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(b) (6) wrote:

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(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Large redacted area]

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

looking at a very tight timetable no matter what.

From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

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Sent: Thursday, June 25, 2020 12:09 PM
To: DCD_ECFNotice@dcd.uscourts.gov
Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

USAGM-20-1819-A-000591

FOIA20-046 326

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(**(b) (6)**)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b1aa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3] [a4fc917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-A-000592

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bcb26abaecc340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
9c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
0dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: David Kligerman; (b) (6)
Cc: (b) (6); [Lillian Cheng](#); (b) (6);
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:50:00 AM

And the highlight on page 8 is correct—the new board has taken no action to date.

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 8:46 AM
To: (b) (6)
Cc: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Looking at blank on page 6 for cite from act now

Sent from my iPhone

On Jun 26, 2020, at 8:40 AM, (b) (6) wrote:

Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

Cc: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

USAGM-20-1819-A-000597

FOIA20-046 332

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I believe the unfrozen funds to date have been for the federal entities, but I can double check with out ops folks tomorrow. And it's also worth noting that we're contemplating unfreezing all funds tomorrow for all the entities. Though that decision has not been made yet.

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

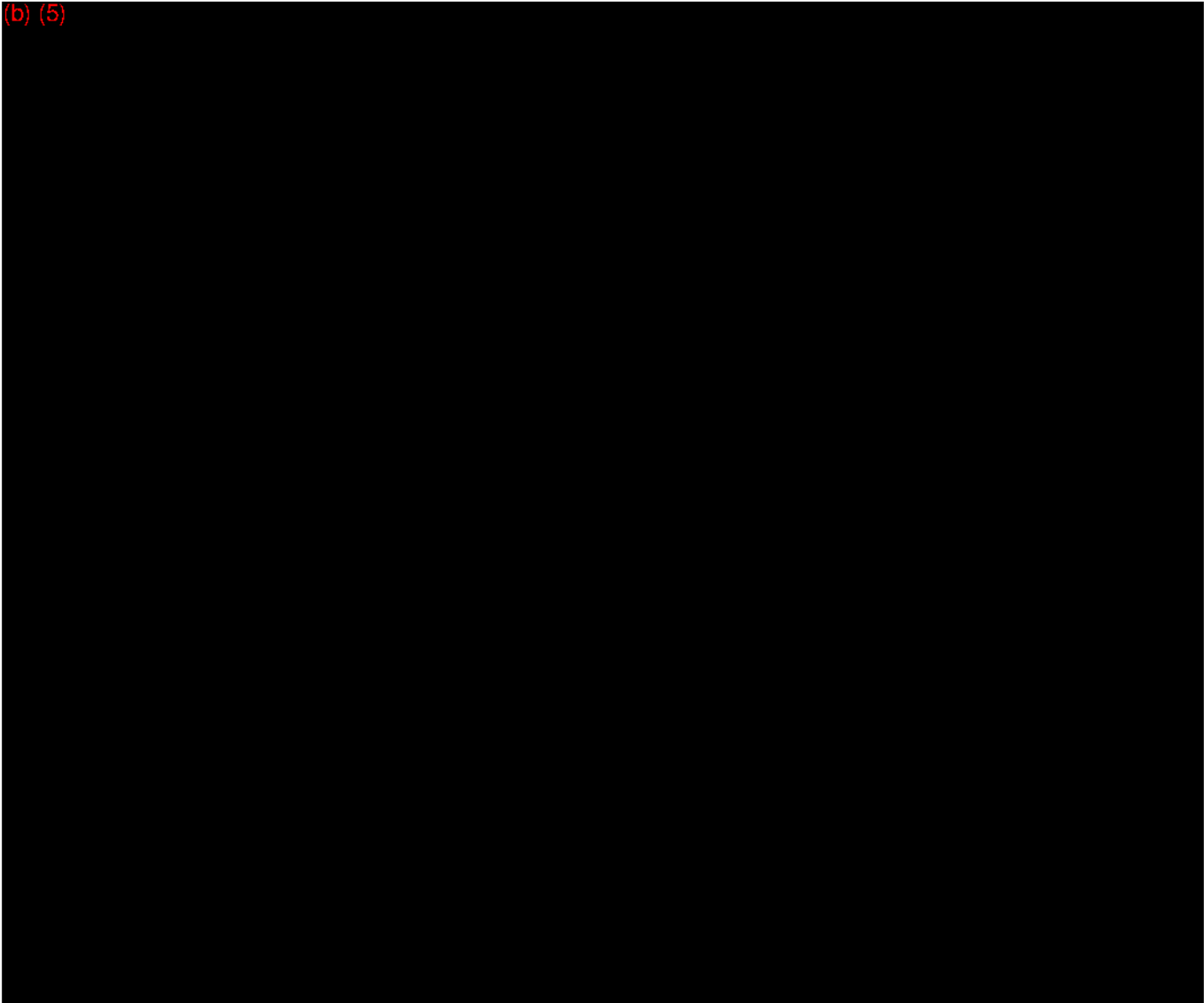
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

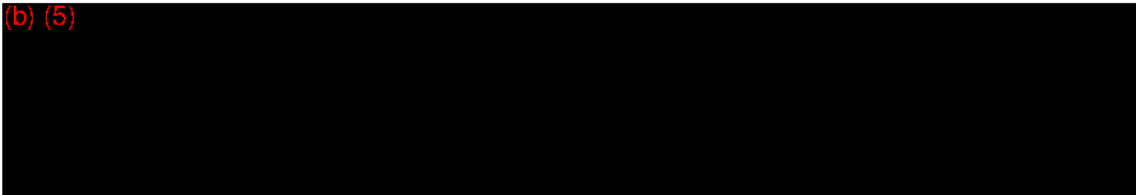
And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



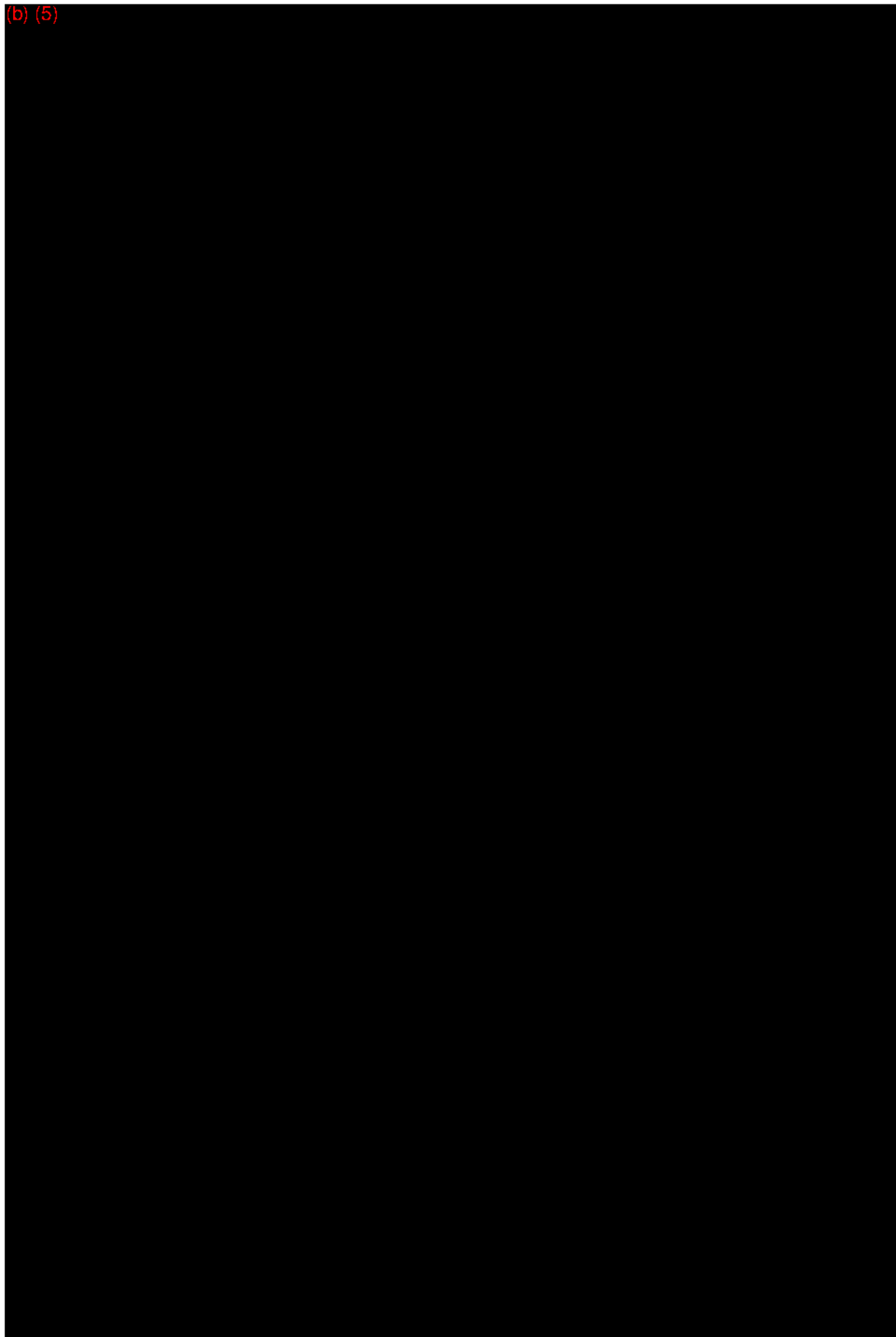
(b) (5)

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)

Lillian Cheng <(b) (6)>

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) > wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM

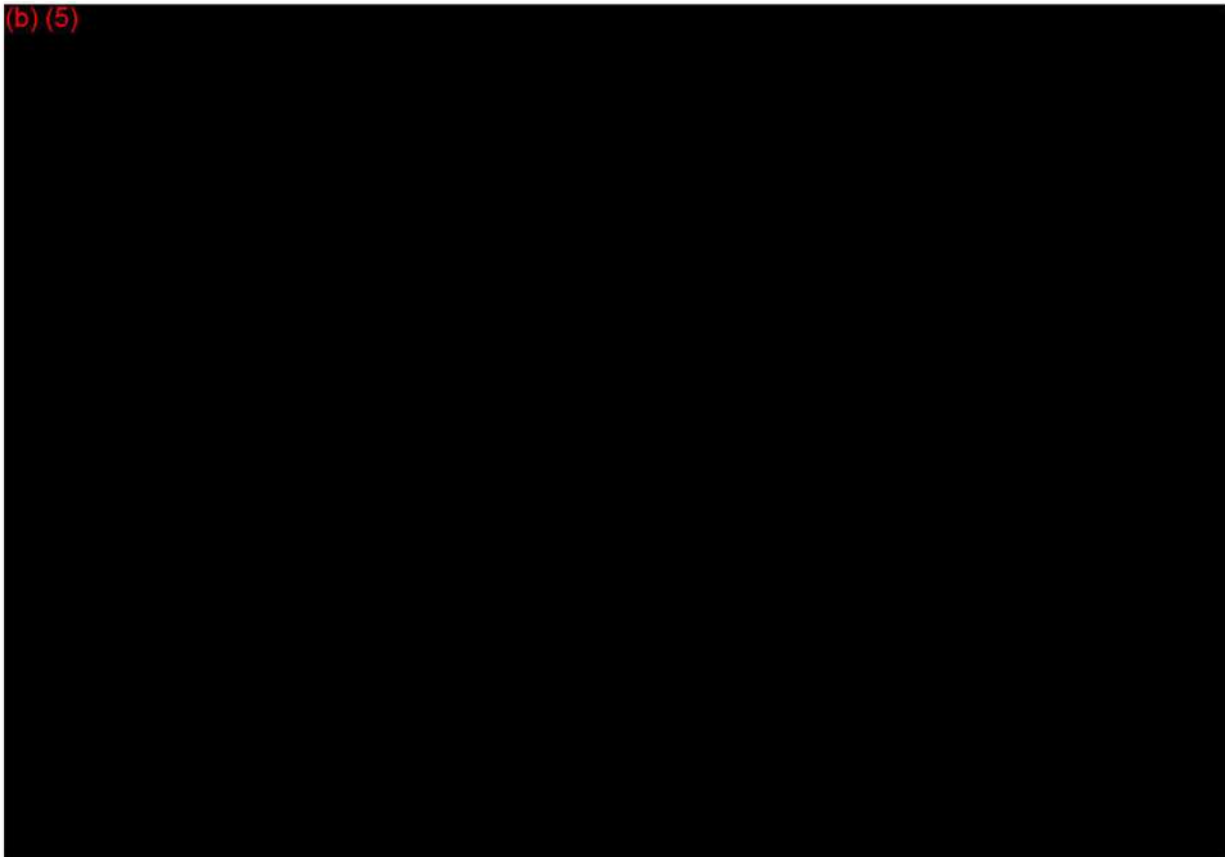
USAGM-20-1819-A-000604

FOIA20-046 339

To: (b) (6)
(b) (6)
(b) (6) Michael B. Williams
(b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

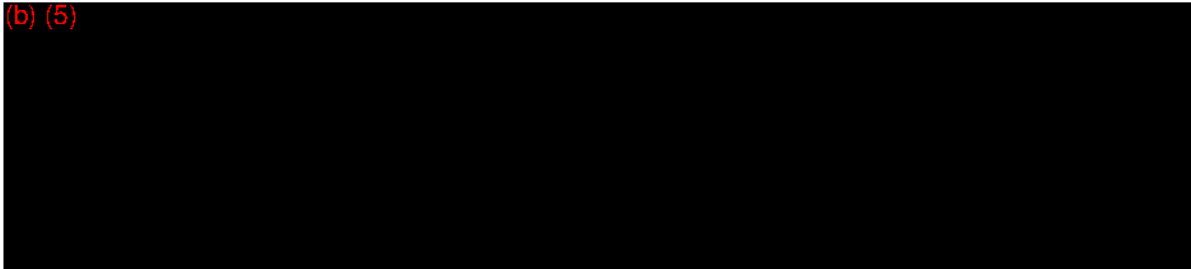


Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6)
(b) (6)
Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

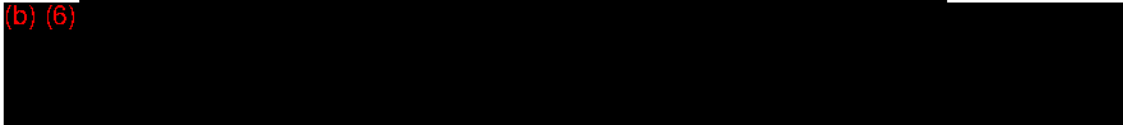
(b) (5)



Dave

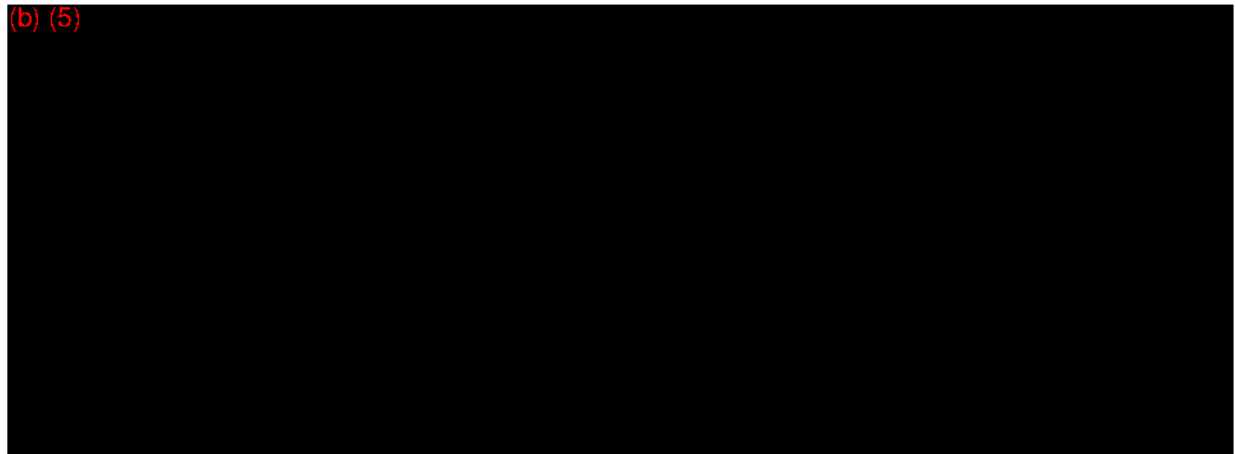
From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)

(b) (6)



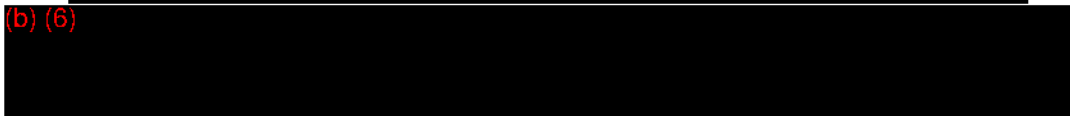
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)

(b) (6)



Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
United States policy permits attorneys of record and parties in a case
(including pro se litigants) to receive one free electronic copy of all
documents filed electronically, if receipt is required by law or directed by the
filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by **(b) (6)** on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

**Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2)
Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6)
Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11)
Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(**(b) (6)**)**

1:20-cv-01710-BAH Notice has been electronically mailed to:

USAGM-20-1819-A-000607

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

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Original filename:suppressed

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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USAGM-20-1819-A-000608

Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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[2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 9:14:00 AM

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6) David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6) >; Lillian Cheng (b) (6) >; David Kligerman (b) (6)

(b) (6) >

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6) David Kligerman (b) (6)

(b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

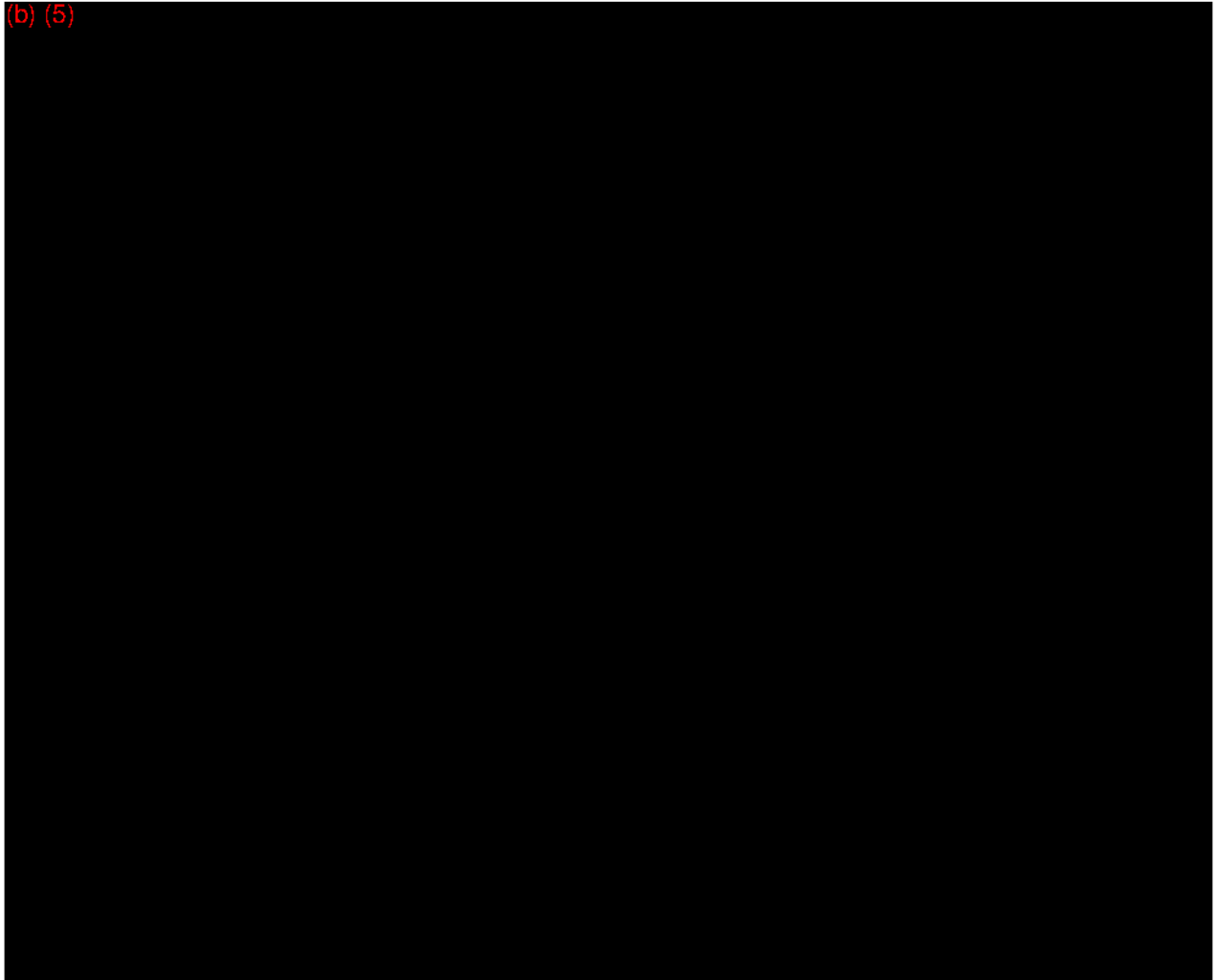
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

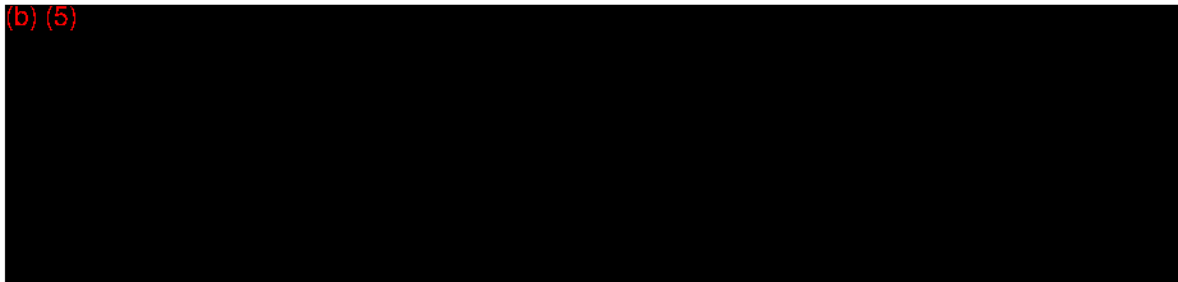
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

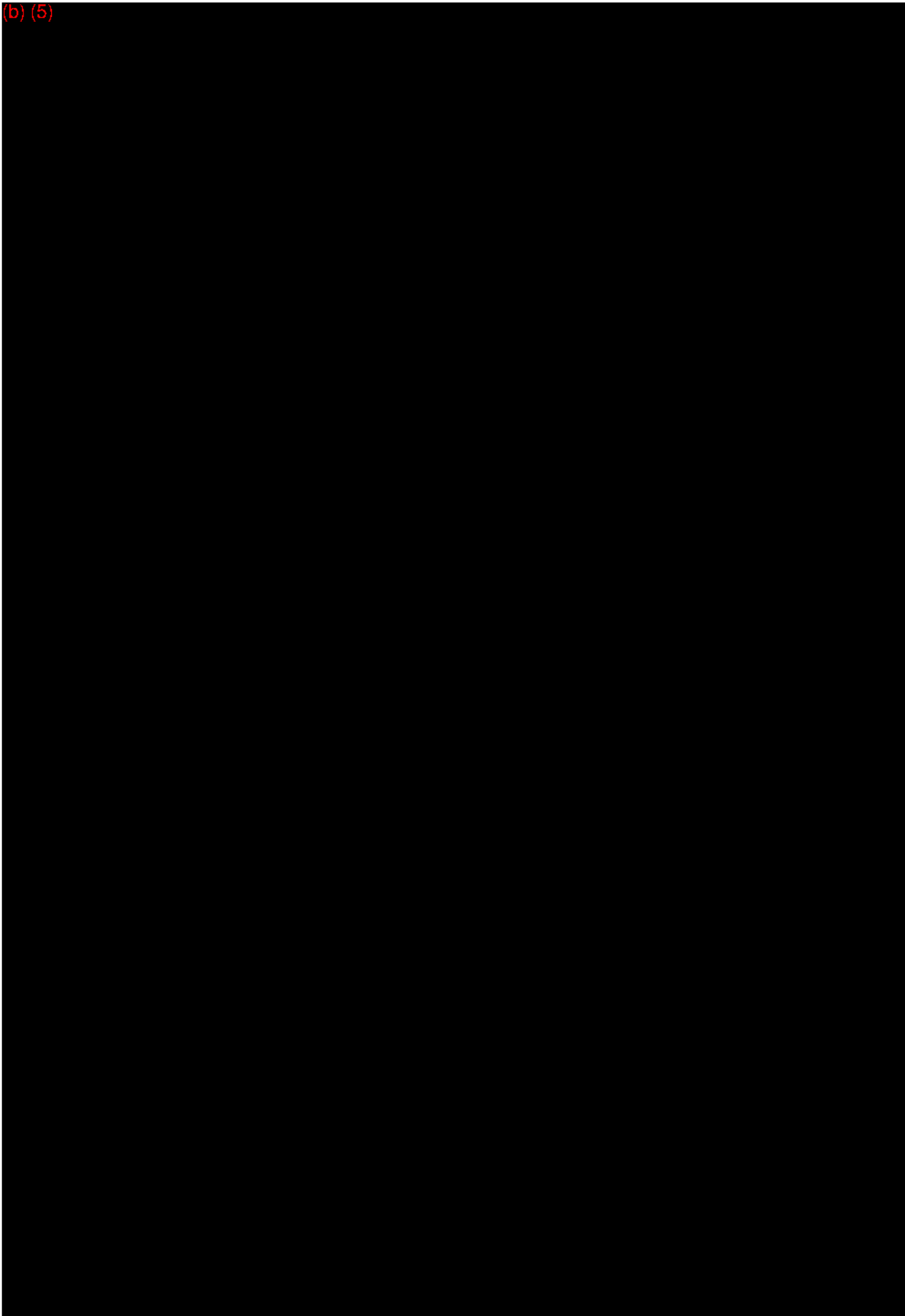


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6)

wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6) >; Michael B. Williams

(b) (6) >

Cc: Lillian Cheng <(b) (6)>

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

USAGM-20-1819-A-000621

FOIA20-046 356

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
United States policy permits attorneys of record and parties in a case
(including pro se litigants) to receive one free electronic copy of all
documents filed electronically, if receipt is required by law or directed by the
filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

**Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2)
Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6)
Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11)
Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit (b) (6)**

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: (b) (6); [David Kligerman](#); (b) (6)
Cc: (b) (6); [Lillian Cheng](#); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:19:00 AM

Thank you so much everyone! Incredible job.

From: (b) (6)
Sent: Friday, June 26, 2020 10:16 AM
To: (b) (6); [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
Cc: (b) (6); [Michael B. Williams](#)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks (b) (6) Echo that, including everyone from the Branch and USAGM that worked through most or all of the night.

Take a well-deserved 10-minute break, everyone

From: (b) (6)
Sent: Friday, June 26, 2020 10:15 AM
To: (b) (6); [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)
Sent: Friday, June 26, 2020 10:13 AM
To: [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6); [Michael B. Williams](#)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Friday, June 26, 2020 9:44 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman

Sent: Friday, June 26, 2020 9:29 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

<(b) (6)>; Michael B. Williams (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5), (b) (6)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

USAGM-20-1819-A-000629

FOIA20-046 364

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (6)

[Redacted]

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) <>; Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

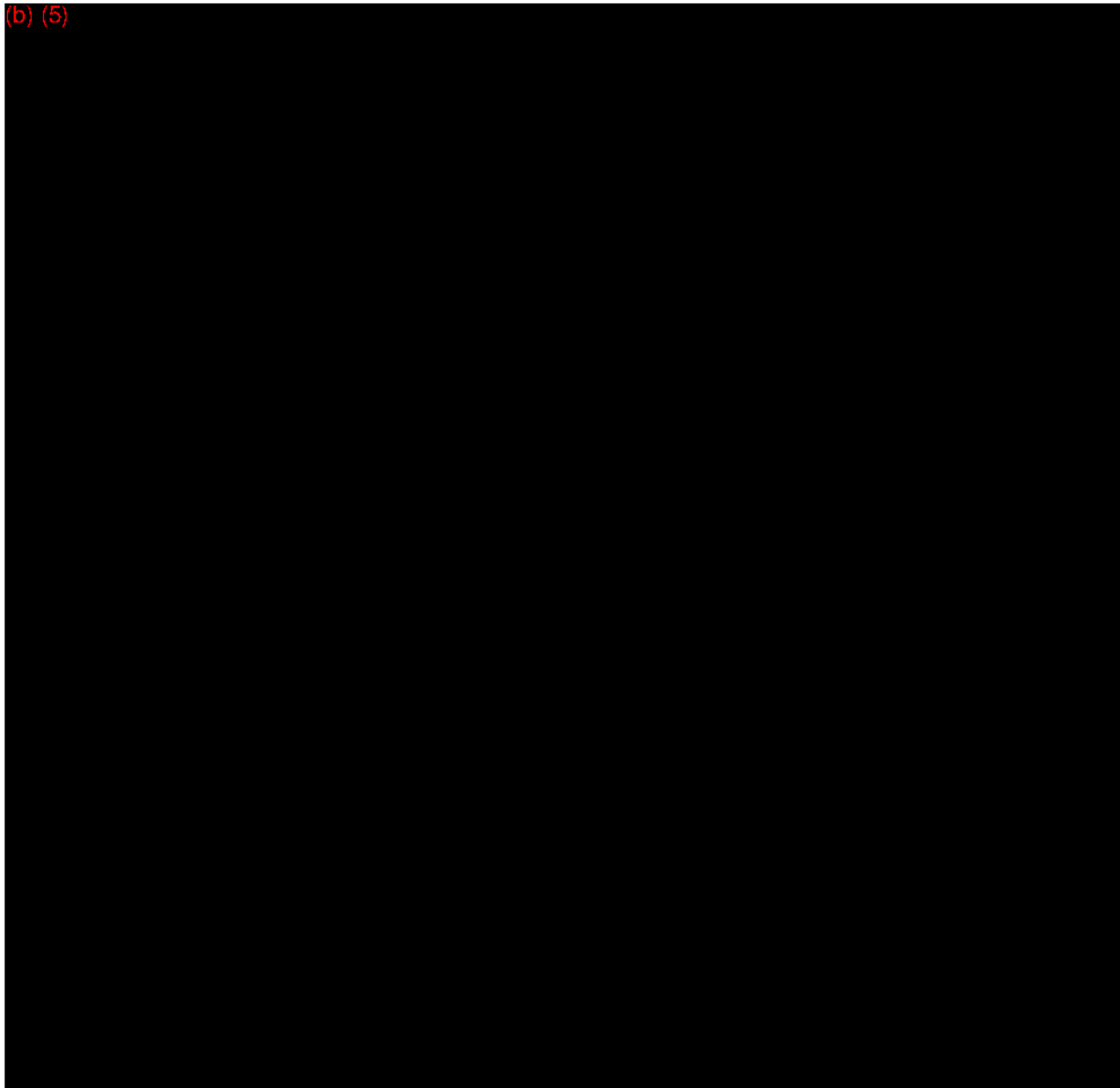
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

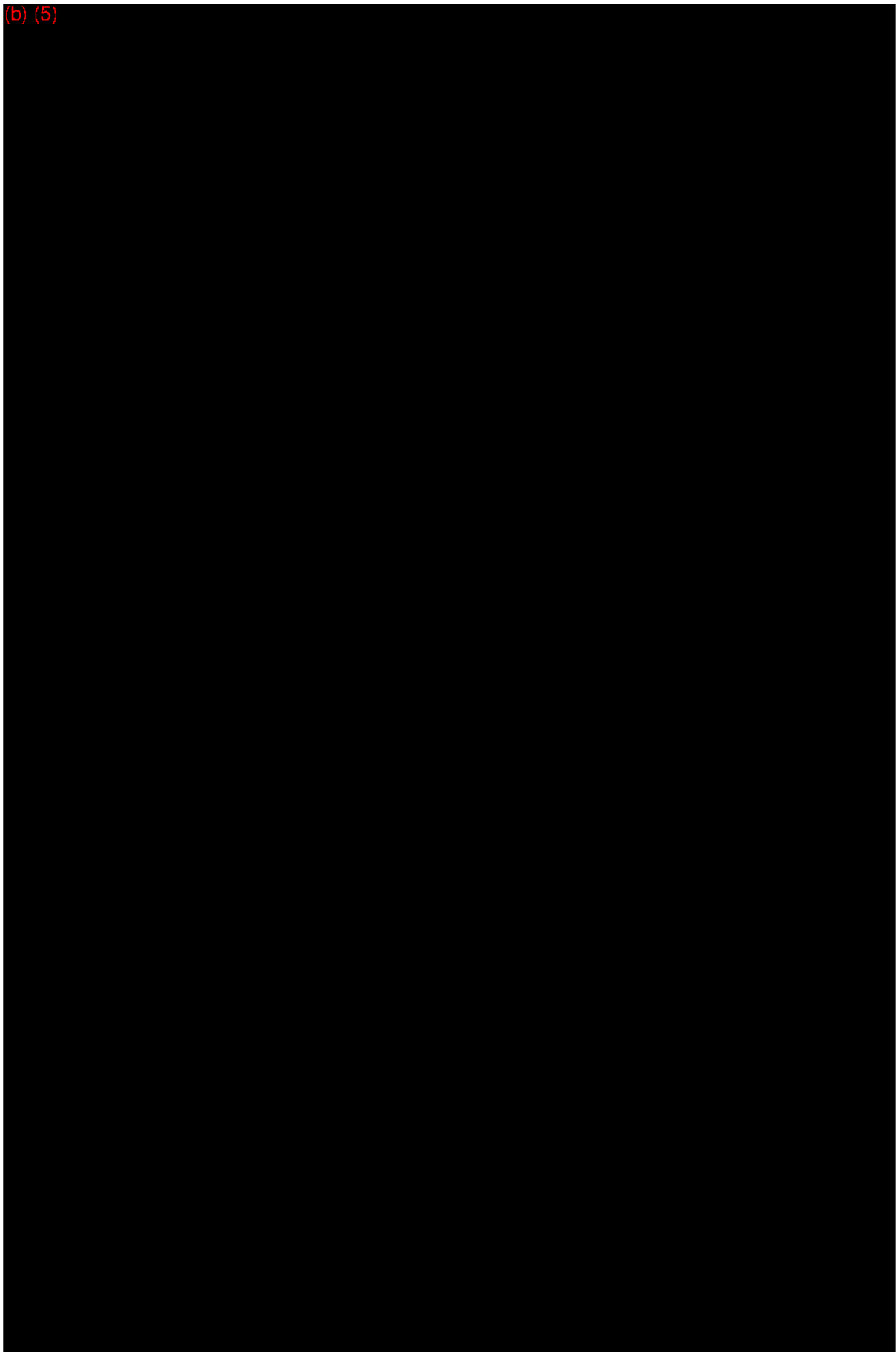
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6) Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

USAGM-20-1819-A-000639

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

USAGM-20-1819-A-000640

FOIA20-046 375

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by **(b) (6)** on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit,](#)

USAGM-20-1819-A-000641

(16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:20:00 AM

(b) (6) can't thank you enough.

My email is acting up, and the message you sent the group with the as-filed version didn't come through. Would you mind re-sending me the attachment?

From: (b) (6)
Sent: Friday, June 26, 2020 10:16 AM
To: (b) (6); David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6) Michael B. Williams; (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, (b) (6) Echo that, including everyone from the Branch and USAGM that worked through most or all of the night.

Take a well-deserved 10-minute break, everyone . . .

From: (b) (6) >
Sent: Friday, June 26, 2020 10:15 AM
To: (b) (6); David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)
Sent: Friday, June 26, 2020 10:13 AM
To: David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6)

(b) (6) Michael B. Williams

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 9:44 AM
To: (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman
Sent: Friday, June 26, 2020 9:29 AM
To: (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

(b) (6)

Cc: (b) (6)

<(b) (6)>

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

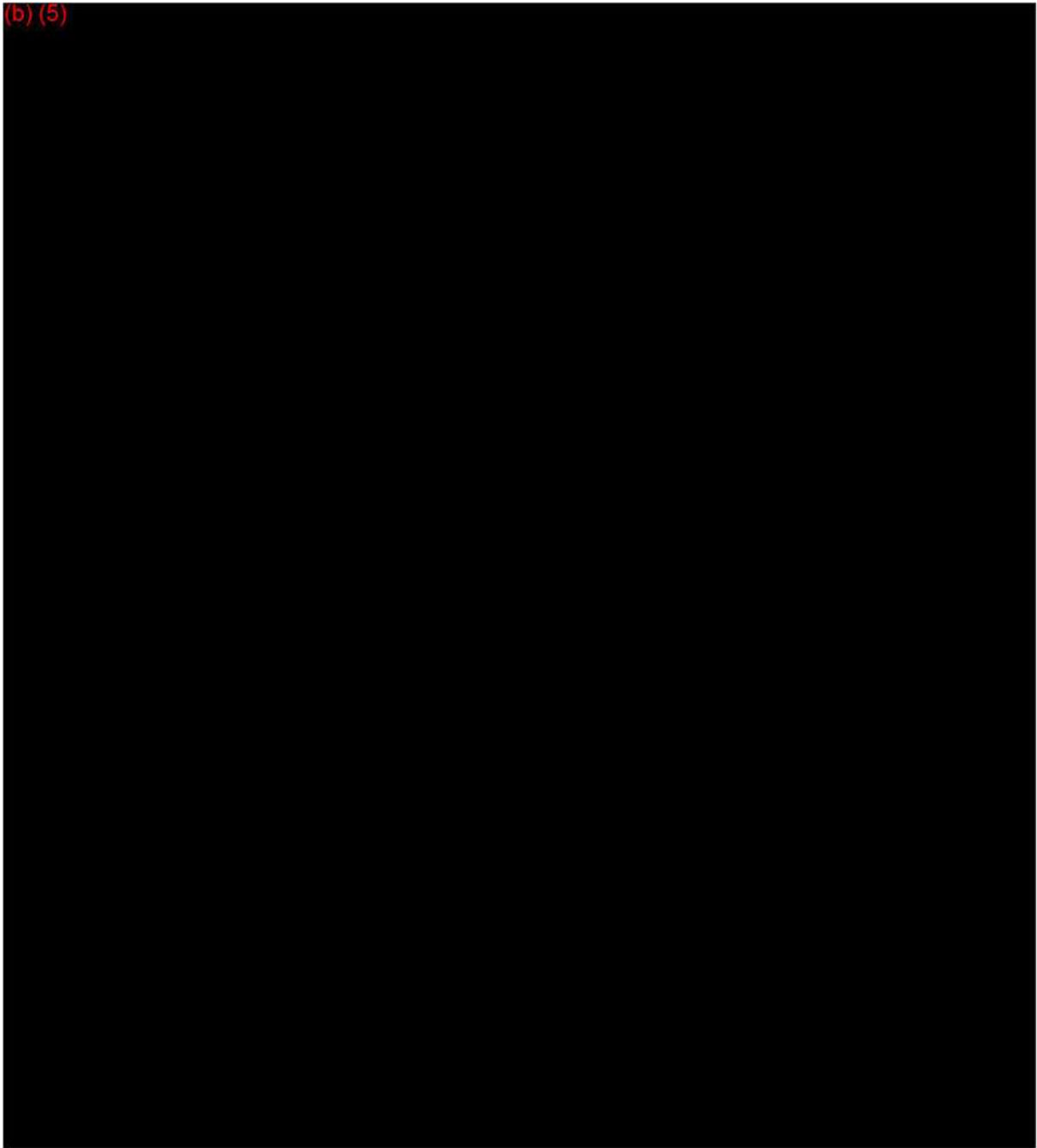
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

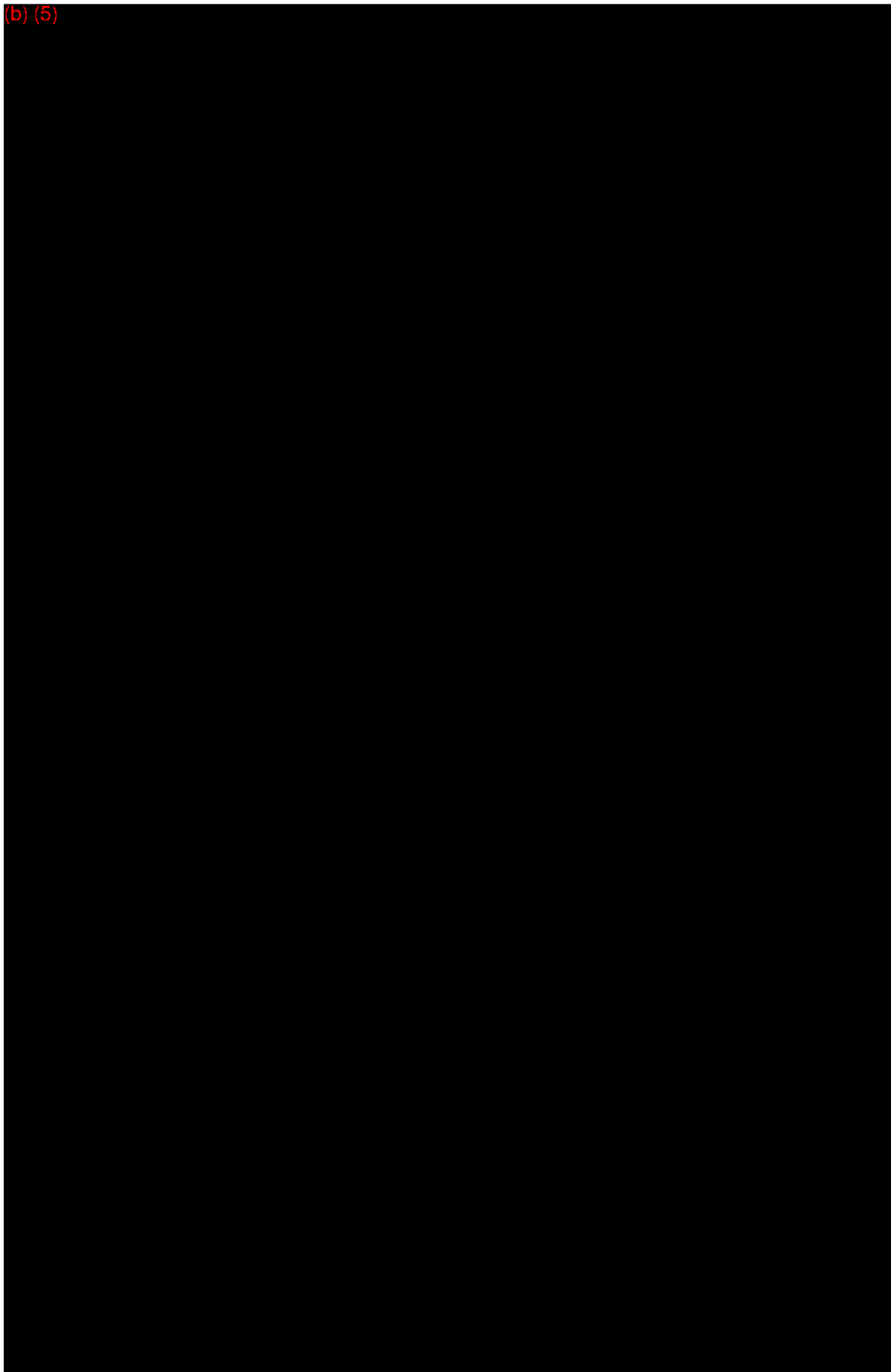
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)



Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6); Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice

Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

<(b) (6)>

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (6)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

USAGM-20-1819-A-000657

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)](#)

USAGM-20-1819-A-000659

Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:39:00 AM

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6); (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6)

wrote:

(b) (5)

(b) (5)

[Redacted]

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted]

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

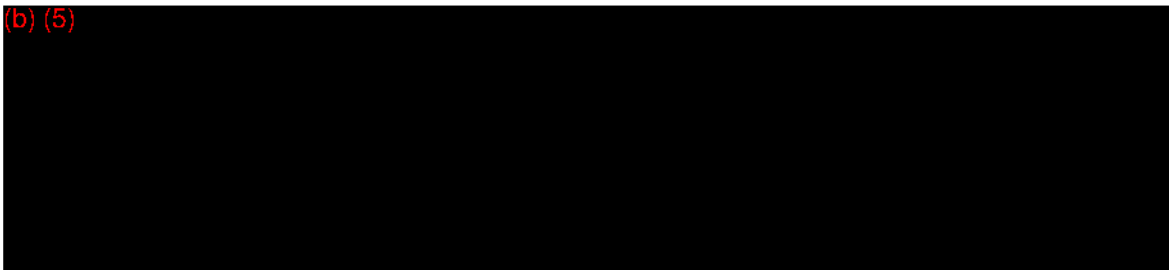
(b) (6)

Cc: (b) (6)

(b) (6)

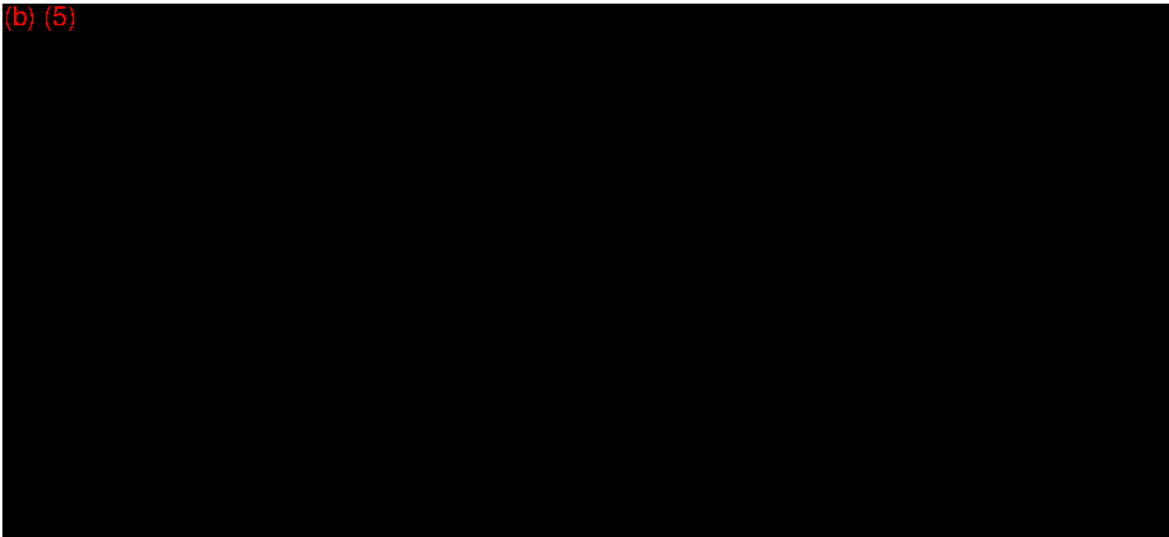
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

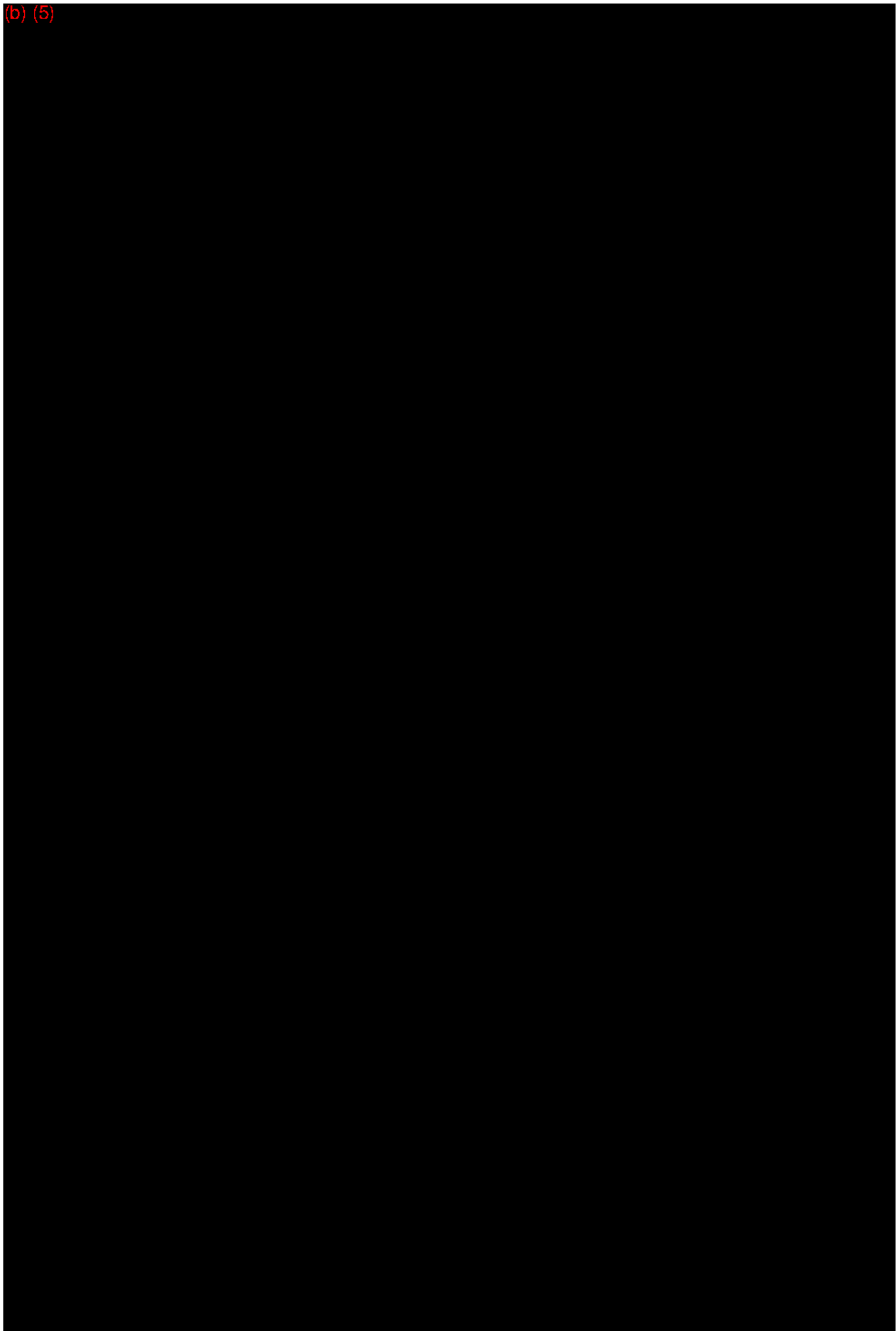


Best,
Lillian

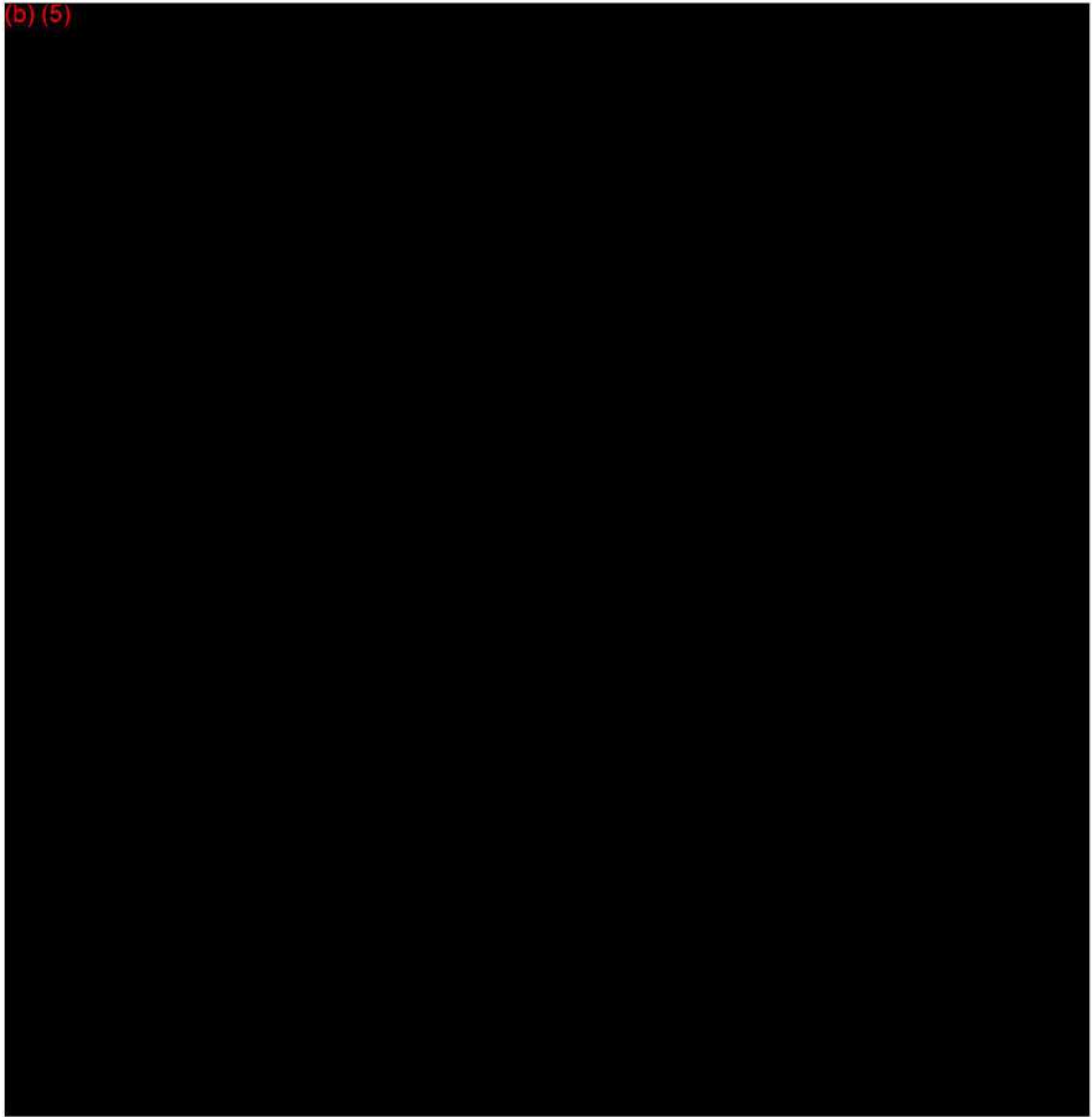
(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

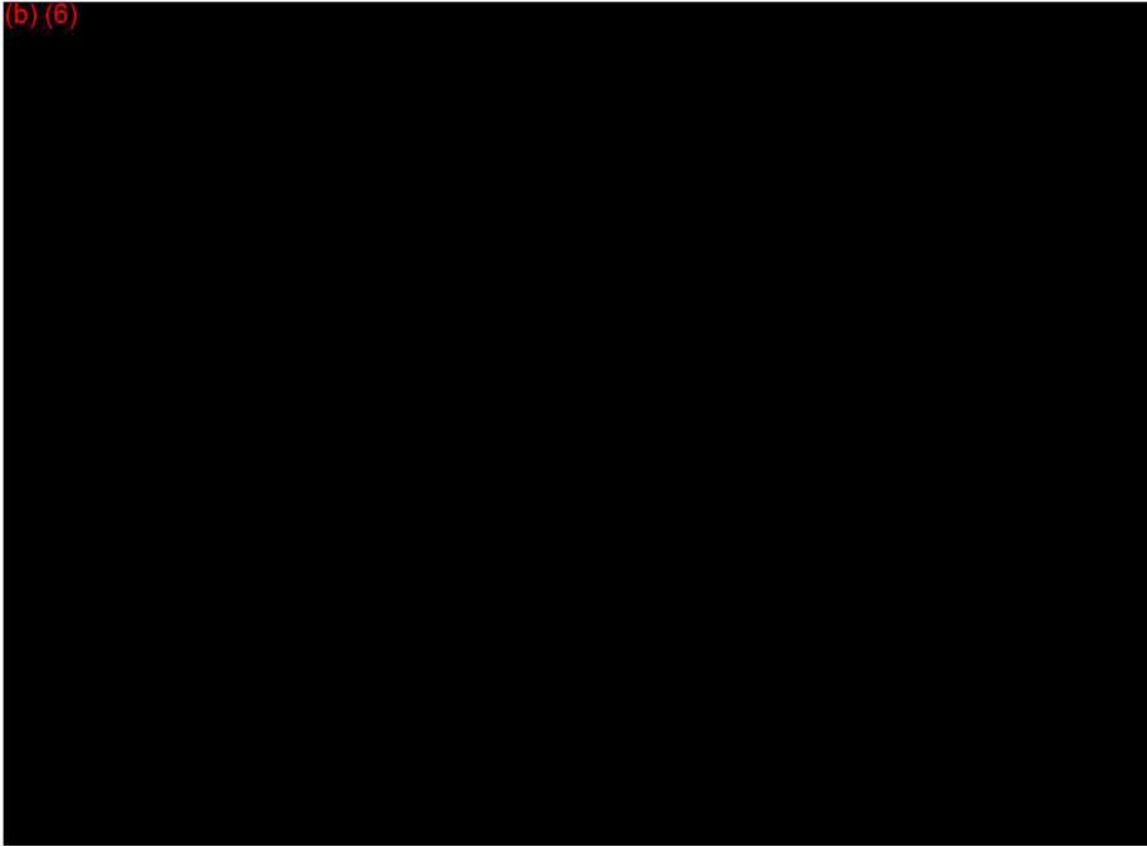
(b) (6)

USAGM-20-1819-A-000670

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (6)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6) >
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6);

Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) > wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)



Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fe917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388
918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
] [4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d37
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
] [397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
] [4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a339
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
] [022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03a
a621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:04:00 PM

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)

Sent: Friday, June 26, 2020 11:05 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng

(b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[REDACTED]

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 10:39 AM

To: (b) (6)

(b) (6); Lillian Cheng

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6)
(b) (6) Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6) Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

USAGM-20-1819-A-000684

FOIA20-046 419

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

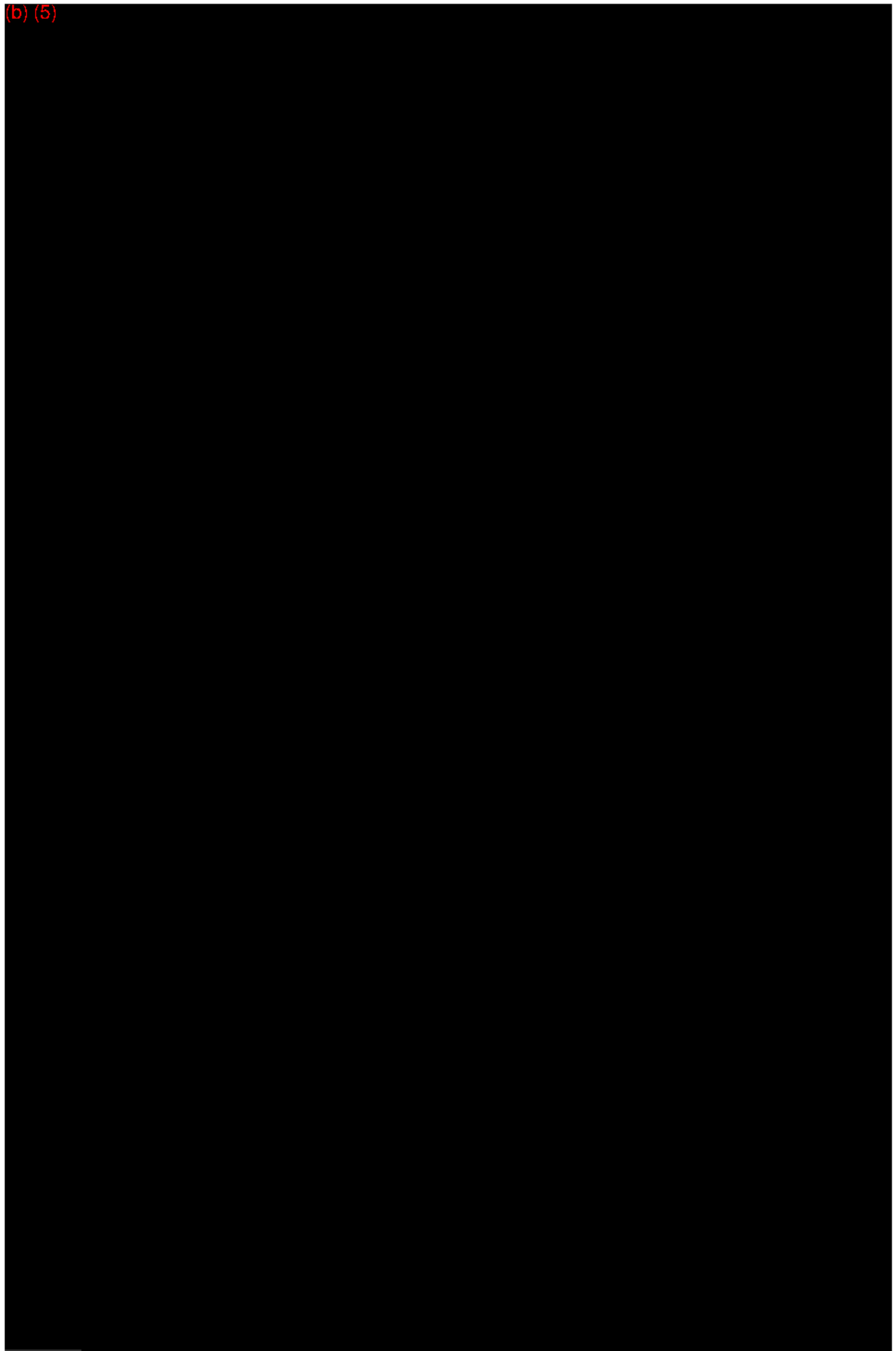
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

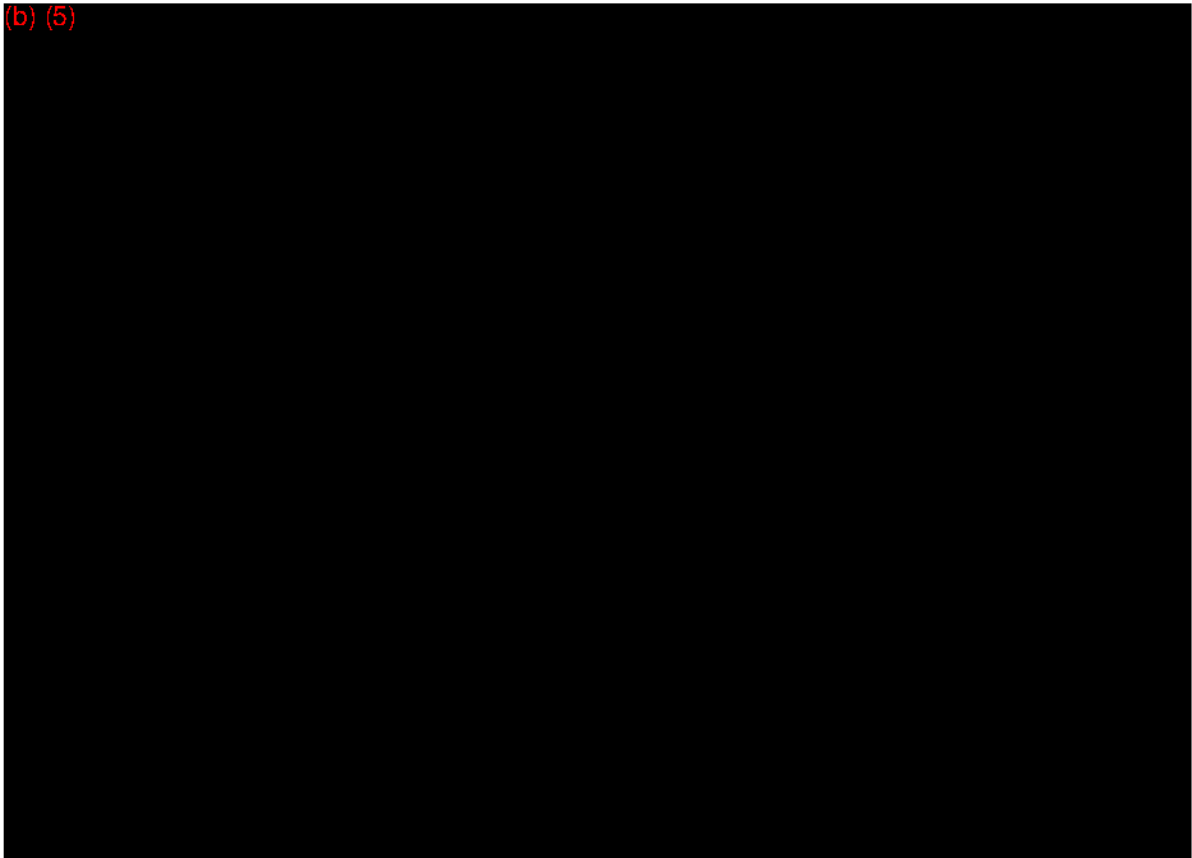
Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc:

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



USAGM-20-1819-A-000688

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6);
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)

(b) (6); Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](https://ecf.dcd.uscourts.gov/caselist/1:20-cv-01710-BAH)

USAGM-20-1819-A-000693

FOIA20-046 428

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9baaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fe917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388
918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
4dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
9c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
2374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03a
a621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

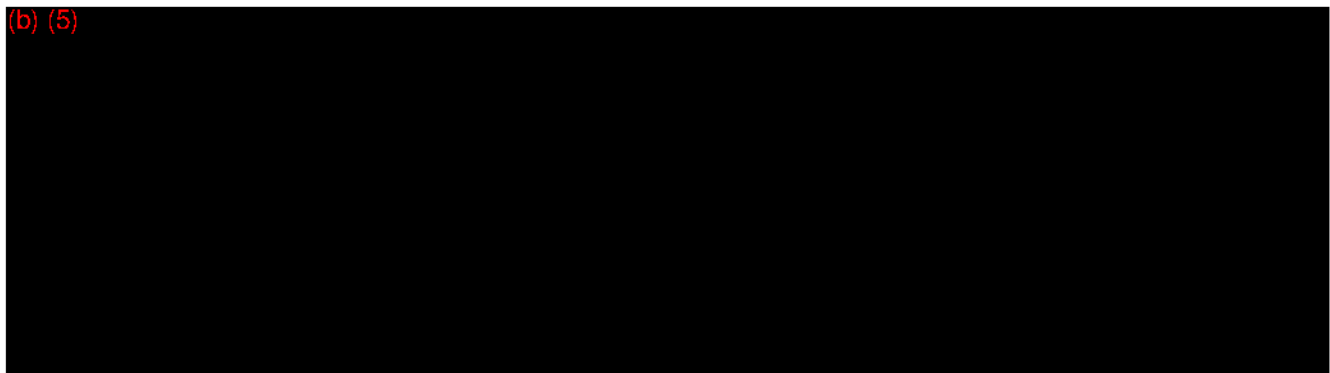
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: FW: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:07:00 PM

Could you give me a call ASAP on this? (b) (6)

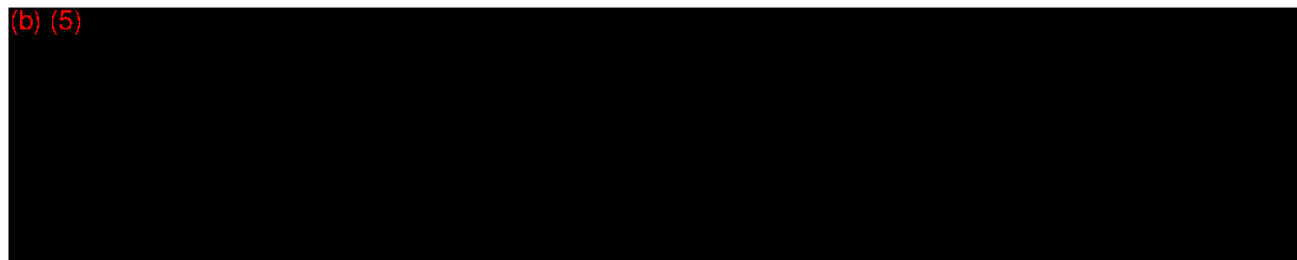
From: Michael B. Williams
Sent: Friday, June 26, 2020 12:04 PM
To: (b) (6)
(b) (6) Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)
(b) (6) Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (5)



From: (b) (6)

Sent: Friday, June 26, 2020 11:05 AM

To: Michael B. Williams (b) (6)

(b) (6) Lillian Cheng

(b) (6); David Kligerman (b) (6)

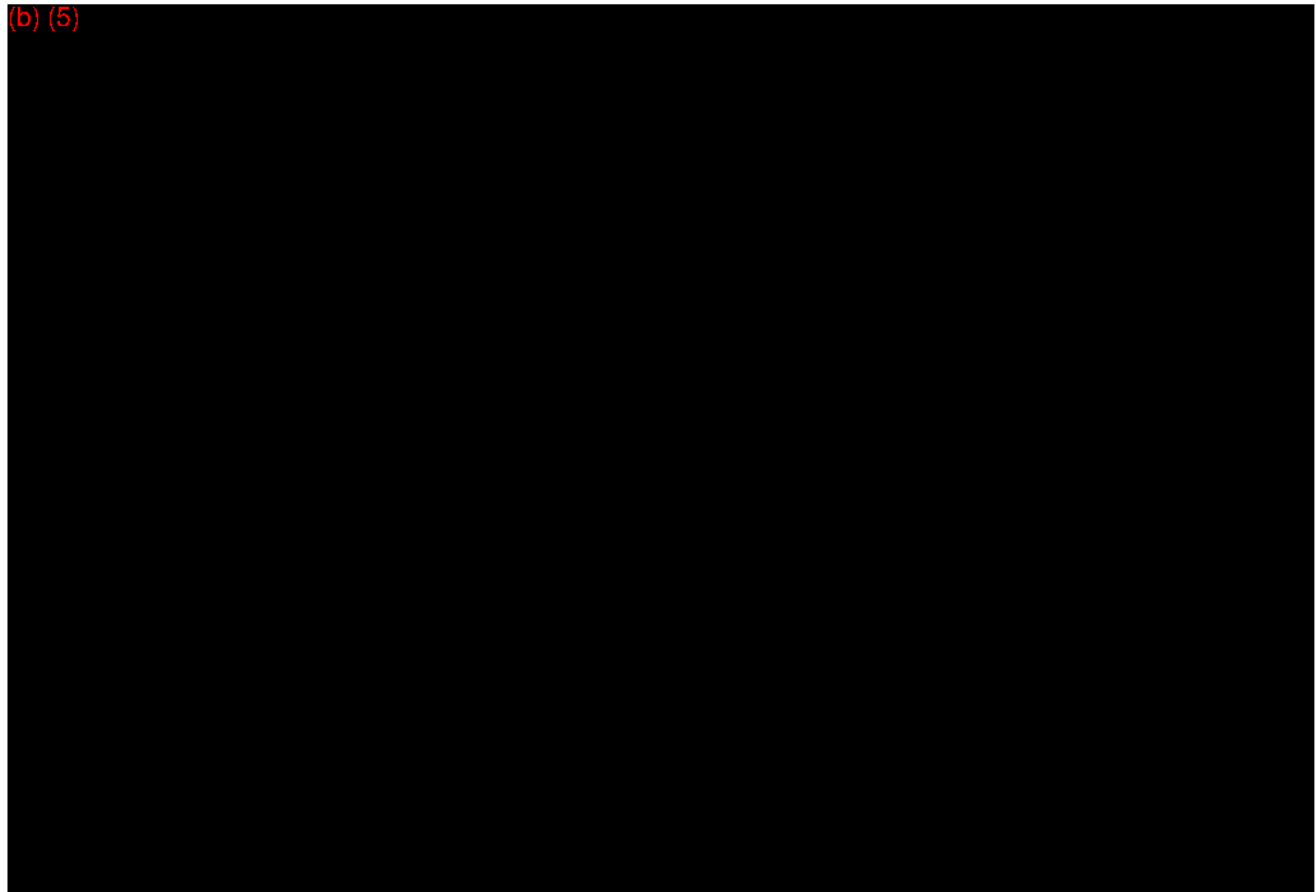
<(b) (6)>

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6) Lillian Cheng (b) (6) ; David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice

Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6)

Lillian Cheng (b) (6)

: David Kligerman

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6)

Michael B. Williams

(b) (6)

Lillian Cheng (b) (6)

David Kligerman

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,
(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



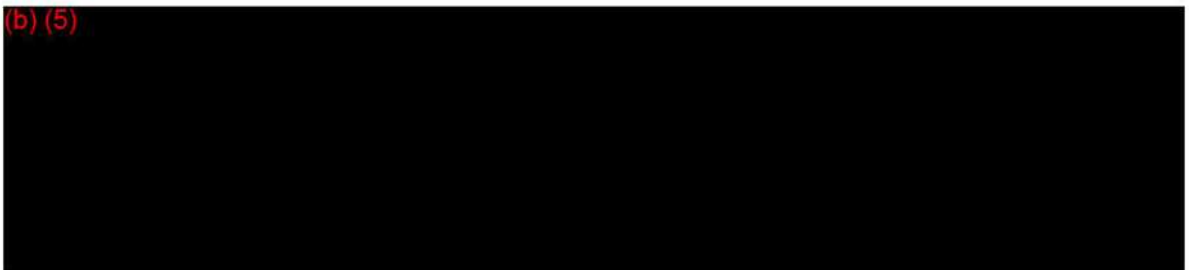
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

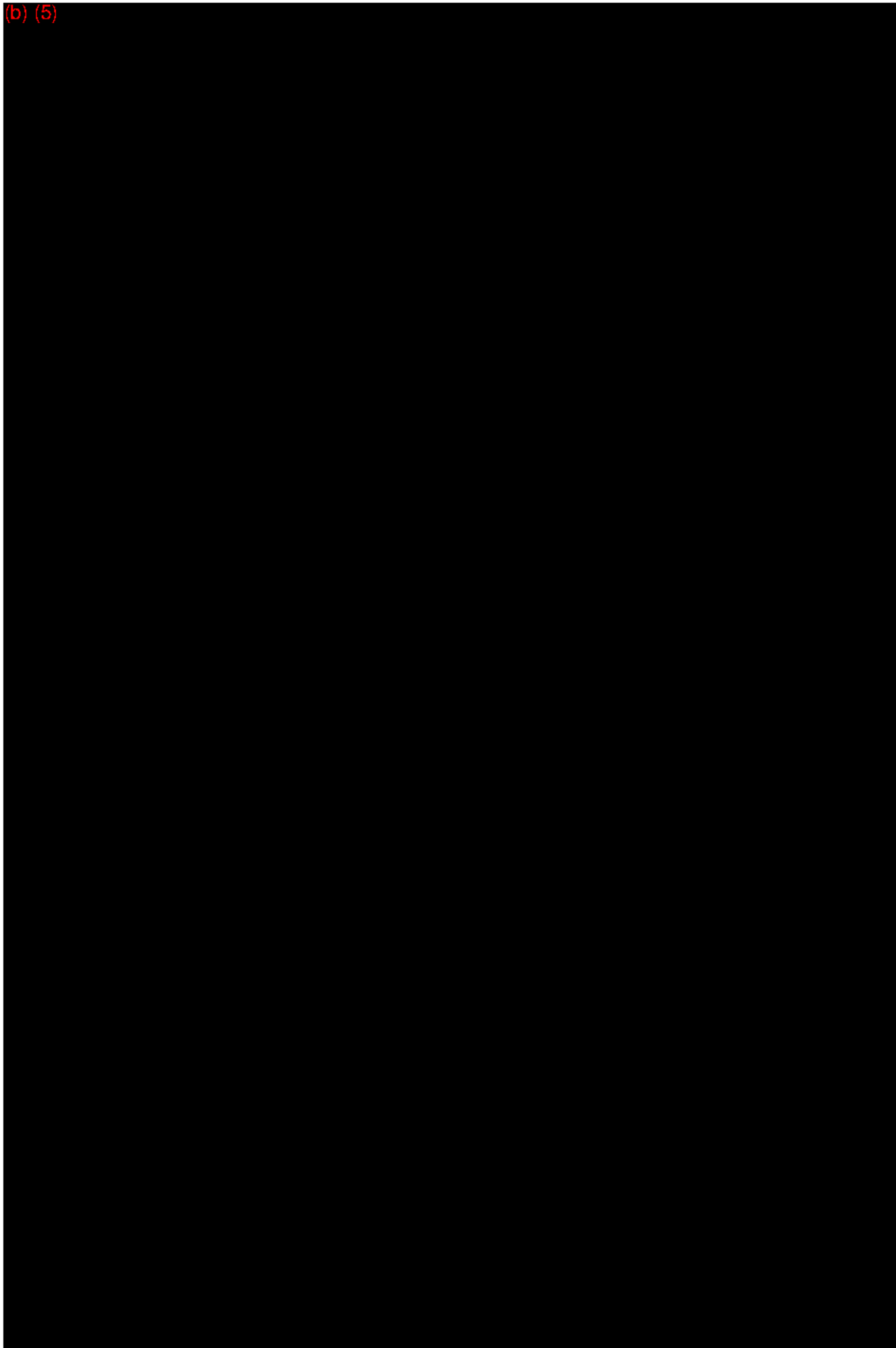


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

USAGM-20-1819-A-000706

FOIA20-046 441

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

USAGM-20-1819-A-000707

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)
(b) (6)
Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are

good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (6), (b) (5)

(b) (6), (b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

USAGM-20-1819-A-000710

FOIA20-046 445

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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USAGM-20-1819-A-000711

referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9baaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3] [a4fc917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4] [0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c3139794dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5] [82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d42309c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6] [35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e52374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7] [02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e30dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8] [41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]

[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36b9abfb33fe94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10] [4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d373999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12] [2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14] [022bb4f85ccb53998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15] [84cda9253be463dd479a7270a1cbdb37d9ddbfc87dfe842cd7d3ba4dc0e523eb03aa621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: (b) (6)
Cc: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:02:00 PM

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael, have you heard whether there email has gone out? We're cutting it close for getting a notice on file far enough ahead of the hearing.

Thanks,

(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) wrote:

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)

(b) (6)

Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Friday, June 26, 2020 11:05 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian

Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

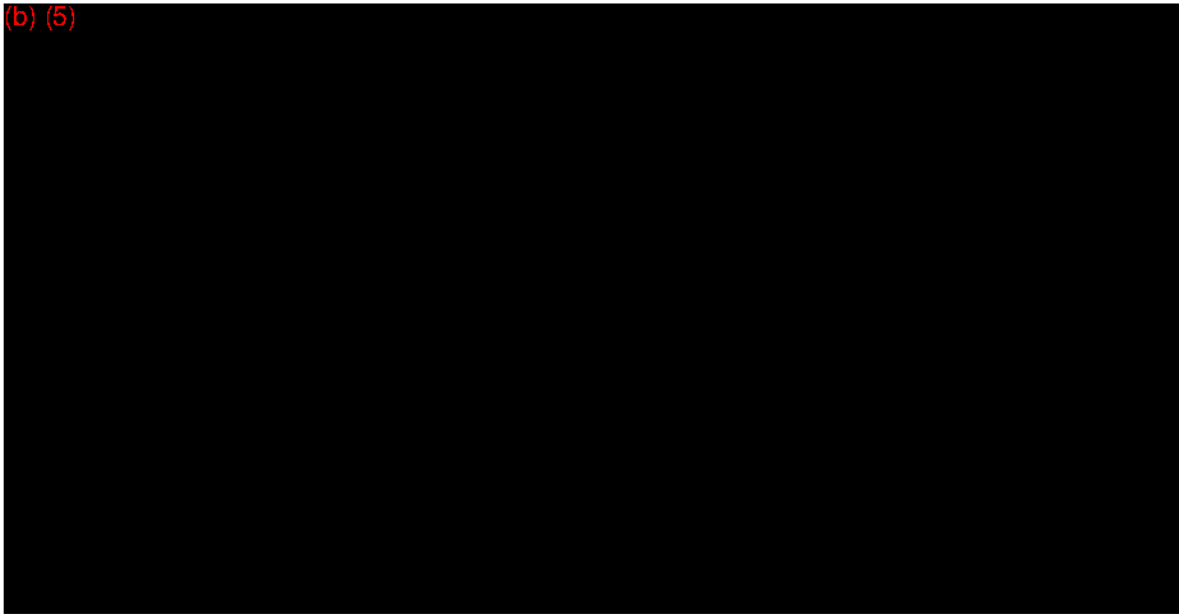
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6)
(b) (6) Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6)
(b) (6)
Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM

USAGM-20-1819-A-000717

FOIA20-046 452

To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

<(b) (6)>

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)
(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6) David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)
U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6)
(b) (6) Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6) Michael B. Williams
(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

USAGM-20-1819-A-000720

FOIA20-046 455

To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6);
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

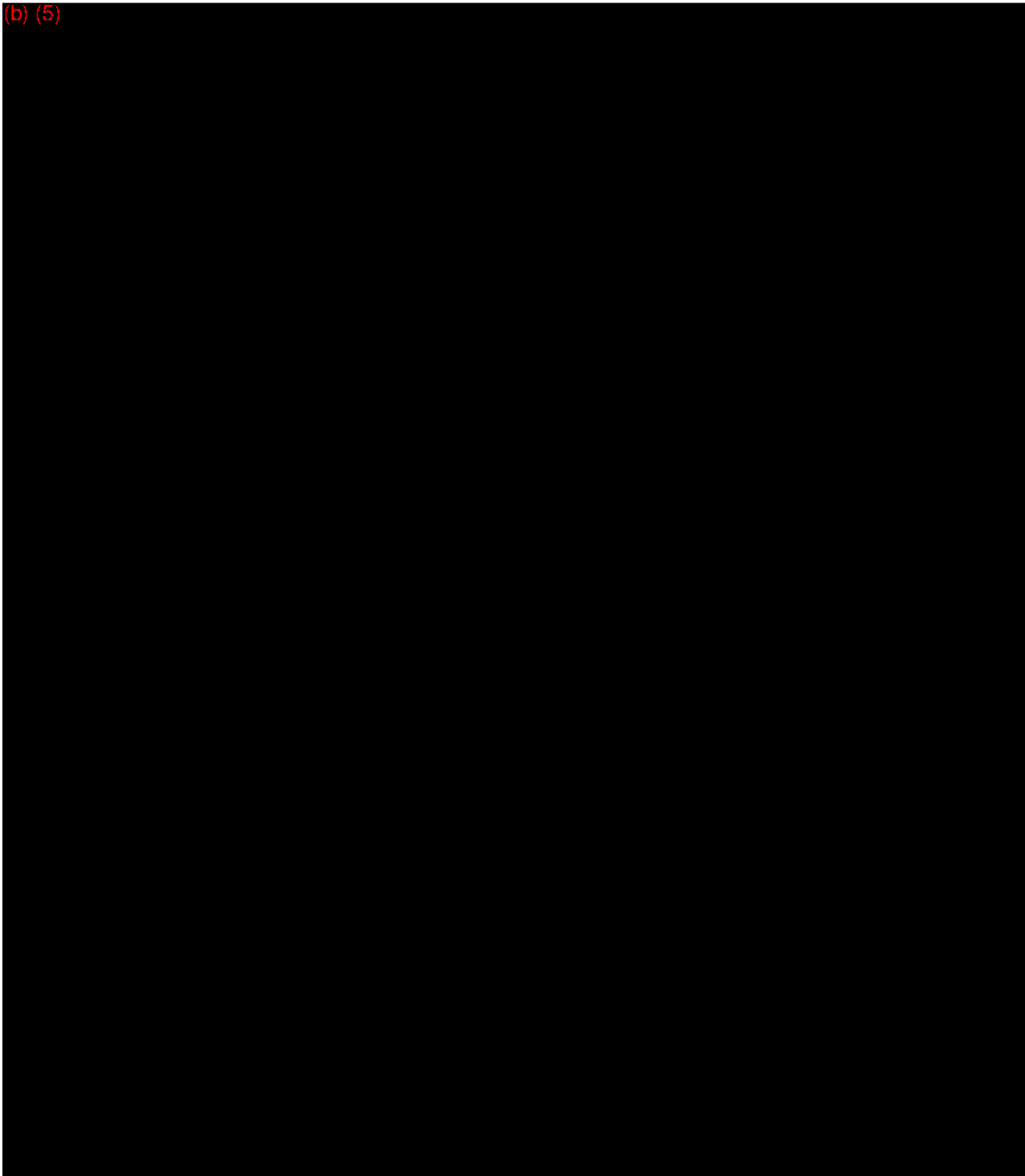
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6);
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc:
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David

Kligerman (b) (6) Michael B. Williams

(b) (6)

Cc: (b) (6)

USAGM-20-1819-A-000722

(b) (6)

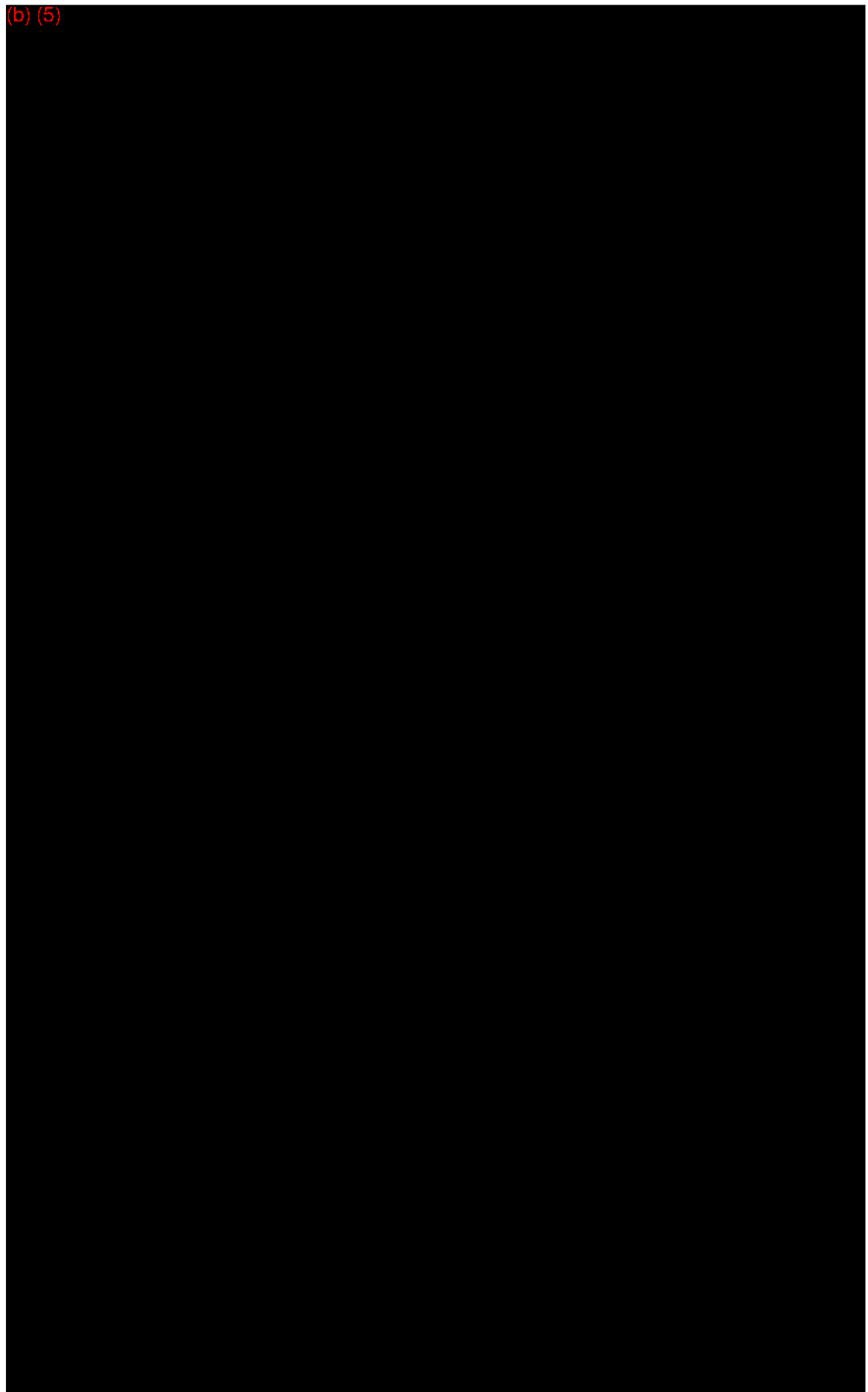
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)

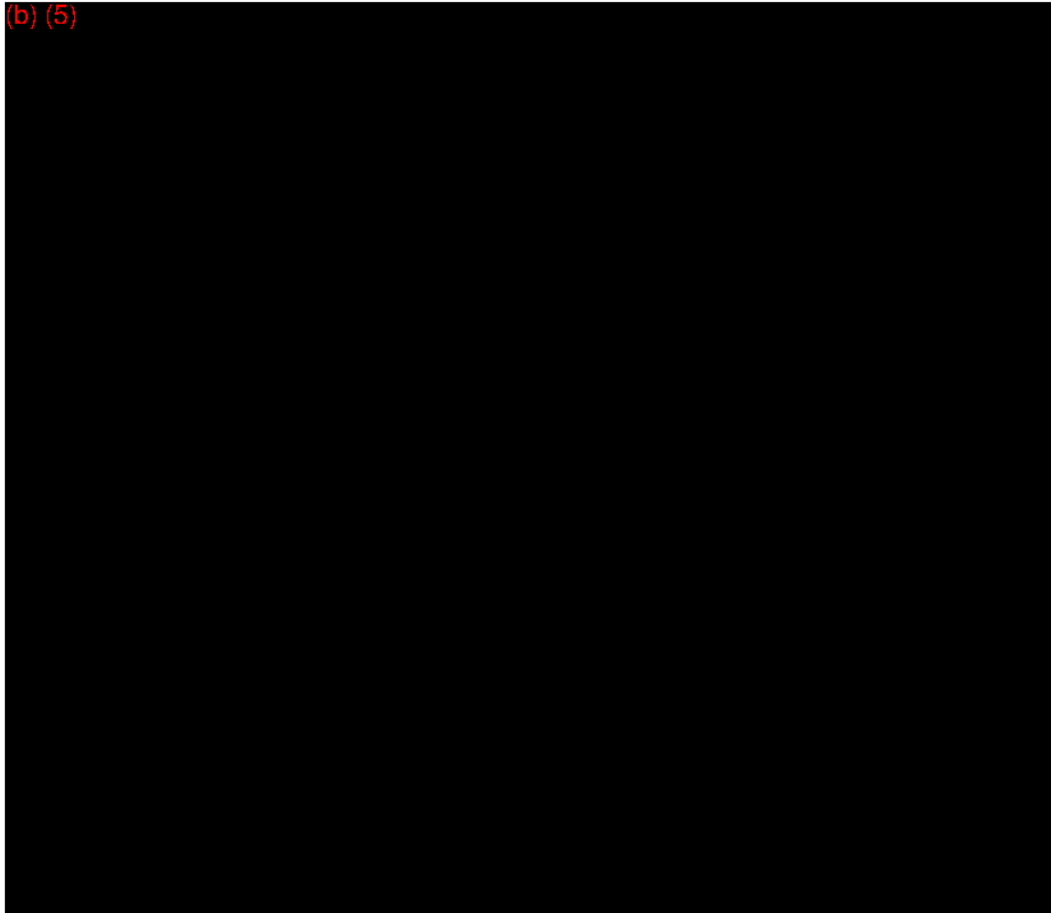
Cc: (b) (6)
(b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6)



Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH

OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM
To: (b) (6)
(b) (6)
(b) (6); Michael B. Williams
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov

<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM-20-1819-A-000730

FOIA20-046 465

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (5)

1:20-cv-01710-BAH Notice will be delivered by other means to::

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[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description: Exhibit

Original filename: suppressed

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Document description: Exhibit

Original filename: suppressed

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Document description: Exhibit

Original filename: suppressed

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: (b) (6)
Cc: Lillian Cheng; David Kligerman; (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:08:00 PM
Attachments: [Turner Email.pdf](#)

Email is out. Attached is a pdf.

From: (b) (6)
Sent: Friday, June 26, 2020 1:05 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Michael.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 1:03 PM
To: (b) (6)
Cc: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks,

(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) wrote:

(b) (5)

From: (b) (6)

Sent: Friday, June 26, 2020 11:58 AM

To: Michael B. Williams (b) (6)

(b) (6)

Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:05 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6)

USAGM-20-1819-A-000737

(b) (6) Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6)
(b) (6)
Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)
U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6);

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

USAGM-20-1819-A-000741

FOIA20-046 476

(b) (5)

[Redacted]

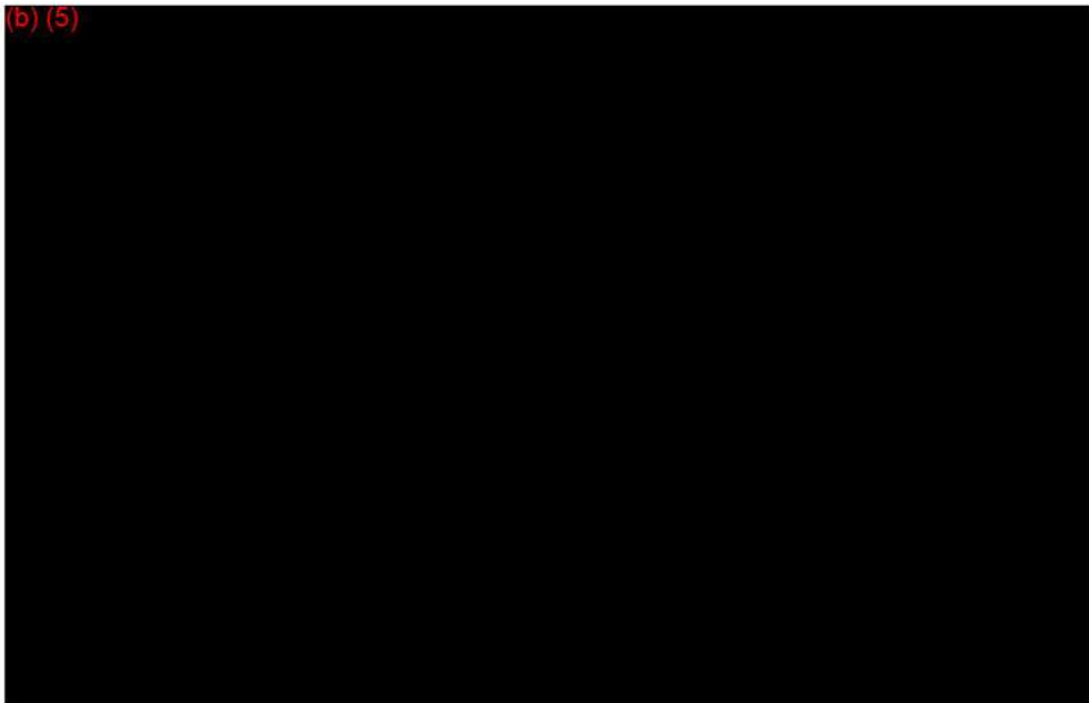
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
(b) (6) David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted]

(b) (5)

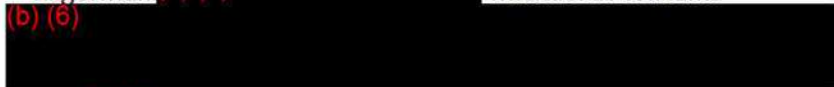


From: Lillian Cheng (b) (6)

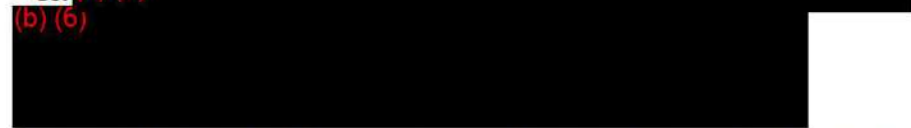
Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David

Kligerman (b) (6) Michael B. Williams

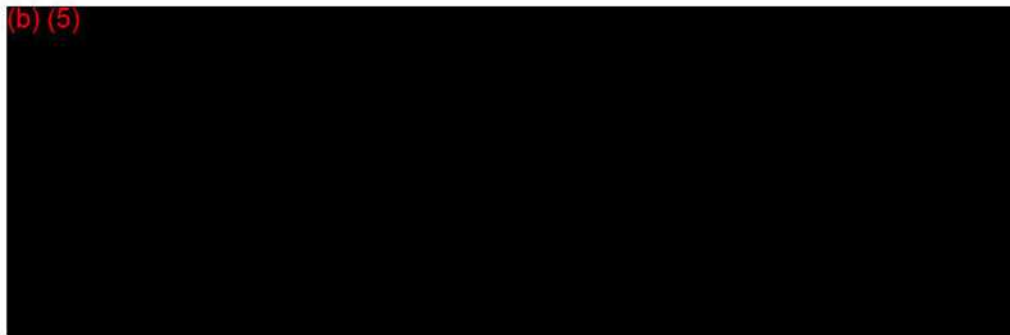


Cc: (b) (6)



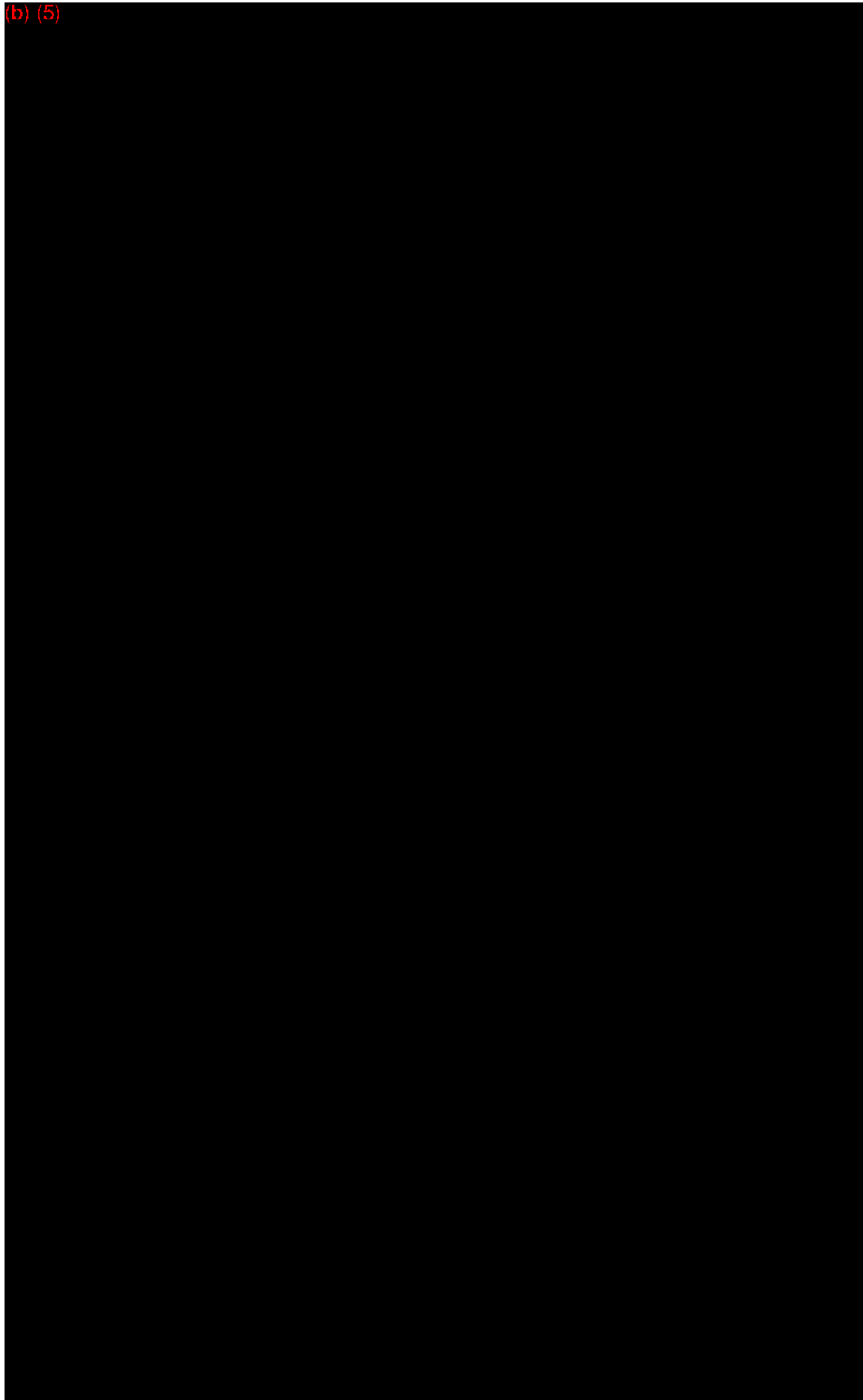
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

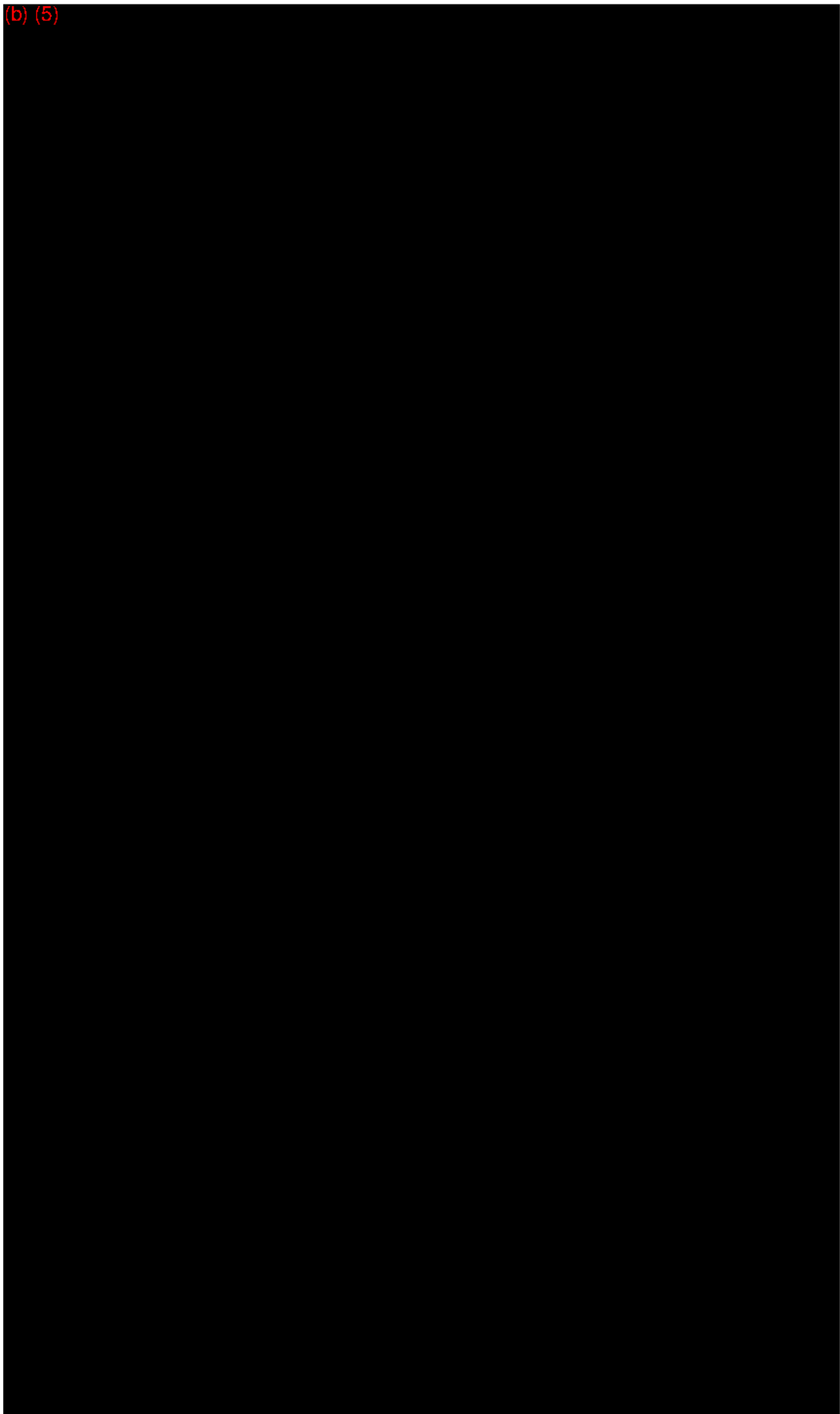


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

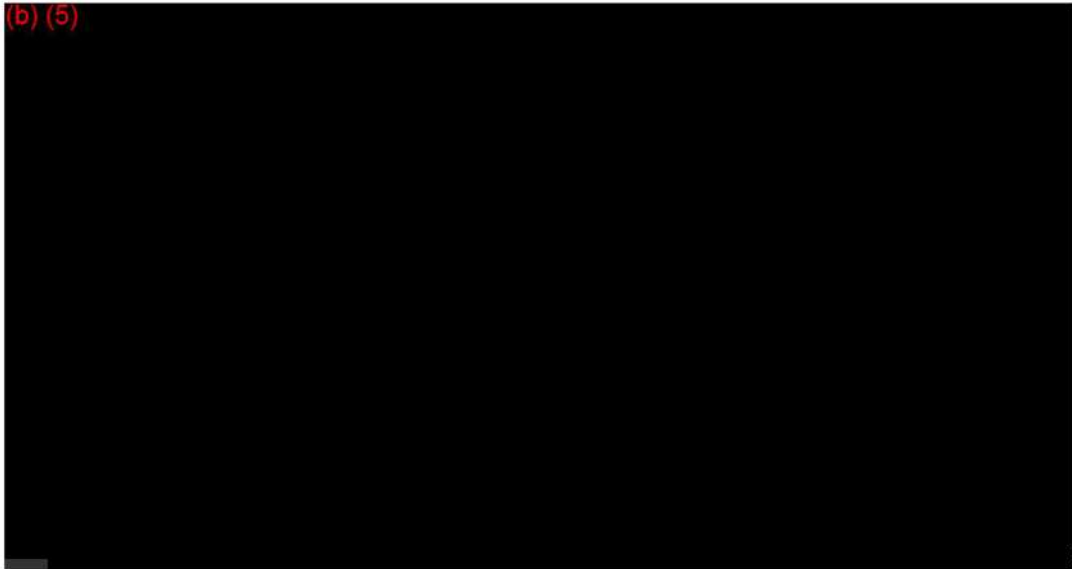


Cc: (b) (6)



Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,



(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND

et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Large redacted area]

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)
[Redacted]

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)
[Redacted]

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov

<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C.
CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH,
OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: #
\(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\)
Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\)
Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, #
\(15\) Exhibit, # \(16\) Exhibit\)](#) (b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: suppressed

Electronic document Stamp:

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Document description: Text of Proposed Order

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description: Supplement

Original filename: suppressed

Electronic document Stamp:

USAGM-20-1819-A-000752

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

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Document description: Exhibit

Original filename: suppressed

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Original filename: suppressed

Electronic document Stamp:

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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description: Exhibit

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Document description: Exhibit

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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From: Michael B. Williams
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:09:00 PM

Emily Newman, our chief, wanted me to make sure you had this article for context:

https://www.realclearpolitics.com/articles/2020/06/26/as_critics_rage_pack_aims_to_pierce_chinas_info_firewall_143556.html#2

From: (b) (6)
Sent: Friday, June 26, 2020 1:05 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Michael.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 1:03 PM
To: (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks,
(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) > wrote:

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6) >
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:05 AM
To: Michael B. Williams (b) (6),
(b) (6) >; Lillian Cheng (b) (6) >; David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6),
(b) (6) >; Lillian Cheng (b) (6) >; David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM

To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); Lillian Cheng
<(b) (6)>; David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6) >
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman
<(b) (6)>
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

Good morning USAGM team,

(b) (5)

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6) > wrote:

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman (b) (6);
Michael B. Williams (b) (6);
(b) (6)
Cc: (b) (6);
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al
v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM

USAGM-20-1819-A-000761

FOIA20-046 496

To: David Kligerman (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6); Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)
U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM
To: (b) (6)
(b) (6)
(b) (6); Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6) >
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6);
(b) (6)
Cc: Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

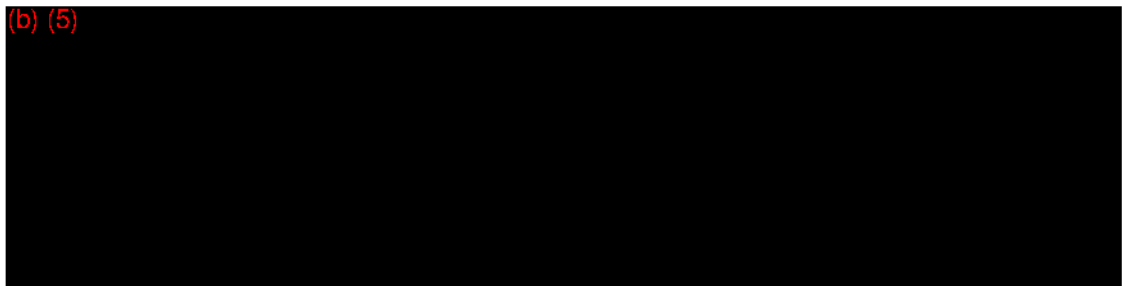
(b) (5)



Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6);
(b) (6)
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6);
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description: Text of Proposed Order

Original filename: suppressed

Electronic document Stamp:

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Document description: Supplement

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: FW: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 2:33:00 PM

From: (b) (6)
Sent: Friday, June 26, 2020 10:54 AM
To: David Kligerman (b) (6); Lillian Cheng (b) (6)
(b) (6) Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is the telephone line for the hearing that the USAGM team can use:
Numbers for non-participants (public/media)
Telephone Number: (b) (6)
Access Code: (b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 10:17 AM
To: (b) (6)
(b) (6) Lillian Cheng
(b) (6)
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks, Dave

Sent from [Mail](#) for Windows 10

From: (b) (6)

USAGM-20-1819-A-000768

FOIA20-046 503

Sent: Friday, June 26, 2020 10:14 AM

To: (b) (6); [David Kligerman](#); (b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)

Cc: (b) (6); [Michael B. Williams](#)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)

Sent: Friday, June 26, 2020 10:13 AM

To: David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Friday, June 26, 2020 9:44 AM

To: (b) (6); (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman

Sent: Friday, June 26, 2020 9:29 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6) Michael B.

Williams (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

USAGM-20-1819-A-000771

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

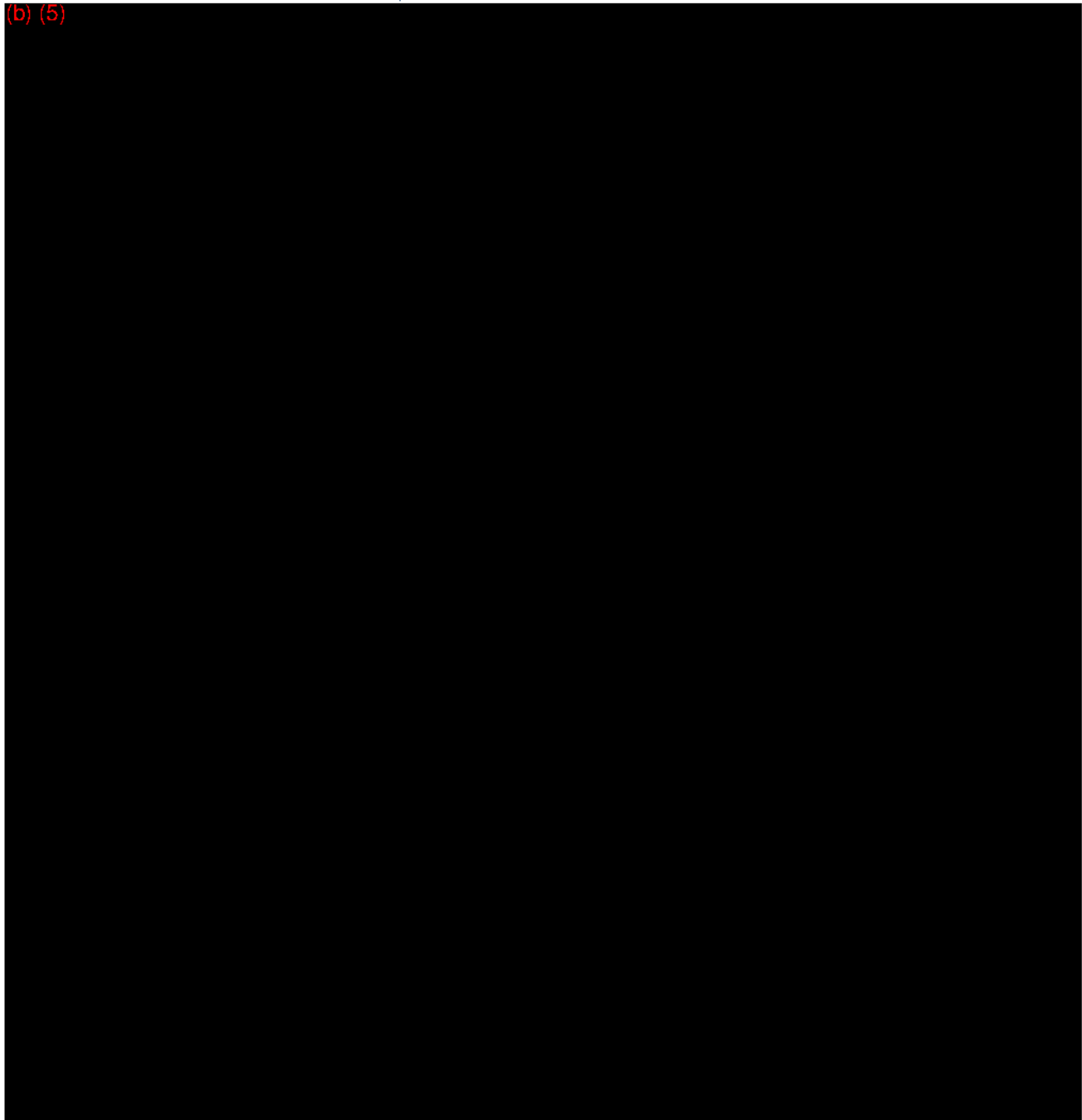
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

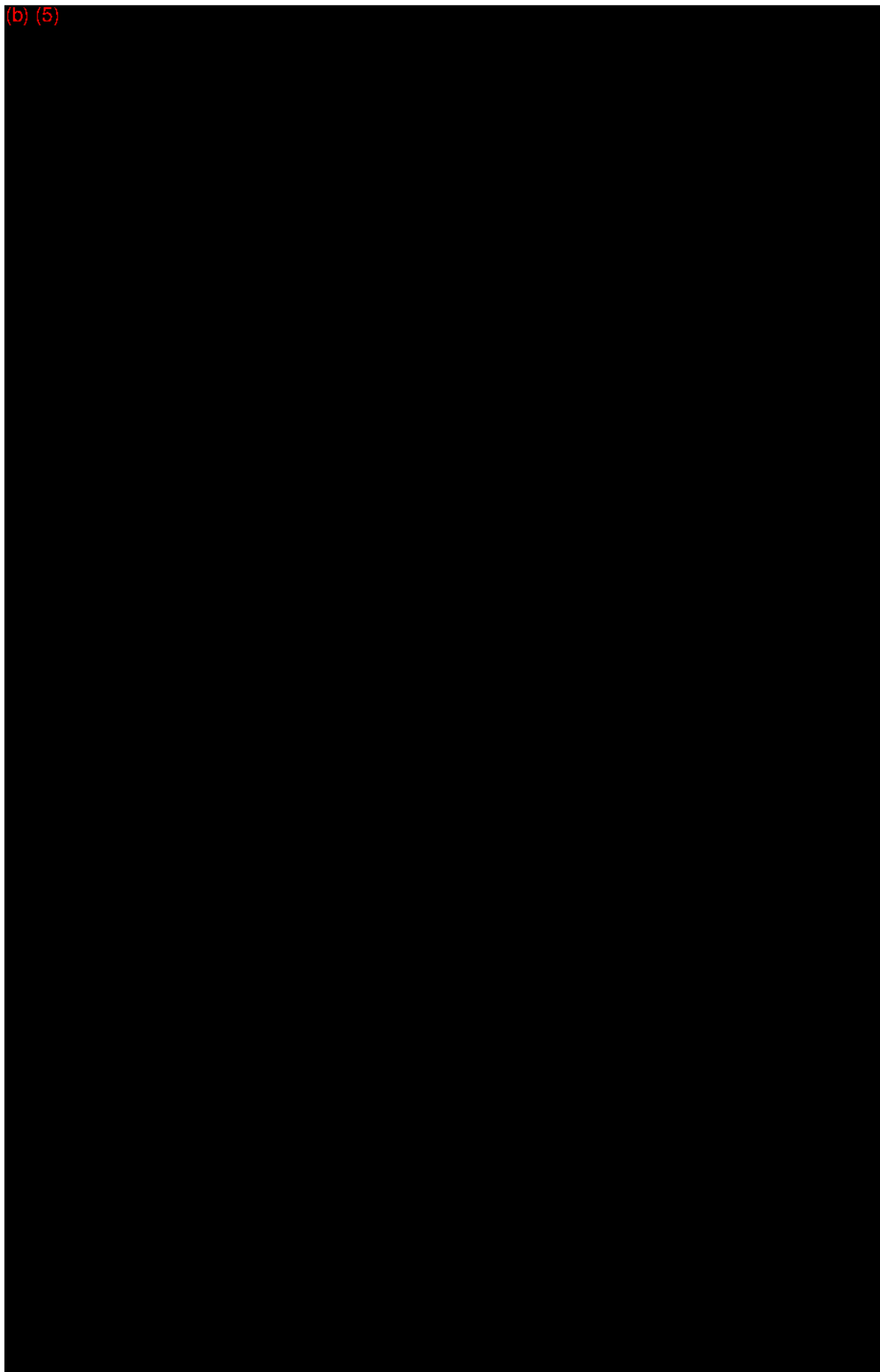
[Redacted]

Best,
Lillian

(b) (5)

[Redacted]

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6) Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

USAGM-20-1819-A-000778

FOIA20-046 513

To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6) >

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

USAGM-20-1819-A-000780

PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is**

USAGM-20-1819-A-000782

FOIA20-046 517

unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

ocket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16

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From: [Michael B. Williams](#)
To: (b) (6)
Subject: RE: Your Federal Record Act Questions - CUI/PRIV
Date: Wednesday, July 1, 2020 6:12:00 PM

(b) (6), (b) (5)



Thanks,
Michael

From: (b) (6)
Sent: Wednesday, July 1, 2020 11:11 AM
To: Michael B. Williams (b) (6)
Subject: FW: Your Federal Record Act Questions - CUI/PRIV

Michael-

I wanted to confirm that you received this.

Please let me know if you have any questions or concerns.

Best,

(b) (6)

From: (b) (6)
Sent: Tuesday, June 30, 2020 9:29 PM
To: Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
Subject: Your Federal Record Act Questions - CUI/PRIV

Michael-

As promised, below are brief answers to your Federal Records Act questions. If you would like a more detailed write up of applicable authorities, I am happy to provide one.

A Federal Records Act analysis turns on the legal status of the individual creating the record. What institution was that individual serving at the time an email message was sent or received? The answer will determine (1) whether the email is considered a federal record, (2)

USAGM-20-1819-A-000787

if so, to which federal entity the record belongs; and (3) what records schedule applies to the record.

- **Emails relating to agency business sent or received by the CEO, prior to him assuming office, are not considered federal records.** Prior to assuming the office of CEO, unless Mr. Pack had a consulting agreement with USAGM while a nominee, he was a private citizen. For that reason, the emails in his personal and business accounts from that time – even those relating to USAGM business – would not be considered federal records under the Federal Records Act. (That said, as discussed below, the same messages sent to and from Mr. Pack, but located in the email boxes of the federal employees with whom he was communicating, would be considered federal records).
- **Emails relating to agency business sent or received by the CEO, VP or Senior Officials, after assuming USAGM office, are federal records that they must forward to their USAGM email accounts within 20 days.** After Mr. Pack became USAGM’s CEO, emails sent to or from his personal and business accounts relating to agency business would be considered Federal records. The same is true of emails in personal email accounts relating to agency business sent by you and other USAGM senior officials after assuming agency duties, either officially or on detail from other federal entities under MOUs. Under General Records Schedule 6.1 (covering email managed under a Capstone email approach), the CEO, VP and other senior agency officials must forward a complete copy of email records from personal email accounts to their official USAGM email accounts not later than 20 days after the original creation or transmission of the records. Under USAGM’s *Email Records Management Policy* (III BAM A1650), they must forward a copy of the records to their USAGM email accounts within 5 days. (If 20 days already have passed, they should send the emails as soon as is practicable.)
- **Emails relating to agency business sent or received by USAGM’s Vice President or Senior Officials while serving other federal entities, prior to assuming USAGM duties, are federal records in multiagency environments, the management of which is subject to negotiation between the relevant agencies --** Clearly emails relating to USAGM business sent or received by the agency’s senior officials while serving other federal agencies, prior to assuming USAGM duties officially or on detail, are federal records. What is less clear is which agency is responsible for managing those records. Based on NARA guidance on managing records in multi-agency environments, which discusses a number of factors relevant to determining which partner can best coordinate the records management responsibilities, USAGM has a good case for taking official possession of the records. However, it is my understanding that most agencies are flexible about records in this context and would probably be willing

formally or informally to send USAGM copies of USAGM-related emails in their systems, which we then could store in the relevant individuals' official USAGM email accounts for permanent Capstone retention.

I have attached USAGM's *Email Records Management Policy* (III BAM A1650), referenced above, which generally tracks the Federal Records Act, applicable regulations and NARA's email-specific records management guidance (other than reducing from 20 days to 5 days the forwarding requirement found in the General Records Schedule 6.1). Marie Lennon's shop is in the process of updating this policy document to reflect USAGM's new governance structure, but most of the other capstone provisions will likely remain the same.

Please let me know if you need any additional information about this or any other subject.

I am logging off, but remain available this evening and tomorrow morning at (b) (6).

Have a nice night!

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)
(b) (6) (mobile)

(b) (6)

From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: Fwd: Front office questions re Bay Fang title
Date: Friday, July 3, 2020 1:06:25 PM
Attachments: (b) (5)

(b) (5)

Sent from my iPhone

Begin forwarded message:

From: David Kligerman (b) (6)
Date: July 1, 2020 at 8:34:37 PM EDT
To: "Michael B. Williams" (b) (6)
Subject: FW: Front office questions re Bay Fang title

(b) (5)

From: David Kligerman
Sent: Wednesday, July 1, 2020 1:27 PM
To: Grant Turner (b) (6)
Subject: FW: Front office questions re Bay Fang title

Grant: Thanks for responding and indicating that RFA Press releases had indicated that her prior title was Executive Editor. It looks like that position was equivalent to a Vice President Position, as we see from the attached RFA succession plan (attached). I recall RFA referring to it that way, when they discussed bay's return rights.

From: David Kligerman
Sent: Wednesday, July 1, 2020 11:59 AM
To: Grant Turner (b) (6)
Subject: Front office questions re Bay Fang title

Grant: Michael Williams asked about what Bay Fang's title was prior to her elevation by the RFA board to RFA President. I am told that the front office is concerned that she is holding herself out as Executive Director, whereas they understood her prior position to be Vice President.

Does OCFO have in their records what her prior title was?

Get [Outlook for iOS](#).



U.S. AGENCY FOR
GLOBAL MEDIA

Office of General Counsel
Freedom of Information Act Office

330 Independence Avenue SW | Washington, DC 20237 | usagm.gov

October 18, 2021

Austin R. Evers
Executive Director
American Oversight
1030 15th Street NW
Suite B255
Washington, DC 20005

Via email: foia@americanoversight.org

RE: Request Pursuant to the Freedom of Information Act – FOIA #20-046

Dear Mr. Evers:

This is in response to your Freedom of Information Act (FOIA) request (USAGM-20-1819) dated July 21, 2020 to the U.S. Agency for Global Media (USAGM), which the Agency received on the same date. In your request, you asked for:

“1. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by the former U.S. Agency for Global Media officials listed below. Please provide all responsive records from June 8, 2020, through June 18, 2020.

- a. Bay Fang, former President of Radio Free Asia*
- b. Jamie Fly, former President of Radio Free Europe/Radio Liberty*
- c. Alberto Fernandez, former President of Middle East Broadcasting Network*
- d. Emilio Vazquez, former Interim Director of Office of Cuba Broadcasting*
- e. Libby Liu, former CEO of Open Technology Fund*
- f. Amanda Bennett, former VOA Director*
- g. Sandy Sugawara, former VOA Deputy Director*

2. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by any of the U.S. Agency for Global Media officials listed below. Please provide all responsive records from June 14, 2020, through July 3, 2020.

- a. Michael Pack, CEO of U.S. Agency for Global Media*
- b. Emily Newman, Chief of Staff*



3. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by 1) any of the U.S. Agency for Global Media officials listed below to 2) anyone outside of the U.S. Agency for Global Media communicating with an email address ending in .com / .org / .net / .edu / .mail. Please provide all responsive records from June 14, 2020, through July 3, 2020.

a. Michael Williams, Vice President for Legal, Compliance, and Risk Management

b. Jonathan Bronitsky, Principal Director of Public Affairs

c. Andre Mendes, Chief Operating Officer

d. Jeffrey Shapiro, Acting Director of Office of Cuba Broadcasting

e. Elez Biberaj, Acting Director of Voice of America

f. James Miles, Acting CEO of Open Technology Fund

g. Parameswaran Ponnudurai, Acting President of Radio Free Asia

h. Kelley Sullivan, Acting President of Middle East Broadcasting Networks

i. Daisy Sindelar, Acting President of Radio Free Europe/Radio Liberty

4. All email communications (including emails, email attachments, complete email chains, calendar invitations, and attachments thereto) sent by 1) any of the U.S. Agency for Global Media officials listed below to 2) anyone in the Executive Office of the President, including anyone with an email address ending in eop.gov. Please provide all responsive records from June 14, 2020, through July 3, 2020.

a. Michael Williams, Vice President for Legal, Compliance, and Risk Management

b. Jonathan Bronitsky, Principal Director of Public Affairs

c. Andre Mendes, Chief Operating Officer

d. Jeffrey Shapiro, Acting Director of Office of Cuba Broadcasting

e. Elez Biberaj, Acting Director of Voice of America

f. James Miles, Acting CEO of Open Technology Fund

g. Parameswaran Ponnudurai, Acting President of Radio Free Asia

h. Kelley Sullivan, Acting President of Middle East Broadcasting Networks

i. Daisy Sindelar, Acting President of Radio Free Europe/Radio Liberty”

USAGM does not have the records of its grantees, Radio Free Asia, Middle East Broadcasting Networks, Radio Free Europe/Radio Free Liberty nor the Open Technology Fund.

Enclosed are copies of documents responsive to your request. We redacted information under FOIA Exemption (b)(6) (protecting information, the release of which would constitute a clearly unwarranted invasion of personal privacy), and under FOIA Exemption (b)(5) (protecting deliberate and pre-decisional materials, the release of which would harm the deliberative process). The Agency is waiving all fees for this request and the enclosed records are provided to you at no charge.

This concludes the Agency’s response to your request and it is now closed.

RE: FOIA20-047 (USAGM-20-1820), FOIA20-048 (USAGM-20-1821) and FOIA20-060 (USAGM-20-2387).

We have provided documents to the Department of Justice on July 8, 2021, to provide to you which were responsive to FOIA21-004 (USAGM-20-2501). We believe they are also responsive to this request. We ask American Oversight to consider the withdrawal of FOIA requests 20-047, 20-048 and 20-060 which appear to ask for materials duplicative of those responsive to this request and FOIA request 21-004.

For further assistance or to discuss any aspect of your request, you may contact me at foia@usagm.gov or 202-920-2448. You also may contact USAGM'S FOIA Liaison, Daniel Rosenholtz, with questions about pending FOIA matters at drosenholtz@usagm.gov or 202-920-2342. 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:

Office of Government Information Services National Archives
and Records Administration
8601 Adelphi Road-OGIS
College Park, Maryland 20740-6001
E-mail: ogis@nara.gov;
Telephone: 202-741-5770
Toll free: 1 877-684-6448
Facsimile: 202-741-5769

Finally, if you are not satisfied with this response to your request, you may file an administrative appeal with the Agency by writing to: Chairperson, Access Appeal Committee, USAGM, Suite 3349, 330 Independence Avenue, SW, Washington, DC 20237. Your appeal must be postmarked or transmitted by facsimile to 202-203-4548 within 90 days of the date of this letter. It is advisable due to COVID-related restricted access to our building to e-mail a copy of any appeal to Mr. Rosenholtz.

If you have any questions regarding your request, please contact me at (202) 203-4550 or the Office of the General Counsel at the above address or at foia@usagm.gov.

Sincerely,



James McLaren
Acting Deputy General Counsel

Enclosure

From: (b) (6)
To: [Amanda Bennett](#)
Subject: Automatic reply: (b) (6) Update on PARs and Awards
Date: Friday, June 12, 2020 2:50:21 PM

I am out of the office from noon today, Friday, June 12, 2020 until Monday, June 14, 2020. For Performance Management/ePerformance issues, please contact the Performance Management Team at (b) (6). For all other urgent matters please contact David Kotz.

I will get back to you as soon as possible.

Best,

(b) (6)

From: [Amanda Bennett](#)
To: [David Kligerman](#)
Subject: CALL ASAP
Date: Monday, June 15, 2020 8:22:23 AM

From: [Daniel Hanlon](#)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: check-in
Date: Thursday, June 11, 2020 10:30:10 AM

Hey guys - In a meeting that's running long. I know ya'll talked to Logan last night. No updates for you as of yet. Can we push back our check-in TBD?

From: [Amanda Bennett](#)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Bcc: [Sandy Sugawara](#); (b) (6)
Subject: Fw: RESIGNATION -- COPY
Date: Monday, June 15, 2020 9:28:46 AM
Attachments: [Bennett_Sugawara_VOA_Resignation_6-15-20.pdf](#)
[VOA_2016-2020_\(6-15-20\).pdf](#)

FYI

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:19 AM
To: Michael Pack (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

From: [Marie Lennon](#)
To: [Amanda Bennett](#)
Subject: FW: Separations_Report.xlsx
Date: Friday, June 12, 2020 2:30:28 PM
Attachments: (b) (6)

The attached was pulled together by David and his team in response to your email on June 2nd. Hope it is helpful.

From: David Kotz (b) (6)
Sent: Friday, June 12, 2020 1:16 PM
To: Marie Lennon (b) (6)
Subject: RE: Separations_Report.xlsx

See copy of report requested.

All employees highlighted in yellow have either resigned or retired in lieu of either a performance or conduct based action.

Let me know if you need anything further,

David

H. David Kotz, Esq.
Deputy Director, Office of Human Resources
Voice of America
U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6) *Cell phone:* (b) (6)

This message may contain information that may be confidential and subject to the attorney-client privilege, work-product doctrine, or other applicable protection. If you have received this message in error, please advise the sender by reply e-mail and delete the message. If you are not the intended addressee, you should not use, copy, transfer, or disclose to anyone else this message, attached documents, or any information relating to this message.

From: [David Kligerman](#)
To: [Amanda Bennett](#)
Subject: FYI
Date: Thursday, June 11, 2020 4:53:11 PM

Got stuck finishing to dig my grave. Leaving now.

FYI, see

<https://www.federalregister.gov/documents/2020/06/15/2020-12696/firewall-and-highest-standards-of-professional-journalism>

Please don't share this yet.

Dave

From: (b) (6)
To: (b) (6); (b) (6)
Cc: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: Hill Update VOA Protest Coverage
Date: Wednesday, June 10, 2020 5:28:45 PM
Attachments: [image001.png](#)

Hello everyone,

(b) (6) and I would like to send the following update to the Hill tomorrow as an opportunity to highlight how VOA tells America's story. We would love your feedback and any suggestions. I apologize for the short turn around, but please send any thoughts by noon tomorrow.

Best,

(b) (6)

In fulfilling its mission to tell America's story, VOA has been at the forefront of covering events surrounding the death of George Floyd from all different sides of the political spectrum and through the lenses of U.S. politics, military, businesses, and press freedom. Despite some [journalists being targeted at protests](#) including [VOA's own](#), VOA reporters across its 46 language services bravely cover the story as it unfolds. Working with USAGM's Office of Security, VOA issued safety protocols and made protective equipment available to reporters directly covering protests, and updated its Best Practices Guide to ensure that all reporters are aware of and uphold journalistic standards regarding reporting on protests.

VOA's weekly current affairs flagship program [Plugged in with Greta Van Susteren](#) covered various angles of the protest in its two most recent episodes. This week's show includes an interview with Detroit Chief of Police James Craig discussing his views on defunding police and overall police culture. Highlights of an interview with Former Secretary of Homeland Security Michael Chertoff, who served under President George W. Bush, initially conducted by VOA's Georgian Service, are also featured as well as discussions with public health officials concerning coronavirus safety while protesting.

A [special section](#) has been created on VOA's webpage to track English coverage of the protests. A sampling of English-language coverage is below, and some originated in the language services and were brought into English. In telling complex stories about the United States, VOA serves as a bridge between these events and the international audiences, who may lack the necessary context or history of an issue. VOA's comprehensive approach to reporting on these events helps provide that context and enhance greater understanding about the United States. VOA has also fact-checked several claims about the protests, including Polygraph's article ["Ignoring Its Own Record. China's Foreign Ministry Claims 'All Lives Matter'."](#)

[Why Americans of All Races are Protesting Now](#)
[What is US Military's Role in Times of Civil Unrest?](#)
[American Protestors in Their Own Words](#)

[U.S. Race and Violence Statistics](#)
[Trump 'Mobilizing' Civilian, Military Resources to Quell Protests](#)
[Four Extremist Groups Suspected of Involvement in Protest Violence](#)
[INTERVIEW: NAACP President Speaks to VOA on Death of George Floyd](#)
[Democratic Party Lawmakers Push for Major US Police Reforms](#)
[How Fake News Creators Are Targeting US Protesters](#)
[Chinese Media Focus on Violence in US Protests, Missing Part of Story](#)
[Why Convicting Cops is So Difficult](#)
[WHO Director-General Encourages COVID-19 Safe Protesting](#)
[Companies Send Message in Support of Nation-wide Protests](#)
[4 Police Officers Shot, Injured in St. Louis Floyd Protests](#)
[Trump Praises National Guard Response to Unrest, Declares Antifa a Terrorist Group](#)
[Officials Worry Protest Crowds May Spread Coronavirus](#)
[Sports Teams, Figures Express Support for US Protests](#)

(b) (6)

Congressional Liaison
U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6); (b) (6)
Cc: [Barbara Brady](#)
Subject: May 2020 Business Development Highlights
Date: Tuesday, June 9, 2020 2:05:11 PM
Attachments:

Dear VOA Management,

Please find attached the TSI Business Development May 2020 Highlights. We are happy to answer any questions you may have.

Best,

(b) (6)



(b) (6)
Operations Manager, Office of Business Development
p: (b) (6)
m: (b) (6)
(b) (6)

U.S. Agency for Global Media | Broadcasting Board of Governors
330 Independence Ave. SW | Washington, DC 20237
<http://usaqm.gov>

From: (b) (6)
To: Sandy Sugawara (b) (6); (b) (6); Amanda Bennett
Subject: RE: Burundi Election
Date: Tuesday, June 9, 2020 4:23:39 PM
Attachments: [image001.png](#)

We just received another note I wanted to share. " Please pass on my admiration for the reporters who are covering this under such intense circumstances." Their dedicated work is not going unnoticed!

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 3:19 PM
To: (b) (6)
(b) (6); Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

That's wonderful. Thank you

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:16 PM
To: (b) (6); (b) (6); (b) (6); Sandy Sugawara (b) (6); Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

"This is important work and it's good for us to know just how much these reporters are putting on the line."

From: (b) (6)
Date: Tuesday, June 9, 2020 at 3:10 PM
To: (b) (6); Sandy Sugawara (b) (6); (b) (6); Amanda Bennett (b) (6); (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

didn't see feedback from the Hill.

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:05 PM
To: (b) (6); Sandy Sugawara (b) (6); Amanda

Bennett <(b) (6)>

Cc: (b) (6)

Subject: Fwd: Burundi Election

Sharing this feedback from the Hill on the VOA coverage of the Burundi election. (b) (6) did a great write-up that we shared with multiple offices.

Sent from my iPhone

Begin forwarded message:

From: (b) (6)

Date: June 9, 2020 at 2:31:44 PM EDT

To: (b) (6)

Cc:

Subject: Burundi Election

Hi (b) (6) and (b) (6)

I wanted to say thank you again for pulling together the information regarding the Burundi election. It was very well received by staffers on the Hill. I specifically wanted to share the following note we received: "This is important work and it's good for us to know just how much these reporters are putting on the line."

Keep up the good work! We love telling the African service's story on the Hill.

Best,

(b) (6)

Congressional Liaison

U.S. Agency for Global Media/Voice of America

(b) (6)

(b) (6)



From: (b) (6)
To: (b) (6); [Jim Tunnessen](#); (b) (6); [CEO Office](#); (b) (6); (b) (6); (b) (6); (b) (6);
(b) (6); [Terry Balazs](#); [Amanda Bennett](#); [Barbara Brady](#); (b) (6); [Matthew Walsh](#); (b) (6);
(b) (6); [James Reeves](#); (b) (6); (b) (6); (b) (6); [Oanh Tran](#); [Sandy Sugawara](#)
Subject: Re: CMS meeting
Date: Wednesday, June 10, 2020 10:55:24 AM

All,

Looking forward to chat today, I have a hard out at 12:15 due to a 12:30 presentation prep so we will be starting directly on time. Thank you!

Cheers

--

(b) (6)
U.S. Agency for Global Media
(b) (6) (direct)

From: (b) (6)
When: 12:00 PM – 1:00 PM June 10, 2020
Subject: CMS meeting
Location: Chairman's office room 3300A

Updated meeting invite list.

Updated this new invite to recurring weekly

New invite --- switching from Skype to Teams – also, call in information should be visible below.

All,

Per CEO Lansing's request, we will be starting weekly Voltron meetings, akin to what was done for VOA 365.

The purpose of the meetings is to ensure smooth launch, coordination and sync between USAGM, VOA and the other entities when the time comes. Also, to handle and prioritize any issues that arise. (b) (6) is keen on the successful launch of the CMS and the impact it will have to the agency and its networks.

While the initial invite list will be small, it will no doubt vary with need.

A Skype number is included for remote use, I am looking to book the chairman's office for this weekly meeting. Will confirm booking in a separate email.

Thanks

USAGM-20-1819-B-000012

FOIA20-046 012

[Join Microsoft Teams Meeting](#)

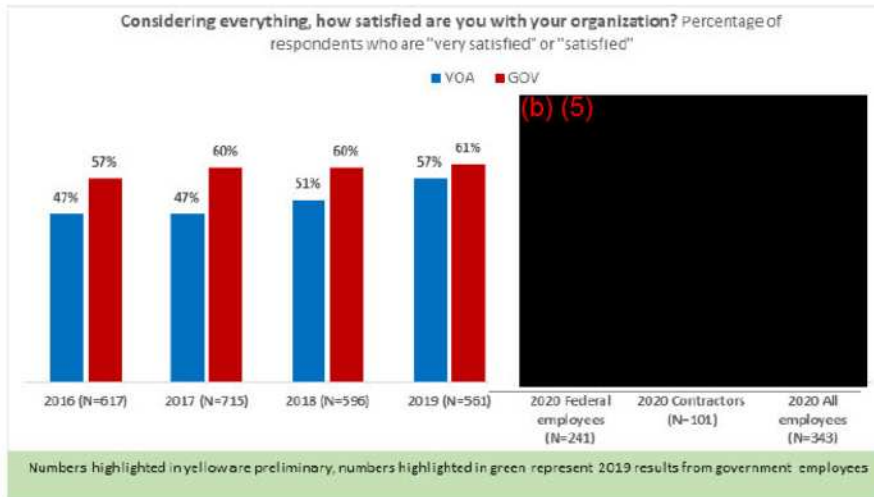
(b) (6) United States, New York City (Toll)

Conference ID (b) (6)

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

From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)
Date: Wednesday, June 10, 2020 5:10:41 PM
Attachments: (b) (5)

Amanda, what do you think of this?



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:31 PM
To: (b) (6) > (b) (6)
Cc: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

great. thank you (b) (6). keep it within what you think is correct -- i just want to make sure it tells the story...

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:21 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

I'm copying (b) (6) here, who's managing the survey and made the chart. We'll try to come up with a solution and send you something shortly.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:13 PM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Hey (b) (6)... i get your concern... even if we label it (at the top of the bar) as US government 2019?

I will take your lead on this, but looking for a way to show that, at least according to this quasi-survey, we have passed the US government's numbers last year (which are very close to the average over a period of time --- would the FIVE YEAR AVERAGE? OF THE US government work? I don't know maybe that's too complicated even to think about!!

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:10 PM
To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Amanda,

(b) (6) is pushing back on this because she said it would be mis-leading. (below) Can we leave it like it is?

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:55 PM
To: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

(b) (6) if we do that, the chart will be very misleading. It will strongly suggest there was a 2020 FEVS for the whole government and there wasn't. It's clear from (b) (6)'s original chart that current numbers are higher than the result of 61% for government last year.

(b) (6)

Voice of America
330 Independence Ave , SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:14 PM
To: Amanda Bennett (b) (6)
Subject: FEVs Chart with (1 Question only)

Amanda,

I'm attaching the prototype for the FEVs Chart we spoke about this morning. This is for only 1 of the 6 accountability questions we pulled data for but before we go further to create the remaining 5 charts for these questions, I thought it best to seek your approval on this one first.

A couple of important things to keep in mind:

1. There are no Government numbers for 2020 (No FEVS this year)
2. All the data for the 2020 VOA results will continue to change as the survey is still underway

Please let me know if this is what you had in mind.

(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave , SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)
Date: Wednesday, June 10, 2020 4:21:52 PM
Attachments: (b) (5)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

I'm copying (b) (6) here, who's managing the survey and made the chart. We'll try to come up with a solution and send you something shortly.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:13 PM
To: (b) (6) (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Hey (b) (6) i get your concern... even if we label it (at the top of the bar) as US government 2019?

I will take your lead on this, but looking for a way to show that, at least according to this quasi-survey, we have passed the US government's numbers last year (which are very close to the average over a period of time --- would the FIVE YEAR AVERAGE? OF THE US government work? I don't know maybe that's too complicated even to think about!!

From: (b) (6) (b) (6)
Sent: Wednesday, June 10, 2020 4:10 PM
To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Amanda,

(b) (6) is pushing back on this because she said it would be mis-leading. (below) Can we leave it like it is?

From: (b) (6) (b) (6)
Sent: Wednesday, June 10, 2020 3:55 PM
To: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

(b) (6) - if we do that, the chart will be very misleading. It will strongly suggest there was a 2020 FEVS for the whole government and there wasn't. It's clear from (b) (6)'s original chart that current numbers are higher than the result of 61% for government last year.

(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business


From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

From: (b) (6)
Sent: Wednesday, June 10, 2020 3:14 PM
To: Amanda Bennett (b) (6)
Subject: FEVs Chart with (1 Question only)

Amanda,

I'm attaching the prototype for the FEVs Chart we spoke about this morning. This is for only 1 of the 6 accountability questions we pulled data for but before we go further to create the remaining 5 charts for these questions, I thought it best to seek your approval on this one first.

A couple of important things to keep in mind:

- 1 There are no Government numbers for 2020 (No FEVS this year)
 - 2 All the data for the 2020 VOA results will continue to change as the survey is still underway
- Please let me know if this is what you had in mind.

(b) (6)

Voice of America
330 Independence Ave , SW - (b) (6)
C 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)
Date: Wednesday, June 10, 2020 5:14:45 PM
Attachments: (b) (5)

Great, we'll get (b) (6) all 6 with the most up to date VOA data ASAP.

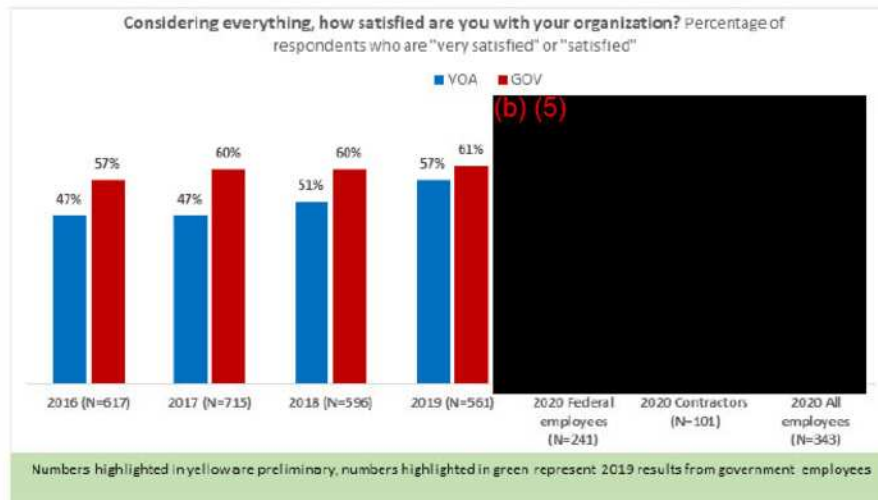
(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 5:12 PM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

from my pov that's perfect, if you are okay with that, let's do that for everything.

From: (b) (6)
Sent: Wednesday, June 10, 2020 5:10 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Amanda, what do you think of this?



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:31 PM
To: (b) (6) (b) (6)
Cc: (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

great. thank you (b) (6) keep it within what you think is correct – i just want to make sure it tells the story....

From: (b) (6)
Sent: Wednesday, June 10, 2020 4:21 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

Hi Amanda. We could try that, or labelling the bottom of the bar US government 2019, keeping it consistent with the rest of the labels. Neither is what I would call good chart design, but it would definitely make it clearer that we are not comparing same-year data side by side. Doing two bars with 2020 VOA and a 5-year average for gov't, each appropriately labelled, would certainly look better, but the number of respondents are different each year. Those numbers are important to tell the reader how comparable the data really are.

I'm copying (b) (6) here, who's managing the survey and made the chart. We'll try to come up with a solution and send you something shortly.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 4:13 PM
To: (b) (6)

Cc: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Hey (b) (6) I get your concern... even if we label it (at the top of the bar) as US government 2019?

I will take your lead on this, but looking for a way to show that, at least according to this quasi-survey, we have passed the US government's numbers last year (which are very close to the average over a period of time --- would the FIVE YEAR AVERAGE? OF THE US government work? I don't know maybe that's too complicated even to think about!!

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Sent: Wednesday, June 10, 2020 4:10 PM
To: Amanda Bennett (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

Amanda,

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To: (b) (6)
Subject: RE: FEVs Chart with (1 Question only)

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(b) (6)
U S Agency for Global Media
Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: Amanda Bennett (b) (6)
Sent: Wednesday, June 10, 2020 3:28 PM
To: (b) (6) (b) (6)
Subject: Re: FEVs Chart with (1 Question only)

The only thing I'd like added is on the 2020 numbers, to put the 2019 US Government number (in this case, 61%) next to each of the three VOA blue bars then it's good.

From: (b) (6)
Sent: W
To: Amanda Bennett (b) (6)
Subject: FEVs Chart with (1 Question only)

Amanda,

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A couple of important things to keep in mind:

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- 2 All the data for the 2020 VOA results will continue to change as the survey is still underway

Please let me know if this is what you had in mind.

(b) (6)
U S Agency for Global Media
Voice of America
330 Independence Ave., SW - (b) (6)
Washington, DC 20237
(b) (6) Business



From: [Amanda Bennett](#)
To: (b) (6); (b) (6)
Bcc: (b) (6)
Subject: Re: GAO Interview Request
Date: Monday, June 15, 2020 1:42:38 PM
Attachments: [image001.png](#)
[image002.png](#)

If they wouldn't mind doing it after I left the agency, I could do it later in the week.... the next two days I'm going to be frantic wrapping up. I can give them my personal contacts and I am happy to help.

From: (b) (6); (b) (6)
Sent: Monday, June 15, 2020 12:54 PM
To: (b) (6); (b) (6)
Cc: Amanda Bennett; (b) (6)
Subject: RE: GAO Interview Request

Good afternoon (b) (6),

Thank you so much for your quick reply. I apologize for sending the request on such short notice. However, as I was just sitting on a call with Grant Turner and the GAO team, Grant mentioned that Amanda would be departing the Agency. After hearing that, the GAO team was immediately interested in speaking with Amanda, preferably tomorrow if at all possible. Even if it is after her departure, I expect this team will continue to follow up until they find a time to speak with her. They are examining how USAGM conducts network oversight, and how the new organizational structure, with a Presidentially-appointed CEO, might affect USAGM's oversight role. Amanda just has so much knowledge about these subjects. I expect the GAO team will continue to follow up because their report just will not be complete without her perspective. Even if it just a small window of time tomorrow, if there is any time in Amanda's schedule for a call with the GAO team tomorrow, I'm sure they will deeply appreciate it.

All the best,

(b) (6)
Attorney-Advisor, Policy Officer
Office of Management Services
p: (b) (6)
(b) (6)
(b) (6)



U.S. Agency for Global Media | Broadcasting Board of Governors
330 Independence Ave. SW | Washington, DC 20237

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From: (b) (6)
Sent: Monday, June 15, 2020 11:58 AM
To: (b) (6) (b) (6)
Cc: Amanda Bennett
Subject: Re: GAO Interview Request

Hello (b) (6),

Thank you for your message. I just want to inform you that Amanda Bennett has submitted her letter of resignation. I have however, passed along your request.

(b) (6)

U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
Sent: Monday, June 15, 2020 11:29 AM
To: (b) (6) (b) (6)
Cc: Amanda Bennett
Subject: GAO Interview Request

Good morning,

I'm reaching out because the Government Accountability Office (GAO) team that is conducting a review of USAGM governance and oversight would like to schedule an interview with Amanda, tomorrow if at all possible. Just for background, this is a separate exercise from the OIG inspection looking at very similar issues. The GAO review was initiated by members of Congress and will result in a public report. The GAO team has already spoken to (b) (6)

and (b) (6) on behalf of VOA, but they would very much like to speak with Amanda to capture her perspective on the following research questions:

1. To what extent does USAGM have clearly defined policies to ensure that its governing body is able to carry out its mission?
2. To what extent does USAGM have processes in place to oversee the broadcasting networks' operations and ensure accountability of network operations?

They may also have questions about the recent transition to CEO Pack.

I can understand that this is a last minute request and why tomorrow might be a very busy day. However, is there any 60 to 90 minute window tomorrow that we can schedule some time for Amanda to speak with the GAO team?

All the best,

(b) (6)

Office of Management Services

p: (b) (6)

(b) (6)

(b) (6)



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From: (b) (6)
To: Sandy Sugawara; (b) (6)
Cc: Amanda Bennett; (b) (6)
Subject: RE: Hill Update VOA Protest Coverage
Date: Thursday, June 11, 2020 8:25:47 AM
Attachments: [image001.png](#)

Thank you everyone for the quick responses. I will update the language to 47, and we will send it on to the Hill.

From: Sandy Sugawara (b) (6)
Sent: Wednesday, June 10, 2020 7:43 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: Hill Update VOA Protest Coverage

I agree. The coverage has been really impressive (b) (6).

From: (b) (6)
Sent: Wednesday, June 10, 2020 7:08 PM
To: (b) (6); (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6)
Subject: Re: Hill Update VOA Protest Coverage

I think it is great! I was going to add the interview we did for VOA Connect with (b) (6) of the Brookings Institution but I see that you have it as your first feature story! His interview was a unique way of learning what is happening from both a scholar and a personal point of view. In fact I think our coverage has a nice mix of personal stories, explainers, context stories in addition of covering the events as they happened in real time, even streaming live some of them. This was a story developing rapidly and we had to be on top of it 24/7. We moved people around, changed shifts just to keep up updating it. It so happens that some of the most important events took place at night and during the weekends. We wanted make sure that we had always the latest information and the team adapted to the demands of the story and ensure we were serving our audience properly with updated, reliable, contextualized information.

From: (b) (6)
Date: Wednesday, June 10, 2020 at 5:28 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); (b) (6)
Subject: Hill Update VOA Protest Coverage

Hello everyone,

(b) (6) and I would like to send the following update to the Hill tomorrow as an opportunity to highlight how VOA tells America's story. We would love your feedback and any suggestions. I apologize for the short turn around, but please send any thoughts by noon tomorrow.

Best,

(b) (6)

In fulfilling its mission to tell America's story, VOA has been at the forefront of covering events surrounding the death of George Floyd from all different sides of the political spectrum and through the lenses of U.S. politics, military, businesses, and press freedom. Despite some [journalists being targeted at protests](#) including [VOA's own](#), VOA reporters across its 46 language services bravely cover the story as it unfolds. Working with USAGM's Office of Security, VOA issued safety protocols and made protective equipment available to reporters directly covering protests, and updated its Best Practices Guide to ensure that all reporters are aware of and uphold journalistic standards regarding reporting on protests.

VOA's weekly current affairs flagship program [Plugged in with Greta Van Susteren](#) covered various angles of the protest in its two most recent episodes. This week's show includes an interview with Detroit Chief of Police James Craig discussing his views on defunding police and overall police culture. Highlights of an interview with Former Secretary of Homeland Security Michael Chertoff, who served under President George W. Bush, initially conducted by VOA's Georgian Service, are also featured as well as discussions with public health officials concerning coronavirus safety while protesting.

A [special section](#) has been created on VOA's webpage to track English coverage of the protests. A sampling of English-language coverage is below, and some originated in the language services and were brought into English. In telling complex stories about the United States, VOA serves as a bridge between these events and the international audiences, who may lack the necessary context or history of an issue. VOA's comprehensive approach to reporting on these events helps provide that context and enhance greater understanding about the United States. VOA has also fact-checked several claims about the protests, including Polygraph's article ["Ignoring Its Own Record, China's Foreign Ministry Claims 'All Lives Matter'"](#).

[Why Americans of All Races are Protesting Now](#)

[What is US Military's Role in Times of Civil Unrest?](#)

[American Protestors in Their Own Words](#)

[U.S. Race and Violence Statistics](#)

[Trump 'Mobilizing' Civilian, Military Resources to Quell Protests](#)

[Four Extremist Groups Suspected of Involvement in Protest Violence](#)

[INTERVIEW: NAACP President Speaks to VOA on Death of George Floyd](#)

[Democratic Party Lawmakers Push for Major US Police Reforms](#)

[How Fake News Creators Are Targeting US Protesters](#)

[Chinese Media Focus on Violence in US Protests, Missing Part of Story](#)
[Why Convicting Cops is So Difficult](#)
[WHO Director-General Encourages COVID-19 Safe Protesting](#)
[Companies Send Message in Support of Nation-wide Protests](#)
[4 Police Officers Shot, Injured in St. Louis Floyd Protests](#)
[Trump Praises National Guard Response to Unrest, Declares Antifa a Terrorist Group](#)
[Officials Worry Protest Crowds May Spread Coronavirus](#)
[Sports Teams, Figures Express Support for US Protests](#)

(b) (6)

Congressional Liaison
U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Report
Date: Friday, June 12, 2020 4:04:47 PM
Attachments: [image001.png](#)

I didn't get through the whole thing, but I do really like how you've structured the information. So much of the journalism is hindered or bolstered by the operational side of things, and that often gets lost in the story. So, I appreciate how you've woven everything together.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)
Sent: Friday, June 12, 2020 3:51 PM
To: (b) (6)
Subject: Report

Did you have a chance to look at that? I want to make sure that it's fair and honest and straightforward enough and that it makes the points we want to make without overstating them. What do you think?

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Report
Date: Friday, June 12, 2020 4:26:27 PM
Attachments: [image001.png](#)

I do.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)

Sent: Friday, June 12, 2020 4:05 PM

To: (b) (6)

Subject: Re: Report

Do you feel it's fair and representational, at least as far as the things you have observed?

From: (b) (6)

Sent: Friday, June 12, 2020 4:04 PM

To: Amanda Bennett (b) (6)

Subject: RE: Report

I didn't get through the whole thing, but I do really like how you've structured the information. So much of the journalism is hindered or bolstered by the operational side of things, and that often gets lost in the story. So, I appreciate how you've woven everything together.

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell: (b) (6)



From: Amanda Bennett (b) (6)

Sent: Friday, June 12, 2020 3:51 PM

To: (b) (6)

Subject: Report

Did you have a chance to look at that? I want to make sure that it's fair and honest and straightforward enough and that it makes the points we want to make without overstating them. What do you think?

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Reporting extension
Date: Thursday, June 11, 2020 3:08:30 PM

Hi Amanda-

Nope. Your current extension is through July 1. Please let me know if you need additional time.

Best,

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 3:06 PM
To: (b) (6) (b) (6)
Subject: Re: Reporting extension

do I need another extension of my ethics form? I can't remember the date.

From: (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: Amanda Bennett (b) (6)
Subject: RE: Reporting extension

Happy to help.

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:24 PM
To: (b) (6) (b) (6)
Cc: (b) (6) Ethics (b) (6)
Subject: Re: Reporting extension

ok perfect. thank you

From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:23 PM
To: Amanda Bennett (b) (6)
Cc: (b) (6) (b) (6) Ethics (b) (6)
Subject: RE: Reporting extension

I will put into the system a 45 day extension to start – until July 1, 2020. If you need more time, we can do another 45 day extension.

Under the applicable regulation, we have authority to give you extensions totaling a maximum of 90 days. If the information still is not available after 90 days, we can reach out the Office of Government Ethics for guidance. At that point, it will be August 15th, so I am guessing they will advise you to file with available information and amend when you get access to the remainder.

Please let me know if you have any questions.

Best,

(b)

(b) (6)

From: Amanda Bennett (b) (6)

Sent: Monday, May 4, 2020 12:12 PM

To: (b) (6) (b) (6)

Cc: (b) (6)

Subject: Re: Reporting extension

I honestly don't know how long these delays are going to go...

From: (b) (6) (b) (6)

Sent: Monday, May 4, 2020 12:11 PM

To: Amanda Bennett (b) (6)

Cc: (b) (6)

Subject: RE: Reporting extension

Sure. Is 30 days ok?

From: Amanda Bennett (b) (6)

Sent: Monday, May 4, 2020 12:11 PM

To: (b) (6) (b) (6)

Subject: Reporting extension

Could I get an extension please? Covid-related delays in getting some data....

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: Reporting extension
Date: Thursday, June 11, 2020 3:10:43 PM

I will send you a note before July 1 to see if you need more time.

Best,

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 3:10 PM
To: (b) (6) (b) (6)
Subject: Re: Reporting extension

okay thanks. I for some reason suddenly thought it was June 1 -- but I am sure you would have hollered if that were the case.

From: (b) (6) (b) (6)
Sent: Thursday, June 11, 2020 3:08 PM
To: Amanda Bennett (b) (6)
Subject: RE: Reporting extension

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Cc: (b) (6) (b) (6); Ethics (b) (6)
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(b) (6)
(b) (6)

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Sent: Monday, May 4, 2020 12:12 PM
To: (b) (6) (b) (6)
Cc: (b) (6)
Subject: Re: Reporting extension

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From: (b) (6) (b) (6)
Sent: Monday, May 4, 2020 12:11 PM

USAGM-20-1819-B-000033

FOIA20-046 033

To: Amanda Bennett (b) (6)
Cc: (b) (6) (b) (6)
Subject: RE: Reporting extension

Sure. Is 30 days ok?

From: Amanda Bennett (b) (6)
Sent: Monday, May 4, 2020 12:11 PM
To: (b) (6) (b) (6)
Subject: Reporting extension

Could I get an extension please? Covid-related delays in getting some data....

From: [Grant Turner](#)
To: [Amanda Bennett](#); [David Kligerman](#)
Cc: [Sandy Sugawara](#); [Logan B. McVey](#); [Daniel Hanlon](#)
Subject: Re: RESIGNATION
Date: Monday, June 15, 2020 9:02:28 AM

Thank you Amanda and Sandy,

You have both been incredible leaders for VOA and USAGM.

Grant

Get [Outlook for iOS](#)

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 8:41:24 AM
To: Grant Turner (b) (6); David Kligerman (b) (6)
Cc: Sandy Sugawara (b) (6); Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Subject: Fw: RESIGNATION

Dear Grant and David --

Attached is the resignation letter that we sent a few minutes ago to Michael Pack and to Dan Hanlon and Logan McVey.

We wanted to thank you both for everything you have done for VOA over the years and for your service during the transition period.

My best,

Amanda and Sandy

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:34 AM
To: Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Dan and Logan:

Attached is a resignation letter from Director Amanda Bennett and Deputy Director Sandy Sugawara. We have made it effective for the end of the day Tuesday to enable us to wrap up with our staffs and to remove our personal effects from our offices.

We are also attaching a document showing the changes at VOA over the past four years. At the end of the document is a selection of links representing a variety of programming and stories. I know you will be as impressed as we are at the hard work of VOA's staff and of the dedicated professionals at USAGM, that brought about this transformation.

We wanted to thank you both for your professionalism during this transition. And we wish you both all the best.

Our best,

Amanda and Sandy

From: (b) (6)
To: [Amanda Bennett](#)
Subject: RE: TRANSFORMATION JR 4 pdf
Date: Friday, June 12, 2020 8:39:20 AM
Attachments: [image001.png](#)
[image002.png](#)

Thank you!

(b) (6)

U.S. Agency for Global Media/Voice of America

(b) (6)

Work cell (b) (6)



From: Amanda Bennett (b) (6)
Sent: Thursday, June 11, 2020 5:26 PM
To: (b) (6)
Subject: Fwd: TRANSFORMATION JR 4 pdf

It's not quite ready to send out yet but I thought you might like to look at a 99.9% finished version.

From: (b) (6) (b) (6)
Sent: Thursday, June 11, 2020 4:49 PM
To: Amanda Bennett
Subject: TRANSFORMATION JR 4 pdf

Amanda,

Here is the pdf version of the report. It is a lot smaller.

(b) (6)

U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW – (b) (6)
Washington, DC 20237
(b) (6) Business



From: (b) (6)
To: Amanda Bennett; (b) (6)
Cc: (b) (6)
Subject: RE: VOA EVS update
Date: Friday, June 12, 2020 11:54:10 AM

As long as we keep highlighting 2020 numbers as preliminary, I see no problem with that.

(b) (6)

From: Amanda Bennett (b) (6)
Sent: Friday, June 12, 2020 11:33 AM
To: (b) (6)
Cc: (b) (6)
Subject: Re: VOA EVS update

I am fine with that as long as you know I may have to use an interim number in the document I am providing == we can update it later if necessary.

From: (b) (6)
Sent: Friday, June 12, 2020 11:21 AM
To: Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: VOA EVS update

Good morning – last week I recommended that the VOA Employee Viewpoint Survey run for at least 2 weeks, and longer if possible. Two weeks is up this Tuesday, and I recommend we leave it up at least one more week after that. As of 9:30 this morning, we had 415 complete responses from VOA employees. We had 665 total (contractors and incompletes), but completes from employees is the best comparison to previous years’ response rates. Our current response rate is very good for just 10 days, largely thanks to Amanda’s frequent announcements. But I think we can beat the 2017 number of 715 responses by keeping it open a bit longer.

Please let (b) (6) and me know if you disagree and prefer to close the survey by this Monday cob. Otherwise, another automated reminder with a link will go to non-respondents from the Survey Monkey system on Tuesday.

Thanks!

(b) (6)
Director of Research
Voice of America
United States Agency for Global Media

Mobile: (b) (6)

Fixed: (b) (6)

(b) (6)

From: [Amanda Bennett](#)
To: [Michael Pack](#)
Cc: [Sandy Sugawara](#)
Bcc: (b) (6); (b) (6); [Sandy Sugawara](#); (b) (6)
Subject: RESIGNATION
Date: Monday, June 15, 2020 8:19:35 AM
Attachments: [Bennett Sugawara VOA Resignation 6-15-20.pdf](#)
[VOA 2016-2020 \(6-15-20\).pdf](#)

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

From: [Amanda Bennett](#)
To: [Logan B. McVey](#); [Daniel Hanlon](#)
Cc: [Sandy Sugawara](#)
Bcc: [Sandy Sugawara](#); [Sandy Sugawara](#); (b) (6) ; (b) (6) ; (b) (6) ;
Subject: RESIGNATION
Date: Monday, June 15, 2020 8:34:25 AM
Attachments: [Bennett_Sugawara_VOA_Resignation_6-15-20.pdf](#)
[VOA_2016-2020_\(6-15-20\).pdf](#)

Dear Dan and Logan:

Attached is a resignation letter from Director Amanda Bennett and Deputy Director Sandy Sugawara. We have made it effective for the end of the day Tuesday to enable us to wrap up with our staffs and to remove our personal effects from our offices.

We are also attaching a document showing the changes at VOA over the past four years. At the end of the document is a selection of links representing a variety of programming and stories. I know you will be as impressed as we are at the hard work of VOA's staff and of the dedicated professionals at USAGM, that brought about this transformation.

We wanted to thank you both for your professionalism during this transition. And we wish you both all the best.

Our best,

Amanda and Sandy

From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#)
Cc: (b) (6)
Subject: Termination OGE-278 forms and Exit Ethics Briefing on Criminal Post-Employment Restrictions
Date: Monday, June 15, 2020 12:07:03 PM
Importance: High

Hi Ladies-

Within 30 days of leaving USAGM, you are required to file a termination OGE-278.

Amanda –since you have not yet submitted your annual 278, I will reassign a new form for you that will serve as both an annual and a termination form. Please file it by July 1 if possible. If you need more time, please contact me.

Sandy- since I need additional information in order to certify your form (I am about to email you), I will return your form for updating. I also will assign a termination form that will be due 30 days from your resignation date.

You will need to have an exist briefing to review the criminal post-employment restrictions and any pledge obligations that continue to apply to you after your separation from USAGM/VOA.

Please let us know when works for you both so that we can set that up.

It's been a pleasure working with you!

Best,

(b) (6)

(b) (6)
Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b) (6) (mobile)

(b) (6)

From: [Matthew Walsh](#)
To: [Senior Staff; Amanda Bennett](#); (b) (6)
Cc: [CEO Office; Sandy Sugawara](#); (b) (6); (b) (6); [Daniel Hanlon; Diane Cullo; Logan B. McVey](#)
Subject: URGENT - Implementing Freezes on Contracting and Personnel Actions and Technical Migrations
Date: Thursday, June 11, 2020 9:14:23 AM
Attachments: [image003.png](#)

Senior Staff,

As is customary upon the appointment of a new Agency head, USAGM is implementing a number of standard freezes on certain actions across the Agency.

Freezes: As you already should be aware, effective June 9, USAGM implemented a freeze on the following actions:

- (1) Obligations for new contracts or extensions of any contract;
- (2) All personnel actions relating to hiring or promotion, and excluding retirements; and
- (3) All technical migrations (e.g., any changes between hardware or software systems)

This applies to all parts of the federal Agency (VOA, OCB, TSI, and IBB). If you haven't done so already, please inform all relevant staff of these freezes to make sure they continue to be implemented across all of your divisions and offices.

Exceptions for Urgent/Critical Actions: You may request exceptions to this freeze, which will be evaluated on a case-by-case basis. Agency leadership understands that the completion of certain contractual and personnel actions, as well as certain technical migrations, are critical to the operations of the Agency. The Agency also understands that freezes in certain actions could cause harm or unjust results.

Therefore, Agency management is working to compile a list of urgent/critical actions that we will submit to the CEO for review and possible exception.

The following are the leads for each category. Please reach out to them by COB this Friday, June 12, to flag any urgent/critical actions; they will let you know what information they need, including any written justifications:

- Contracting actions - (b) (6) USAGM's Office of Management Services (b) (6) tool to collect information on urgent/critical contracts that must be extended or awarded within the next 60 days. To access the tool, please navigate your browser to:

(b) (5)

[Redacted]

Please disseminate the SharePoint link throughout your respective organizations. OMS/Office of Contracts (CON) also will distribute it to the recipients of the “freeze notice” CON issued yesterday.

- Personnel actions relating to hiring or promotion, and excluding retirements - **Marie Lennon** (b) (6)
- Technical migrations (e.g., any changes between hardware or software systems) - **J.R. Reeves** (b) (6) or **Terry Balazs** (b) (6)

Please feel free to reach out to me with any questions as well.

Cheers, Matt

Matthew Walsh

Deputy Director for Operations

o: (b) (6)

m: (b) (6)

(b) (6)



From: (b) (6)
To: [Amanda Bennett](#); (b) (6)
Cc: (b) (6)
Subject: VOA EVS update
Date: Friday, June 12, 2020 11:21:37 AM

Good morning – last week I recommended that the VOA Employee Viewpoint Survey run for at least 2 weeks, and longer if possible. Two weeks is up this Tuesday, and I recommend we leave it up at least one more week after that. As of 9:30 this morning, we had 415 complete responses from VOA employees. We had 665 total (contractors and incompletes), but completes from employees is the best comparison to previous years’ response rates. Our current response rate is very good for just 10 days, largely thanks to Amanda’s frequent announcements. But I think we can beat the 2017 number of 715 responses by keeping it open a bit longer.

Please let (b) (6) and me know if you disagree and prefer to close the survey by this Monday cob. Otherwise, another automated reminder with a link will go to non-respondents from the Survey Monkey system on Tuesday.

Thanks!

(b) (6)
Director of Research
Voice of America
United States Agency for Global Media
Mobile: (b) (6)
Fixed: (b) (6)
(b) (6) (b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [VOA Director's Office;](#) (b) (6)
Bcc: [Elez Biberaj](#)
Subject: Re: refuting disinformation
Date: Friday, July 3, 2020 5:08:50 PM

Thanks, Kelu. I'll pass this on to (b) (6) and Andre.
Elez

On Jul 3, 2020, at 4:51 PM, Kelu Chao (b) (6) wrote:

FYI. USAGM needs to dispute this, or clarify the misinformation.

Thanks
Kelu

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: July 3, 2020 at 12:24:22 PM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: refuting disinformation

Are we doing lots of stories to refute or clarify this disinformation about USAGM's role in HK? It's likely to be reported widely, if it's used as the excuse to create the N Division and the new security law in HK. It's from Asia Times (<https://asiatimes.com/2020/07/beijings-n-division-the-new-face-of-hk-security/>):

The N Division's deployment comes amid new revelations by Time magazine, which reported that the little-known US Agency for Global Media had bankrolled protesters in Hong Kong since last year and also helped them with technical support to evade surveillance and crackdowns by law enforcement agencies.

According to the report, the US agency that oversees funding for news and information operations including Voice of America and Radio Free Asia planned to earmark US\$2 million for the protest movement in Hong Kong.

But the funding is now frozen due to a general overhaul and restructuring of the agency. It has also been reported that at least one payout to local protest groups, originally to be made allegedly via the Washington-based Open Technology Fund, had been affected.

From: [Elez Biberaj](#)
To: (b) (6)
(b) (6)
(b) (6)
Cc: [Kelu Chao](#); (b) (6); [VOA Director's Office](#); [Elez Biberaj](#)
Subject: Thank you!
Date: Friday, July 3, 2020 4:25:00 PM

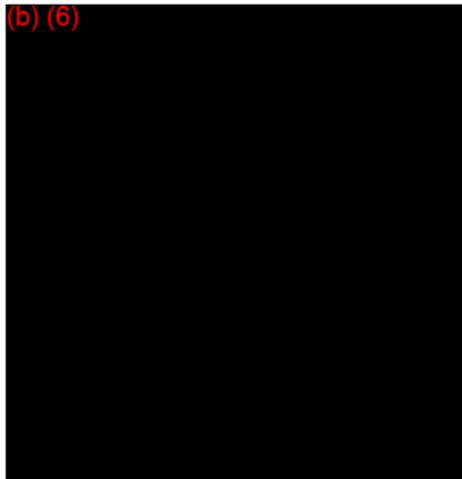
Esteemed Colleagues:

I would like to express my sincerest appreciation to you for your great work in the evening hours of Friday, June 26, when our TV Master Control system operation failed. Your hard work that night and in the aftermath to investigate the problem, stabilize the system and to put VOA back on the air was simply exemplary.

I would like to thank and acknowledge **the following colleagues** who worked tirelessly to find a solution:

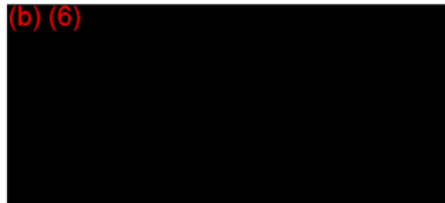
TV Master Control

(b) (6)

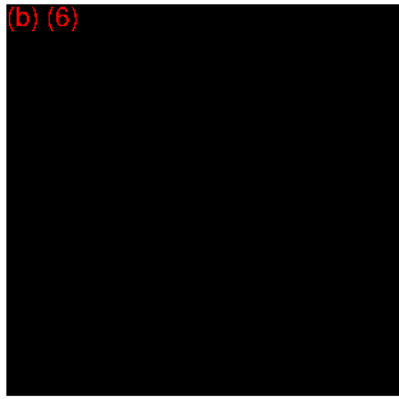
A large black rectangular redaction box covering the names of colleagues in the TV Master Control department. The text "(b) (6)" is written in red at the top left corner of the box.

TV Maintenance

(b) (6)

A large black rectangular redaction box covering the names of colleagues in the TV Maintenance department. The text "(b) (6)" is written in red at the top left corner of the box.

(b) (6)

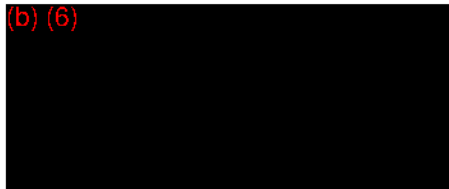


(b) (6)

- Technical Support Manager

Traffic/Scheduling

(b) (6)



Your dedication is exemplary and VOA is grateful to you for stepping in at this critical time and on short notice to ensure the fulfillment of our mission.

Happy Fourth of July.

Sincerely,

Elez Biberaj

Acting Director

Voice of America

From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: Paycom Update
Date: Friday, July 3, 2020 4:02:00 PM

Thank you, (b) (6).
Elez

From: (b) (6)
Sent: Friday, July 03, 2020 11:20 AM
To: (b) (6); Elez Biberaj (b) (6)
Cc: (b) (6)
Subject: Paycom Update

Hi (b) (6), Elez,

I've updated Paycom so that all of the Eurasia workflows route to (b) (6) now (e.g. job requisition and candidate selection).

Alen, I also saw that you submitted a cash award nomination for (b) (6). With the CEO's spending freeze, we've held off on approving new awards for the moment.

Please let us know if you have any questions or issues with the system.

Thanks,

(b) (6)

Project Manager
VOA Programming Directorate
Desk: (b) (6)
Email: (b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Bcc: [Elez Biberaj](#)
Subject: Re:
Date: Friday, July 3, 2020 8:09:11 AM

Thank you, (b) (6).

On Jul 2, 2020, at 10:23 PM, (b) (6) > wrote:

<https://www.youtube.com/watch?v=kXeIOdMFiFg&t=2s>

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: Thank you!
Date: Friday, July 3, 2020 7:41:00 PM

Thank you very much, (b) (6). Much appreciated.
Elez

From: (b) (6)
Sent: Friday, July 03, 2020 6:28 PM
To: Elez Biberaj (b) (6)
Subject: Re: Thank you!

Thank you Elez! Congratulations on your new appointment!

(b) (6)

(b) (6)

Chief

VOA Traffic, Program Support & Television Broadcast Scheduling

330 Independence Ave. SW, (b) (6)

Washington, DC 20232

(b) (6) : Direct (Teams)

(b) (6) : Mobile

(b) (6) : TV Traffic Main (Teams)

(b) (6) : Radio Traffic-Main (Teams)

(b) (6) : Television Broadcast Scheduling (Teams)

(b) (6) -Fax

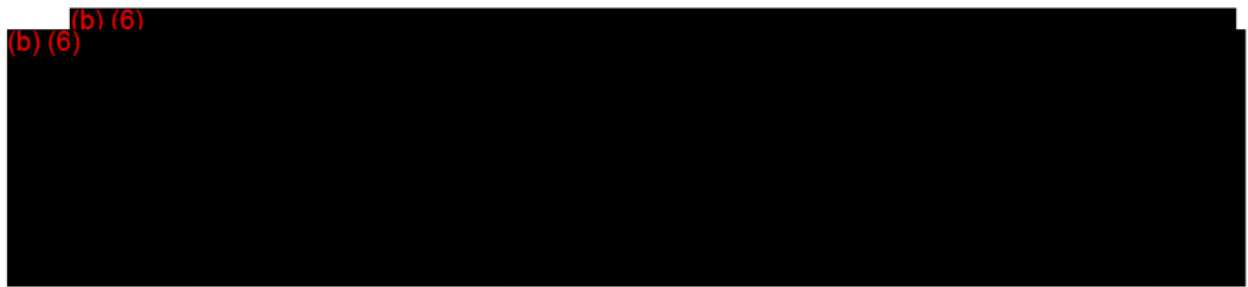


From: Elez Biberaj (b) (6)
Sent: Friday, July 3, 2020 4:25 PM

USAGM-20-1819-B-000053

FOIA20-046 007

(b) (6)



Cc: Kelu Chao (b) (6); (b) (6); VOA
Director's Office (b) (6); Elez Biberaj (b) (6)
Subject: Thank you!

Esteemed Colleagues:

I would like to express my sincerest appreciation to you for your great work in the evening hours of Friday, June 26, when our TV Master Control system operation failed. Your hard work that night and in the aftermath to investigate the problem, stabilize the system and to put VOA back on the air was simply exemplary.

I would like to thank and acknowledge **the following colleagues** who worked tirelessly to find a solution:

TV Master Control

(b) (6)



TV Maintenance

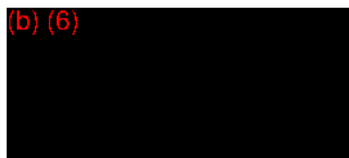
(b) (6)



(b) (6) - Technical Support Manager

Traffic/Scheduling

(b) (6)



Your dedication is exemplary and VOA is grateful to you for stepping in at this critical time and on short notice to ensure the fulfillment of our mission.

Happy Fourth of July.

Sincerely,

Elez Biberaj

Acting Director

Voice of America

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: Parking Pass
Date: Thursday, July 2, 2020 5:15:00 PM

Thank you very much, (b) (6). I will be in on Monday.
Have a very Happy Fourth of July and a wonderful weekend.
Elez

From: (b) (6)
Sent: Thursday, July 2, 2020 11:00 AM
To: Elez Biberaj (b) (6)
Subject: Parking Pass

Good Morning Mr. Elez,

I have your new parking pass and accompanying paperwork in my possession. Please let me know when you are in the office next, I will them by.

Thanks,

(b) (6)

PS Have a blessed and safe Holiday Weekend!

From: [Elez Biberaj](#)
To: (b) (6)
Bcc: [Elez Biberaj](#); [Andre Mendes](#)
Subject: Fwd: refuting disinformation
Date: Friday, July 3, 2020 5:05:03 PM

Greetings, (b) (6).

Kelu just brought this to my attention — you probably have seen it, but just in case you didn't.

Happy Fourth of July and have a wonderful weekend.

Elez

Begin forwarded message:

From: Kelu Chao (b) (6)
Date: July 3, 2020 at 4:51:29 PM EDT
To: Elez Biberaj (b) (6)
Cc: VOA Director's Office (b) (6)
(b) (6)
Subject: Fwd: refuting disinformation

FYI. USAGM needs to dispute this, or clarify the misinformation.

Thanks
Kelu

Sent from my iPhone

Begin forwarded message:

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Date: July 3, 2020 at 12:24:22 PM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: refuting disinformation

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The N Division's deployment comes amid new revelations by Time magazine, which reported that the little-known US Agency for Global Media had bankrolled protesters in Hong Kong since last year and also helped them with technical support to evade surveillance and crackdowns by law enforcement agencies.

According to the report, the US agency that oversees funding for news and information operations including Voice of America and Radio Free Asia planned to earmark US\$2 million for the protest movement in Hong Kong.

But the funding is now frozen due to a general overhaul and restructuring of the agency. It has also been reported that at least one payout to local protest groups, originally to be made allegedly via the Washington-based Open Technology Fund, had been affected.

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Bcc: [Elez Biberaj](#)
Subject: Re: VOA Proposal - Countering China's Disinformation
Date: Friday, July 3, 2020 8:21:18 AM

Thank you, Kelu.
Elez

On Jul 3, 2020, at 12:25 AM, Kelu Chao (b) (6) wrote:

Earlier proposal re China, FYI. Shawn/Grant then submitted the USAGM proposal to the Hill, including some portion of ours. No response yet.

From: Kelu Chao (b) (6)
Sent: Thursday, April 30, 2020 3:59 PM
To: Shawn Powers (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); Kelu Chao (b) (6)
Subject: VOA Proposal - Countering China's Disinformation

Shawn, please see VOA's draft proposal re: Countering China's disinformation. As we discussed earlier, we focus on:

(b) (5)



Let me know if you have questions.

Thanks,
Kelu

<countering chinese disinformation - VOA.docx>

From: [Shawn Power](#)
To: [Shawn Power](#)
Cc: [\(b\) \(6\)](#)
Bcc: [\(b\) \(6\)](#)
Subject: RE: BSA Company Rescues Radio Industry With A Brilliant Device For Broadcasting From Home
Date: Friday, July 3, 2020, 14:33 AM

Thanks for sharing Shawn. Happy fourth of July!
Shawn

> On Jul 3, 2020, at 7:10 AM, Shawn Power [\(b\) \(6\)](#) wrote:

>

> Sharing from a colleague at the BBC:

>

> https://www.safehills.protection.outlook.com/?url=https://www.forbes.com/sites/markquinn/2020/07/02/british-company-rescues-radio-industry-with-brilliant-device-for-broadcasting-from-home/?amp_data=01%2F%2FC01%2FC6B7E6%2F0A%2Fnews.COM%2FC3B993F600644D3D40A808381F1ad607C8a9876573141c3b1d314ee34939%2F00%2FC0371997141100710_0&data=17pYOHfH%2F%2F035w25%2FfwErshufv1D0q4vK5B75G%2F03&reserved=0

> Sent from my iPhone

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Elez Biberaj](#)
Subject: RE: (b) (6)
Date: Thursday, July 2, 2020 5:37:00 PM

My sincere apology, Esteemed Colleague.
I just handled (b) (6). Please reassign all the plans to (b) (6).
I wish you a very Happy Fourth of July and a wonderful weekend.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 10:54 AM
To: Elez Biberaj (b) (6)
Subject: (b) (6)

Hi Elez,

Sorry to bother you – I understand how busy you are. The (b) (6) for last year is in your queue, as well as (b) (6) plan for next year.

Should I ask for this actions to be reassigned to (b) (6) ?

Hope everything is going well in your new position.

Thank you

(b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:25:00 PM

Thank you, Kelu. I, too, though it was a great meeting.
Have a very Happy Fourth of July and wonderful weekend. And thank you very much for your support.
Elez

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:23 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

i am fine with the draft. As matter of fact, (b) (6)'s language is clear and succinct. I'd appreciate if you send it, since it's firewall potential.

BTW, I thought Andre's meeting went well. What do you think?

Thanks, and Happy 4th!

Kelu

From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 5:01 PM
To: Kelu Chao (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)

Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)

Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

From: Kelu Chao (b) (6)
Sent: Wednesday, July 01, 2020 4:03 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

Elez, I haven't heard from (b) (6) re deadline, but don't want to be caught by surprise. The information and decision I gathered from our 9 am Senior Staff meeting today, Andre told you the good news that (b) (6) may return to his VOA Standards Editor's job, but we don't have a timeline yet. In the meantime, we will not assign this GC inquiry to (b) (6). We've promised GC we would assign it to a senior editor for review, we haven't done it yet. Your advice? What's the best way to approach this inquiry.

Thanks,
Kelu

Get [Outlook for iOS](#)

From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao (b) (6)
Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the

best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,

Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

USAGM-20-1819-B-000067

FOIA20-046 021

To: (b) (6)
Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA
Director's Office (b) (6); Elez Biberaj
(b) (6)
Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).
Thank you.
Elez

From: (b) (6)
Sent: Tuesday, June 30, 2020 2:15 PM
To: Elez Biberaj (b) (6)
Cc: Lillian Cheng (b) (6)
Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)
(b) (6) (mobile)

(b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Lillian Cheng](#); [Kelu Chao](#); [VOA Director's Office](#); [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:32:00 PM

Greetings, (b) (6)!

My colleagues and I have discussed your request and the following is the response:

It is not unusual for news organizations to put editorials into their site's navigation. *The Washington Post*, *The New York Times*, *Foxnews.com*, and *The Washington Times* all do it. There is a dividing line between the group that produces editorials and the rest of the newsgathering operation. Editorials are clearly marked as such so that users do not confuse them with news.

What was unusual was the way this request was made. Rather than USAGM leadership engaging directly with VOA leadership to discuss placement (analogous to a publisher discussing a similar request with the executive editor or a station's news director), someone from USAGM PR went to the head of the newsroom with the directive to put the editorials into the navigation. On top of that, USAGM sent a press release without even consulting the matter with VOA, and rushed VOA into making a decision without engaging its leadership in a discussion.

Further complicating matters is the detailing of VOA's Head of Standards and Practices to USAGM. Difficult questions like this are almost always subject to discussion with experienced journalists to make sure our work is in line with industry best practices, as required by law, which states that our work "be conducted in accordance with the highest professional standards of broadcast journalism."

Thank you and Happy Fourth of July.

Elez

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears

in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,

Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6)?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA Director's Office (b) (6); Elez Biberaj

(b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng (b) (6)

Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b) (6) (mobile)

(b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: RE: POC for best practices/standards
Date: Thursday, July 2, 2020 5:33:00 PM

Thank YOU, Kelu!

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:32 PM
To: Elez Biberaj (b) (6)
Subject: Re: POC for best practices/standards

Elez, congratulations, you've passed the first two weeks, with flying color! You can count on me for support. Off to an excellent start!

Kelu

Sent from my iPhone

On Jul 2, 2020, at 5:25 PM, Elez Biberaj (b) (6) wrote:

Thank you, Kelu. I, too, though it was a great meeting.
Have a very Happy Fourth of July and wonderful weekend. And thank you very much for your support.
Elez

From: Kelu Chao (b) (6)
Sent: Thursday, July 2, 2020 5:23 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

i am fine with the draft. As matter of fact, (b) (6)'s language is clear and succinct. I'd appreciate if you send it, since it's firewall potential.

BTW, I thought Andre's meeting went well. What do you think?

Thanks, and Happy 4th!

Kelu

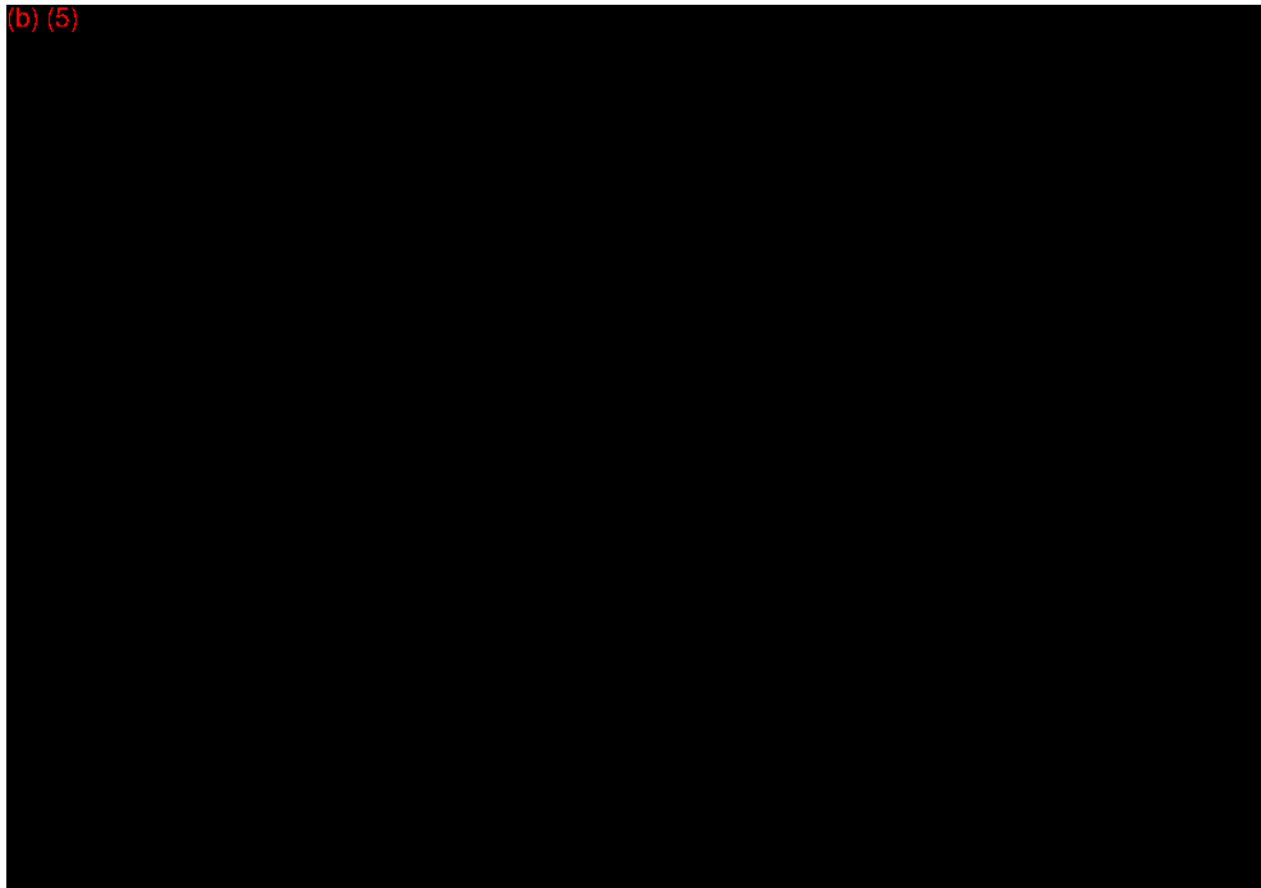
From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 5:01 PM
To: Kelu Chao (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



(b) (5)

From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

From: Kelu Chao (b) (6)
Sent: Wednesday, July 01, 2020 4:03 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

Elez, I haven't heard from (b) (6) re deadline, but don't want to be caught by surprise. The information and decision I gathered from our 9 am Senior Staff meeting today, Andre told you the good news that (b) (6) may return to his VOA Standards Editor's job, but we don't have a timeline yet. In the meantime, we will not assign this GC inquiry to (b) (6). We've promised GC we would assign it to a senior editor for review, we haven't done it yet. Your advice? What's the best way to approach this inquiry.

Thanks,
Kelu

Get [Outlook for iOS](#)

From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao (b) (6)
Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)
Sent: Tuesday, June 30, 2020 3:32 PM
To: Kelu Chao (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao
Sent: Tuesday, June 30, 2020 3:06 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)
Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re:

firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

Thanks,
Kelu

Sent from my iPhone

On Jun 30, 2020, at 2:21 PM, (b) (6) wrote:

Hi Kelu,

I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao

(b) (6); VOA Director's Office (b) (6)

(b) (6); Elez Biberaj (b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng

Subject: POC for best practices/standards

Good afternoon Elez,

I'm working on responding to an inquiry about a potential firewall issue and I was wondering if there is someone who is filling in for (b) (6) on best practices/news standards while he is on his detail. I wanted to speak to someone about best practices in the news industry as it relates to this particular issue. Is there a POC designated for these types of questions?

Best,

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6)

(office)

(mobile)

(b) (6)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#); [Elez Biberaj](#)
Subject: RE: Happy 4th! (Was Fwd: Request for a letter explaining visa renewal delay)
Date: Thursday, July 2, 2020 5:08:00 PM

Thank you, (b) (6).

From: (b) (6)
Sent: Thursday, July 2, 2020 5:05 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Happy 4th! (Was Fwd: Request for a letter explaining visa renewal delay)

Hi Elez,

Thank you so much for your end of week wish for a great weekend! Just wanted to share with you what I mentioned earlier. I'm hoping I will hear something from someone, hopefully by Monday.

Again, if you need anything from me, let me know!

All the best,

(b) (6)

Begin forwarded message:

From: (b) (6)
Date: July 2, 2020 at 16:31:46 EDT
To: (b) (6)
(b) (6)
Cc: (b) (6) Kelu Chao (b) (6)
Subject: Re: Request for a letter explaining visa renewal delay

(Taking (b) (6) out, for a moment, here.)

Hello,

Is there any legal loop hole that the agency can use, considering the special circumstances with COVID and all and allow (b) (6) to continue to work? It is such an unfortunate time and it is not any of our faults. I just want to see if we can come up with a way to avoid a valuable employee to lose income.

Please advise.

Thank you,

(b) (6)

Director - VOA East Asia and Pacific Division

P: (b) (6)

On Jul 2, 2020, at 16:21, (b) (6)

(b) (6) wrote:

Hi (b) (6),

(b) (6)



Thank you.

Best regards,

(b) (6)

From: [Elez Biberaj](#)
To: [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: FW: POC for best practices/standards
Date: Thursday, July 2, 2020 5:01:00 PM

Kelu,
I'm ok with the draft response. Your thoughts? And do you want me to send it to (b) (6) or do you want to send it to her?
Many thanks.
eb

From: (b) (6)
Sent: Thursday, July 2, 2020 2:02 PM
To: Elez Biberaj (b) (6)
(b) (6)
(b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: POC for best practices/standards

Here is a draft response from (b) (6) and me:

(b) (5)



From: Elez Biberaj (b) (6)
Sent: Thursday, July 2, 2020 7:26 AM
To: (b) (6)
(b) (6)
Cc: Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Good morning, Colleagues!
Please review and let's discuss at our senior staff meeting.
Thank you.
Elez

From: Elez Biberaj (b) (6)
Sent: Wednesday, July 1, 2020 6:06 PM
To: Andre Mendes (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: POC for best practices/standards

Andre,
If you have time tomorrow, may we discuss? Have a great evening.
Elez

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Cc: Kelu Chao (b) (6)
Subject: Fwd: POC for best practices/standards

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Thanks,
Kelu

Get [Outlook for iOS](#)

From: Kelu Chao (b) (6)
Sent: Tuesday, June 30, 2020 6:33:10 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6); Kelu Chao

(b) (6)

Subject: RE: POC for best practices/standards

(b) (6), there are a lot of information gathering. Do you have a deadline?

Thanks,
Kelu

From: (b) (6)

Sent: Tuesday, June 30, 2020 3:32 PM

To: Kelu Chao (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: RE: POC for best practices/standards

Thanks Kelu. The specific inquiry from the Hill is below. What we would like input on is what do the best practices of journalism or news organizations say about standards for decisions regarding editorials? Who typically decides on the placement of editorials? What is the difference in the process between true editorials vs op-ed pieces? May a publisher dictate where an editorial appears in a publication? Is it typical for editorials to appear on the front page?

What legal authority does the CEO have to direct that editorials will be featured at the top of VOA's home page? How does this direction by the CEO comply with the statutory firewall requirements outlined in subsections (a) and (b) of section 303 of the United States International Broadcasting Act of 1994 (22 USC 6202)?

Best,

(b) (6)

From: Kelu Chao

Sent: Tuesday, June 30, 2020 3:06 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Elez Biberaj (b) (6)

Subject: Re: POC for best practices/standards

Hi (b) (6), it's not (b) (6) works for VOA Copy Right Clearances. As you stated, VOA's Standards Editor (b) (6) has been temporarily detailed to the USAGM COO office since June 21. We are trying to cover his various duties as we speak. Re: firewall potential inquiry, please let us know the specifics. We will assign a senior editor to review the situation as soon as possible. Firewall issue is a serious issue to us. After the review, VOA Director will ultimately weigh in, make the decision, and relay the concern if needed, as required by law.

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Sent from my iPhone

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I'm sorry – I know you are busy. I am working on reviewing responses to a congressional inquiry and there is a short turnaround time on this. Let me know who I should speak to about best practices and the firewall. Is it (b) (6) ?

Best,

(b) (6)

From: Elez Biberaj

Sent: Tuesday, June 30, 2020 2:17 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); Kelu Chao (b) (6); VOA Director's Office (b) (6); Elez Biberaj

(b) (6)

Subject: RE: POC for best practices/standards

Greetings, (b) (6). Please contact Kelu Chao (cc above).

Thank you.

Elez

From: (b) (6)

Sent: Tuesday, June 30, 2020 2:15 PM

To: Elez Biberaj (b) (6)

Cc: Lillian Cheng

Subject: POC for best practices/standards

Good afternoon Elez,

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Best,

(b) (6)

Assistant General Counsel

U.S. Agency for Global Media

(b) (6) [redacted] (office)

[redacted] (mobile)

(b) (6) [redacted]

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#); (b) (6); [Elez Biberaj](#)
Subject: RE: Update on PARs and Awards for July 2, 2020
Date: Thursday, July 2, 2020 4:52:00 PM

Thank you, (b) (6).

From: (b) (6)
Sent: Thursday, July 2, 2020 2:40 PM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Update on PARs and Awards for July 2, 2020

Hi Elez,

Here is our status on rating PARs and granting awards as of this afternoon:

Outstanding: 89 approved and 5 returned.

Highly: 172 approved and 34 returned

Fully: 337 approved and 17 returned

Minimally: 4 approved and 1 returned

Unsuccessful: 0

Total completed: 602 of 963 or 62.5%

Breakdown:

Outstanding 14.8%

Highly 28.6%

Fully 58.9%

Minimally 0.7%

57 PARs are pending changes.

There are 302 employees classified as VOA supervisors in ePerformance, so we have almost completed all of the non-supervisory PARs and are starting on the supervisors.

VOA has granted \$438,546.70 in performance awards and \$219,021.00 in incentive awards for a sum of \$657,567.70 or 47.3% of VOA's awards budget of \$1.391 million.

Thanks,

(b) (6)

From: [Frank Wucco](#)
To: [Elez Biberaj](#); (b) (6)
Subject: Attorney-Client Privilege: Social Media Violations
Date: Thursday, September 17, 2020 4:32:36 PM
Attachments: (b) (5), (b) (6)

**PRIVILEGED AND CONFIDENTIAL
ATTORNEY WORK PRODUCT
ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE//NO FOIA
CONFIDENTIAL COMPLAINT**

Elez, (b) (6)

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:41 PM
To: (b) (6)
Subject: FW: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

This is another memo that mentions conflict of interest.

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

From: (b) (6)
Sent: Saturday, August 29, 2020 11:35 AM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6); (b) (6)
(b) (6)
(b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

I don't think this is one to respond to besides a statement of (b) (6) which can answer these without answering. I can loop (b) (6) in.

(b) (6)

> On Aug 29, 2020, at 4:41 AM, Elez Biberaj (b) (6) wrote:

>
> Good morning, Colleagues!
> I will need a draft response by early Monday morning, please.
> Thanks.
> Elez

>
> -----Original Message-----
> **From:** (b) (6)
> **Sent:** Friday, August 28, 2020 11:57 PM
> **To:** Elez Biberaj (b) (6)
> **Cc:** CEO2016 (b) (6); Andre Mendes (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> **Subject:** Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
>
> Elez, I know it's late and that you might be on vacation but did you know that a VOA Newsroom editor killed (b) (6)'s interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone?

>
> What was the reason?
>
> Did (b) (6), (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) (6) did, especially the one about the visas for USAGM employees?

- >
- > Did (b) tell the White House official that (b) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) to ask the question about the visas?
- >
- > Did you or VOA Newsroom editors know that (b) (b) (6) had previously worked for Russia's RT?
- >
- > Best,
- >
- > (b)

From: [Elez Biberaj](#)
To: (b) (6)
Cc: [Kelu Chao](#) (b) (6) [Elez Biberaj](#)
Subject: RE: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
Date: Saturday, August 29, 2020 11:44:20 AM

(b) (6) :
Clarification -- I need background information on this incident for a meeting I will have tomorrow in the Front Office and NOT for a response to (b) (6)
Elez

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

From: (b) (6)
Sent: Saturday, August 29, 2020 11:35 AM
To: Elez Biberaj (b) (6)
Cc: Kelu Chao (b) (6)
(b) (6)
(b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone

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(b) (6)

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> I will need a draft response by early Monday morning, please.
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>

> -----Original Message-----

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> **Sent:** Friday, August 28, 2020 11:57 PM
> **To:** Elez Biberaj (b) (6)
> **Cc:** CEO2016 (b) (6); Andre Mendes (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> **Subject:** Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
>

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> What was the reason?

> Did (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) (6) did, especially the one about the visas for USAGM employees?

> Did (b) (6) tell the White House official that (b) (6) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) (6) to ask the question about the visas?

>

> Did you or VOA Newsroom editors know that (b) (b) (6) had previously worked for Russia's RT?

>

> Best,

>

> (b)

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:38 PM
To: (b) (6)
Subject: FW: (b) (6)

Importance: High

This is a conflict of interest memo I sent.

From: (b) (6)
Sent: Wednesday, September 23, 2020 8:50 AM
To: (b) (6)
Subject: (b) (6)
Importance: High

(b) (5), (b) (6)

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(b) (5), (b) (6)

(b) (6)

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(b) (5) (b) (6)

[Redacted text block]

(b) (5), (b) (6)

[Redacted text block]

I have not done a written report or talked with HR. Elez has recommended that you deal with this issue (b) (5), (b) (6)

[Redacted text block]

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:38 PM
To: (b) (6)
Subject: FW: Attorney-Client Privilege: Social Media Violations
Attachments: (b) (6), (b) (5).docx

This is the conflict of interest discussion memo I received.

From: Frank Wuco (b) (6)
Sent: Thursday, September 17, 2020 4:32 PM
To: Elez Biberaj (b) (6)
Subject: Attorney-Client Privilege: Social Media Violations

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PRE-DECISIONAL DELIBERATIVE//NO FOIA
CONFIDENTIAL COMPLAINT

Elez, (b) (6),

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank

(b) (6)

From: (b) (6)
Sent: Tuesday, October 27, 2020 1:46 PM
To: (b) (6)
Subject: FW: Investigation and recommendations regarding (b) (6) violations of VOA Best Practices
Attachments: (b) (6), (b) (5).zip; (b) (6), report.pdf

The pdf references a violation of the conflict of interest policy.

From: (b) (6)
Sent: Tuesday, September 29, 2020 2:57 PM
To: (b) (6)
Cc: Kelu Chao (b) (6)
(b) (6)
Subject: Investigation and recommendations regarding (b) (6) violations of VOA Best Practices

Hi (b) (6)
Attached is our report on the investigation of the (b) (6) incident, and the investigative file our team collected on the incident.

As you'll see in the report, we're recommending (b) (5), (b) (6)
We'll just send it to those people without a need for your involvement.

We'll add the report and the investigative background to the files of the involved individuals.

It is always a pleasure to work with you.

Best regards,

(b) (6)

From: (b) (6)
To:
Subject: Fwd: delegated authority for investigation
Date: Monday, August 31, 2020 8:39:13 PM

Get [Outlook for Android](#)

From: (b) (6)
Sent: Monday, August 31, 2020 8:16:41 PM
To: (b) (6)
Cc: (b) (6)
Subject: delegated authority for investigation

Hello (b) (6),

As you know, I have been delegated the responsibility as VOA's Authorized Agency Official (AAO) for matters regarding PSC discipline. I would like to delegate to (b) (6) the responsibility to conduct an investigation of the publication of a story (and video) of the interview conducted by (b) (6) with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone. During the interview, (b) (6) asked two questions regarding USAGM's policies on J-1 visas. Here is the rough transcript:

TC 7:16

-Question: Within the frame of this strategy for the region, to show where the US stands in Latin American and Caribbean matters, one of the key organizations to ensure press freedom in this region is the Voice of America. At this moment, USAGM CEO, which is the agency that oversees VOA has blocked the visa extension of many foreign journalists, which is preventing VOA to carry out its mission in the region and, specially, in Venezuela. **Is the White House aware of this situation and, if so, is it willing to act?**

-Answer: Unfortunately, due to the pandemic and the border closure and travel restrictions, etc., there have been many consequences in many places. It has also affected the Voice of America, which has had a key role in Venezuelan matters. I frankly congratulate you for the duty that you all have carried out. We are watching this situation and I hope it gets resolved as soon as possible.

-Question: **Is the White House willing to put some pressure along with the Department of State so that Mr. Michael Pack authorizes these visa extensions**, since now the journalistic duty of this group of professionals is being suppressed with no reason provided and with a case-by-case review that has seen no evolution and has not been explained?

-Answer: We value the journalistic duty that you and all VOA journalists do and we will have that conversation.

Link: <https://app.frame.io/player/1b62b3a0-95ea-4e73-869b-12968e60f28c>

(b) (5), (b) (6)

From: (b) (6)
To: [VOA Director's Office](#)
Cc: (b) (6); [Kelu Chao](#)
Subject: Social Media Policy
Date: Wednesday, October 7, 2020 8:20:26 AM
Attachments: [CEO Policy Memo - Guidance on Conflicts of Interest.pdf](#)
[V-530 - Social Media Policy.pdf](#)

Dear colleagues,
We might want to discuss this in our 9am meeting. I'm confused.

From: (b) (6)
Date: Monday, October 5, 2020 at 6:06 PM
To: (b) (6)
(b) (6)
(b) (6) (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Notice of Change in Working Conditions

Colleagues,

Attached please find the USAGM updated Social Media Policy and the new CEO Policy Memo – Guidance on Conflicts of Interest. If you wish to bargain the impact and implementation of this change, please submit bargainable proposals no later than Thursday, October 15, 2020. Failure to submit negotiable proposals by Thursday, October 15, 2020, shall be construed as the Union's waiver of its right to bargain. Merely notifying management that you wish to bargain does not constitute the submission of bargainable proposals or preserve your right to bargain.

Should you have any questions regarding this change, please do not hesitate to contact me. Thank you for your cooperation in this matter.

Best,

(b) (6)
Supervisory Human Resources Specialist
Agency Performance Management Program Manager
Labor and Employee Relations
Office of Human Resources
United States Agency for Global Media
(b) (6) (b) (6)



U.S. AGENCY FOR
GLOBAL MEDIA

Title: V-A BAM 530 - Social Media Policy

Policy Tracking#: OGC 19 02

Effective Date: July 8, 2019

Originating Office: Office of the General Counsel, (b) (6)

(a) **PURPOSE:** This policy establishes a framework for access to and use of social media. This policy shall be modified and/or amended in the future to accommodate additional social media issues.

(b) **AUTHORITY AND SCOPE:**

(1) Authorities.

(i) The United States International Broadcasting Act, 22 U.S.C. § 6201 et seq.

(ii) The United States Information and Educational Exchange Act of 1948, as amended (the “Smith-Mundt Act”), at 22 U.S.C. § 1461 et seq.

(iii) The Hatch Act, 5 U.S.C. § 7321 et seq.

(iv) 5 C.F.R. Part 735 – Employee Responsibilities and Conduct

(v) 5 C.F.R. Part 2635 – Standards of Ethical Conduct for Employees of the Executive Branch.

(vi) CEO Policy Memo re: Guidance on Conflicts of Interest.¹

(2) Scope. This policy applies to all personnel of the United States Agency for Global Media (hereafter “USAGM” or the “Agency”) and all users of Agency systems, including Civil Service employees, personal services contractors, employees abroad including locally employed staff, and contractors performing duties under their contract with the Agency.

(c) **SOCIAL MEDIA DEFINITION:** Social media consists of a variety of digital technologies that foster interaction among individuals who use those tools. Social media enable individuals to post their own content to Web sites accessible to others; comment on, rate and/or tag content that others have posted; download distributed media files; dynamically develop software applications; interact in simulated learning, gaming and trading environments; engage in online conversations; and observe the interactions of others.

¹ Updated October 2, 2020.

(d) POLICY:

(1) Basic Social Media Policy.

(i) As a general matter, the Agency encourages the responsible use of social media consistent with current laws, policies, and guidance that govern information and information technology.

(ii) The Agency notes that while social media have vastly accelerated the speed of communication and greatly broadened audience size, they neither restrict nor expand the existing limitations on speech by Agency personnel. Agency personnel do not surrender their First Amendment rights as a result of their employment; however, the Government may restrict the speech of its personnel when they are not speaking as private citizens on matters of public concern or when the Government's interest in the efficient provision of public services outweighs the interest of its personnel in their speech.

(2) Additional Social Media Considerations for Journalists.

(i) The Agency is required by law to conduct international broadcasting in accordance with the highest professional standards of broadcast journalism, 22 U.S.C. § 6202(a)(5). This includes:

(A) news which is consistently reliable and authoritative, accurate, objective, and comprehensive, 22 U.S.C. § 6202(b)(1); and

(B) a balanced and comprehensive projection of United States thought and institutions, reflecting the diversity of United States culture and society, 22 U.S.C. § 6202(b)(2).

(ii) To effectuate these requirements, Agency journalists, defined as those involved in the gathering, production, editing, translation, presentation, or dissemination of content, must be fair, impartial, and objective in all public spaces, including social media. Accordingly, journalists must avoid action that undermines their objectivity as journalists and/or the credibility of the Agency and its constituent entities as news organizations. For further information, including conflicts of interest examples, see the CEO policy memo regarding [Guidance on Conflicts of Interest](#), dated October 2, 2020.²

² This sentence was updated on October 2, 2020 to reflect the most recent guidance from the USAGM CEO.

(iii) Therefore, in addition to the social media policy set forth in this Broadcasting Administrative Manual, journalists must comply with any and all applicable journalistic standards governing use of and conduct on social media, as set forth by their respective entity's best practices guides or internal professional guidance. Failure to do so may be cause for disciplinary action, up to and including removal from Federal Service or contractual termination, as applicable.

(3) Government-wide Standards of Conduct. All Agency personnel are required to adhere to government-wide standards of conduct that apply to online communications at all times, whether by means of Agency or personal social media accounts. In general, the restrictions on communications by Agency personnel are adapted from statute and the Code of Federal Regulations (C.F.R.). While not exhaustive, the following restrictions apply to all personnel, and violations may be cause for disciplinary action, up to and including removal from Federal Service or contractual termination, as applicable:

(i) Ethical Standards. Agency personnel shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudicial to the Government. ([5 C.F.R. § 735.203](#));

(ii) Misuse of Position. Agency personnel shall not use their public office for private gain, for the endorsement of any product, service, or enterprise, or for the private gain of friends, relatives, or other acquaintances. Agency personnel shall not use or permit the use of their Government position or title or any authority associated with their public office in a manner that is intended to coerce or induce another person to provide any benefit, financial or otherwise, to themselves or to friends, relatives, or persons with whom they are affiliated in a nongovernmental capacity. Subject to limitations set forth in [5 C.F.R. § 2635.702\(b\) and\(c\)](#), Agency personnel shall not use their Government position or title, or Federal or Agency seals or logos, in a manner that could reasonably be construed to imply that the Government endorses or sanctions their personal activities or those of another. ([5 C.F.R. § 2635.702](#));

(iii) Use of Non-Public Information. Agency personnel shall not allow the improper use of non-public information to further their own private interest or that of another, whether by engaging in financial transactions using such information, through advice or recommendation, or by knowing unauthorized disclosure. Non-public information is information that an individual gains by reason of Federal employment and that he or she knows or reasonably should know has not been made available to the general public. ([5 C.F.R. § 2635.703](#));

(iv) Political Activity. Certain restrictions on political activity by certain Agency personnel apply regardless of whether they are on duty or on their personal time. Hatch Act (5 U.S.C. § 7321 et seq.). For example, no employee may solicit, accept, or receive political contributions, at any time or in any forum. 5 U.S.C. § 7323(a)(2). Additional information is available in Office of Special Counsel's Hatch Act Guidance on Social Media and Hatch Act Social Media Quick Guide; and

(v) Discrimination and Harassment. All Agency personnel are responsible for treating fellow employees with basic respect and dignity, and must not harass or discriminate against fellow employees based on race, color, religion, national origin, sex, gender identity, age, disability (physical or mental), genetic information, status as a parent, sexual orientation, marital status, political affiliation, or any other non-merit factor. (5 U.S.C. §§ 2301- 2302).

(4) Official Use of Social Media.

(i) Agency personnel may access and contribute content (both original entries and responses to entries) on and through social media in their official capacity. Agency personnel are responsible for the content they publish in their official capacity, which must:

(A) abide by the Terms of Service - defined as a contract between social media users and third-party site providers - of the site on which the content is posted;

(B) comply with intellectual property laws;

(C) adhere to host country laws, as applicable and directed by management;

(D) conform to the standards and principles for United States international broadcasting set forth in Sections 303 of the United States International Broadcasting Act, 22 U.S.C. § 6202; and

(E) comply with the United States Information and Educational Exchange Act of 1948, as amended (the "Smith-Mundt Act"), 22 U.S.C. § 1461 et seq.

(ii) Agency personnel using social media in their official capacity must comply with:

(A) the Agency policy on safeguarding Personally Identifiable Information (PII), codified in in Section 200 of Part XI of the Broadcasting Administrative Manual;

(B) the Agency policy on information security awareness training and role-based training requirements and responsibilities, codified in in Section 300 of Part XI of the Broadcasting Administrative Manual; and

(C) the 2008 Privacy Breach Notification Policy.

(iii) Agency personnel using social media in their official capacity shall also:


(A) refrain from using or permitting Agency computer systems, electronic devices, and social media accounts to be used for other than authorized purposes; and

(B) use time allocated to official use of social media in an honest effort to perform official duties.

(iv) Violations of the foregoing policies on official use of social media in paragraphs (d)(4)(i)-(iii) may be cause for disciplinary action, up to and including removal from the Federal Service or contractual termination, as applicable.

(5) Personal Use of Social Media. Posting Journalistic Material - Agency personnel are permitted to link to and embed Agency journalistic material from official, public-facing outlets. However, Agency personnel are prohibited from directly posting Agency journalistic or wire service material to their personal social media accounts, of any length or in any format and including archived and unaired content (“B-roll”). Doing so may violate intellectual property laws, and harms the Agency’s ability to grow and maintain audiences through official distribution channels. Violations may constitute grounds for disciplinary action, up to and including termination.

(e) **EFFECTIVE DATE AND APPROVAL:**

Approved by:
(b) (6) 

John F. Lansing
Chief Executive Officer and Director

Effective Date

July 8, 2019

From: **Michael Pack, Chief Executive Officer
U.S. Agency for Global Media**

To: **The Voice of America, the Office of Cuba
Broadcasting, Radio Free Europe/Radio Liberty,
Radio Free Asia, Middle East Broadcasting
Networks**

Date: **October 2, 2020**

Subject: **Guidance on Conflicts of Interest**

Reporting the news in a manner that is “consistently reliable and authoritative, accurate, objective, and comprehensive” (22 U.S.C. § 6202(b)(1)) requires “fairness, objectivity & balance.” *VOA Best Practices Guide*, at 8 (June 2020). Management of conflicts of interest is a key component of maintaining fairness, objectivity, and balance. Such actual conflicts as well as even the appearance of such conflicts in the eyes of a reasonable observer must be avoided. *See, e.g., VOA Best Practices Guide*, at 8–9 (June 2020); The New York Times, *Ethical Journalism*; The Washington Post, *Policies and Standards* (Jan. 1, 2016; 12:01 p.m. EST). A key part of prophetically preventing conflicts of interest amongst journalists is compliance with social media policies. *See, e.g., V-A BAM 530, Social Media Policy* (July 8, 2019); *VOA Best Practices*, at 50 (June 2020). I write to clarify policies and provide guidance on these points.

First. Policies regarding conflicts of interest and use of social media shall be enforced as written.

Second. Under applicable policies, conflicts of interest are not limited to those involving the recipient of money, ownership of stock, or gifts. The rule is broader. Simply put, it is a conflict of interest for a journalist to participate personally and substantially in reporting on an issue: (1) in which they have a personal interest or (2) have publically personally expressed a political opinion. For example, the *VOA Best Practices Guide* states:

VOA's mission is to provide accurate and objective news and information. To facilitate that mission, as journalists, you are expected to remain neutral and objective in all public appearances and public spaces, including social media. That means that you should try to avoid conduct or activity that would call into question your neutrality and objectivity as well as the neutrality and objectivity of VOA.

➤ For example: If as a VOA journalist you are reporting on or otherwise working on a story regarding "X" situation, it is recommended that you avoid publicly voicing your personal opinion about that situation because such activity may call into question your credibility as a journalist and could compromise VOA's reputation as a reliable and credible news organization.

VOA Best Practices Guide, at 111 (June 2020); *see also, e.g.*, The New York Times, *Ethical Journalism*; The Washington Post, *Policies and Standards* (Jan. 1, 2016; 12:01 p.m. EST). This is a common sense principle.

Recent events require explanation of the following examples, which in some cases, constitute a conflict of interest that can only be remedied by recusal.

- If a Voice of America ("VOA") journalist is personally affected by a potential governmental action, then they may not cover that issue. For example, a journalist who is working in the United States on a J-1 visa must follow normal procedures and recuse themselves from any story involving J-1 visas.
- A VOA journalist who publically takes a personal position on an active political issue has a conflict of interest—doubly so if that issue directly affects that individual. For example, a journalist who, in their private capacity, publically criticizes the U.S. Department of Justice's leadership for, among other things, implementing the policies and protecting the prerogatives of the Administration must recuse themselves

from reporting on the Department and the part of the Administration implicated by the criticism.

- A VOA journalist who expresses personal views on political topics in their personal social media creates the potential for a conflict of interest and should consider whether recusal or mitigation is required. For example, a journalist who on Facebook “likes” a comment or political cartoon that aggressively attacks or disparages the President must recuse themselves from covering the President.

The obligation to recuse or mitigate conflicts of interest rests with both the individual journalist and their supervisor. If a journalist fails to recuse themselves, it is the obligation of the supervisor to order recusal.

Despite the informal nature of this Memorandum, it constitutes a U.S. Agency for Global Media policy, and shall be recorded in the Broadcasting Administrative Manual as such.

This Memorandum is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the United States, its departments, agencies, or entities, its officers, employees, or agents, or any other person.

From: [Elez Biberaj](#)
To: [VOA Director's Office](#); [Kelu Chao](#)
Cc: [Elez Biberaj](#)
Subject: FW: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 8:17:52 AM
Attachments: [Attachment follows](#)
Importance: High

From: (b) (6)
Sent: Monday, August 31, 2020 7:55 AM
To: Elez Biberaj (b) (6)
(b) (6)
Subject: Letter from VOA Central News colleagues
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying terms.

Most sincerely,

(b) (6)
White House Bureau Chief
[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

Elez Biberaj
Acting director, Voice of America

Aug. 31, 2020

The undersigned Voice of America journalists are compelled to express our profound disappointment with the actions and comments of the chief executive officer of the U.S. Agency for Global Media, which endanger the personal security of VOA reporters at home and abroad, as well as threatening to harm U.S. national security objectives.

Michael Pack's actions risk crippling programs and projects for some countries that are considered national security priorities. He has ordered the firing of contract journalists, with no valid reason, by cancelling their visas, forcing them back to home countries where the lives of some of them may be in jeopardy. Now the purge appears to be expanding to include U.S. permanent residents and even U.S. citizens, with Mr. Pack recklessly expressing that being a journalist is "a great cover for a spy."

We have watched in dismay as USAGM executives have been dismissed for, in their words, attempting to educate the new CEO on avoiding legal violations, as well as guiding him on the firewall that protects VOA's legally mandated editorial independence.

Just as concerning are Mr. Pack's public comments, including bantering with a podcast host about turning off the air conditioning and banning masks inside VOA's headquarters, as part of his effort to "drain the swamp."

Mr. Pack has made a thin excuse that his actions are meant to protect national security, but just as was the case with the McCarthy 'Red Scare,' which targeted VOA and other government organizations in the mid-1950's, there has not been a single demonstrable case of any individual working for VOA -- as the USAGM CEO puts it -- "posing as a spy."

Many of us have repeatedly put ourselves in harm's way abroad for our audiences of several hundred million people in nearly 50 languages. In line with strictly upholding the VOA charter, which was signed into law in 1976, we insist on competent and professional oversight for VOA and our sister media organizations, including the Middle East Broadcasting Networks, Radio Free Europe/Radio Liberty and Radio/TV Marti.

Given these concerns we fear that the current USAGM leadership is failing not only the news organizations of USAGM (one of the world's largest broadcasting entities) and our audiences, but also our stakeholders, including the American public.

Signed,

(b) (6)



(b) (6)



From: [REDACTED]
To: [REDACTED]
Sent: [REDACTED]
Subject: [REDACTED]

PT: ...

Value of America
310 Independence Ave. SW
Washington, DC 20227

From: [REDACTED]
Sent: [REDACTED]
To: [REDACTED]
Subject: [REDACTED]

Re: [REDACTED] (b) (6), (b) (5)

Like all news organizations, VOA works hard to balance the power of new technologies - with their ability to deluge us with messages to a or more people around the world - against the inherent limitations of those technologies. YouTube, for example, is the most powerful of all, which offers content of millions but limits each video to a single image or a handful of characters, making it virtually impossible to give the balance and context within each story.

[REDACTED] (b) (5), (b) (6)

[REDACTED]

[REDACTED] (b) (5), (b) (6)

[REDACTED]

[REDACTED]

On 10/20/11 9 AM, [REDACTED] wrote:

Value of America
310 Independence Ave. SW
Washington, DC 20227

From: [REDACTED]
Sent: [REDACTED]
Subject: [REDACTED]

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Printer.

Attachment: [REDACTED].pdf
Mail (sent on Printer Location: 700 Con Ave (Bldg))
Do not Name: [REDACTED]

For more information on Xerox products and what our phone: 1-877-899-8999 or visit our website: www.xerox.com
Xerox is a registered trademark of Xerox Corporation. © 2011 Xerox Corporation. All rights reserved.

From: [Kelu Chao](#)
To: [Elez Biberaj](#)
Subject: Fwd: social media policy followups, (b) (6)
Date: Friday, September 25, 2020 2:00:51 PM

FYI.

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: September 25, 2020 at 10:14:18 AM PDT
To: (b) (6) Kelu Chao
(b) (6)
Subject: FW: social media policy followups, (b) (6)

(b) (6) and Kelu,

As discussed, (b) (6), (b) (6) supervisor, had a counseling conversation with (b) (6) about USAGM's social media policies. The conversation was followed by the email below. No further action will be taken.

From: (b) (6)
Date: Friday, September 25, 2020 at 11:14 AM
To: (b) (6)
(b) (6)
Subject: FW: social media policy followups

From: (b) (6)
Sent: Friday, September 25, 2020 11:14 AM
To: (b) (6)
Subject: social media policy followups

(b) (6)

(b) (6)

(b) (6) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b)
(6)

[Redacted]

[Redacted]

(b) (6)

[Redacted]

[Redacted]

[Redacted]

Sincerely,

(b) (6) -

From: (b) (6)
To: [Kelu Chao](#); [Elez Biberai](#)
Subject: Fwd: (b) (6)
Date: Thursday, October 29, 2020 10:54:49 AM

(b) (5)

(b) (6)

Begin forwarded message:

From: (b) (6)
Date: October 29, 2020 at 9:50:47 AM EDT
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: Re: (b) (6)

(
(b)
)
(
(b)
)
(
(b)
)
(
(b)
)

From: (b) (6)
Date: Thursday, October 29, 2020 at 9:40 AM
To: (b) (6)
Cc: Kelu Chao (b) (6)
Subject: (b) (6)

Hi (b) (6),
I'm following up. (b) (5), (b) (6)

_____. What's your plan?

Best regards,
(b) (6)

**PRIVILEGED AND CONFIDENTIAL
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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (6), (b) (5)

(b) (5), (b) (6)

[Redacted]

[Redacted]

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PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

• (b) (5), (b) (6)

[REDACTED]

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CONFIDENTIAL COMPLAINT**

• (b) (6), (b) (5)



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PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

A.

(b) (5), (b) (6) [Redacted]


[Redacted]

[Redacted]


[Redacted]

**PRIVILEGED AND CONFIDENTIAL
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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (5), (b) (6)

A small black rectangular redaction box covering a few lines of text.

(b) (5), (b) (6)

A large black rectangular redaction box covering the majority of the page's content.

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PRE-DECISIONAL DELIBERATIVE
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(b) (5), (b) (6)



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(b) (6), (b) (5)

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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

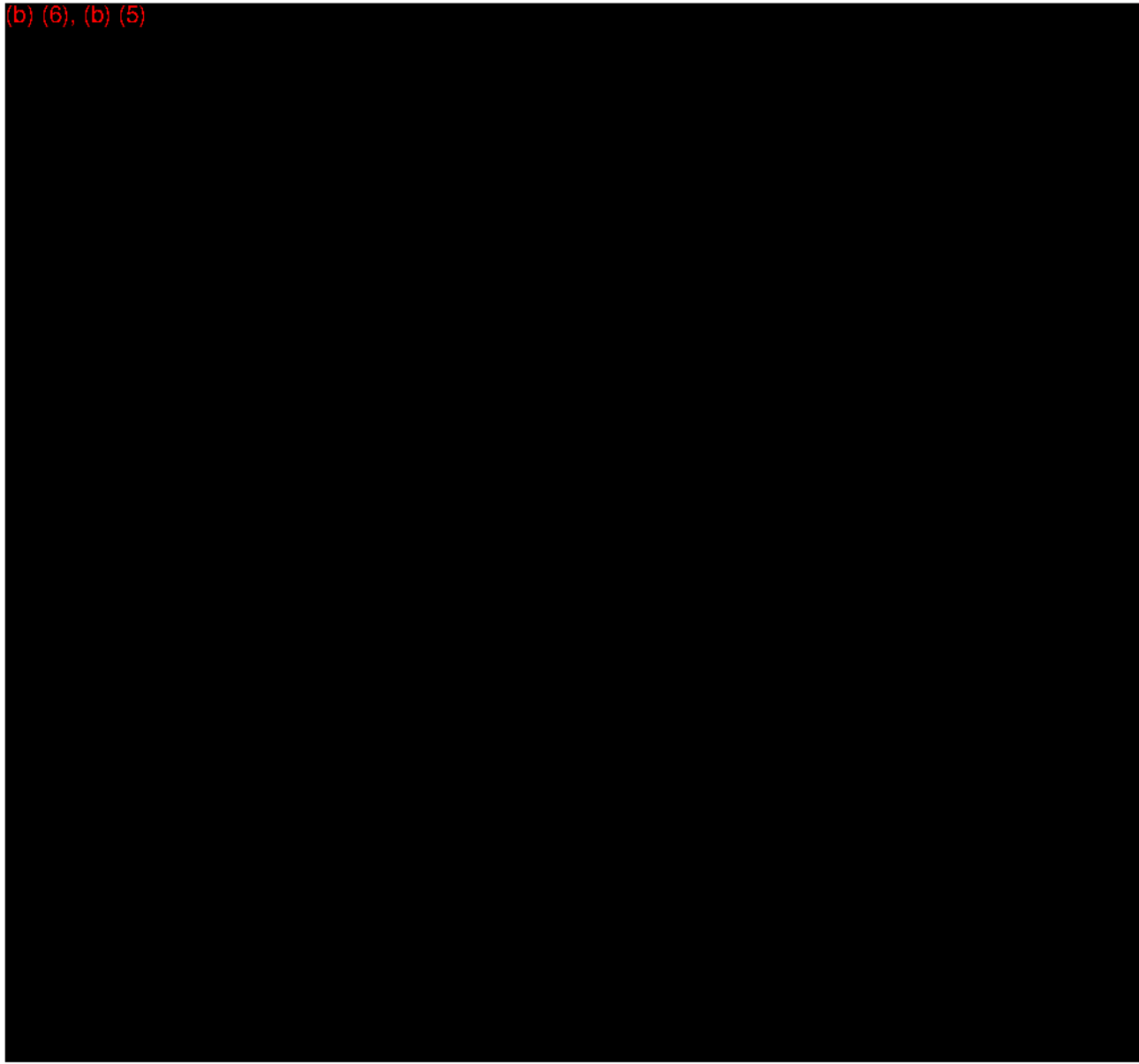
(b) (5), (b) (6)

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ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (6), (b) (5)

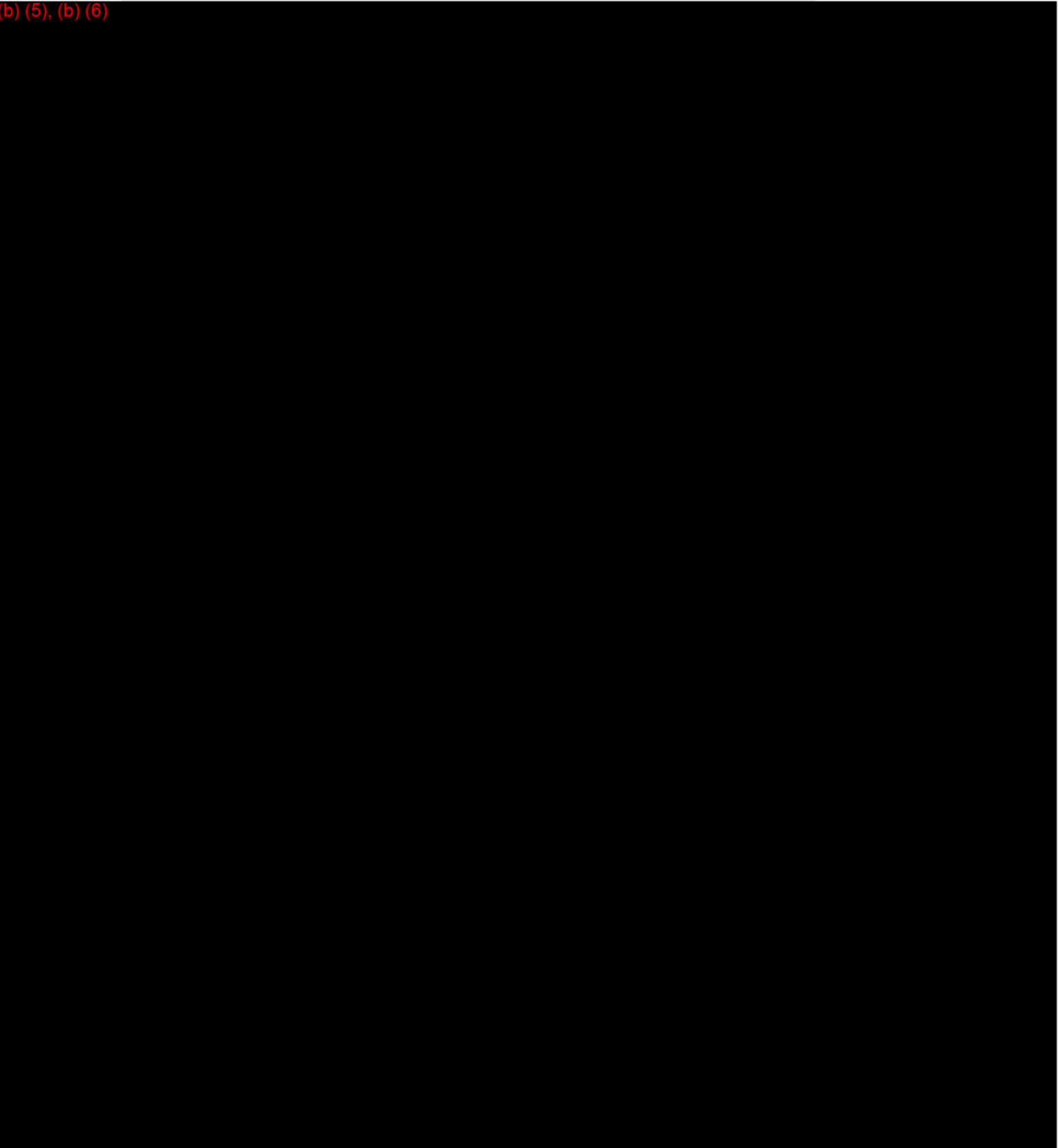
(b) (5), (b) (6)

(b) (6), (b) (5)



**PRIVILEGED AND CONFIDENTIAL
ATTORNEY WORK PRODUCT
ATTORNEY-CLIENT COMMUNICATION
PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (5), (b) (6)



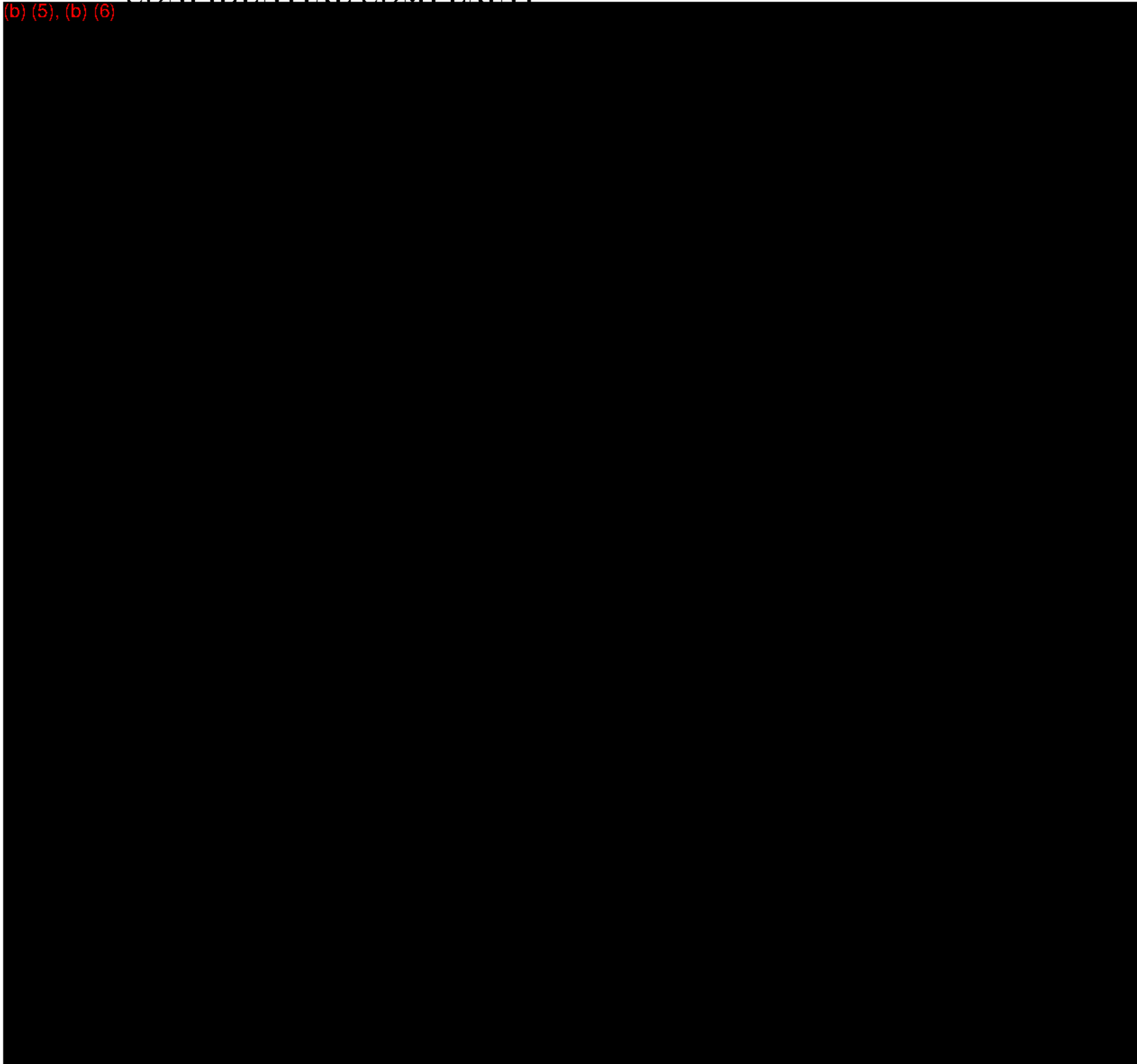
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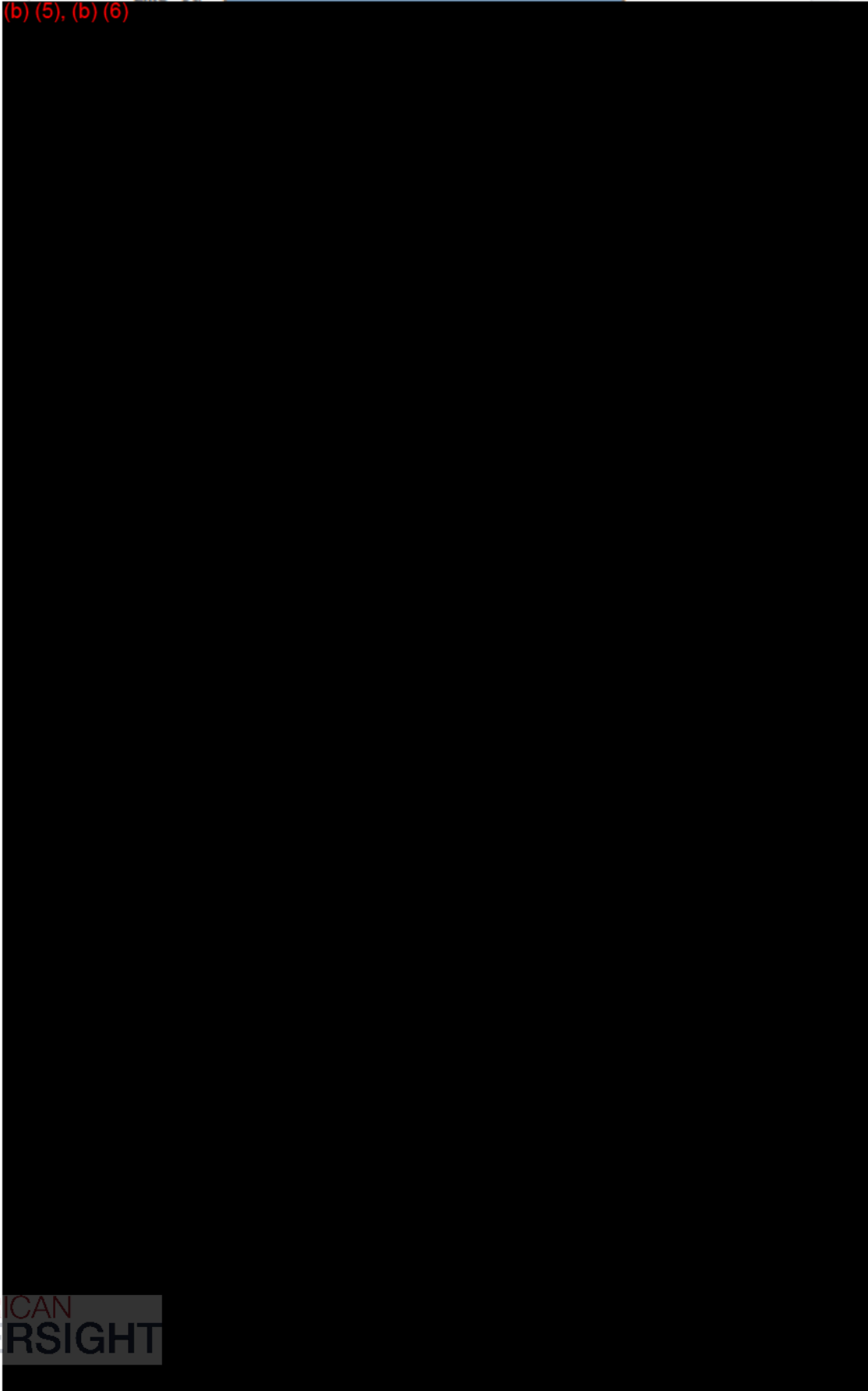
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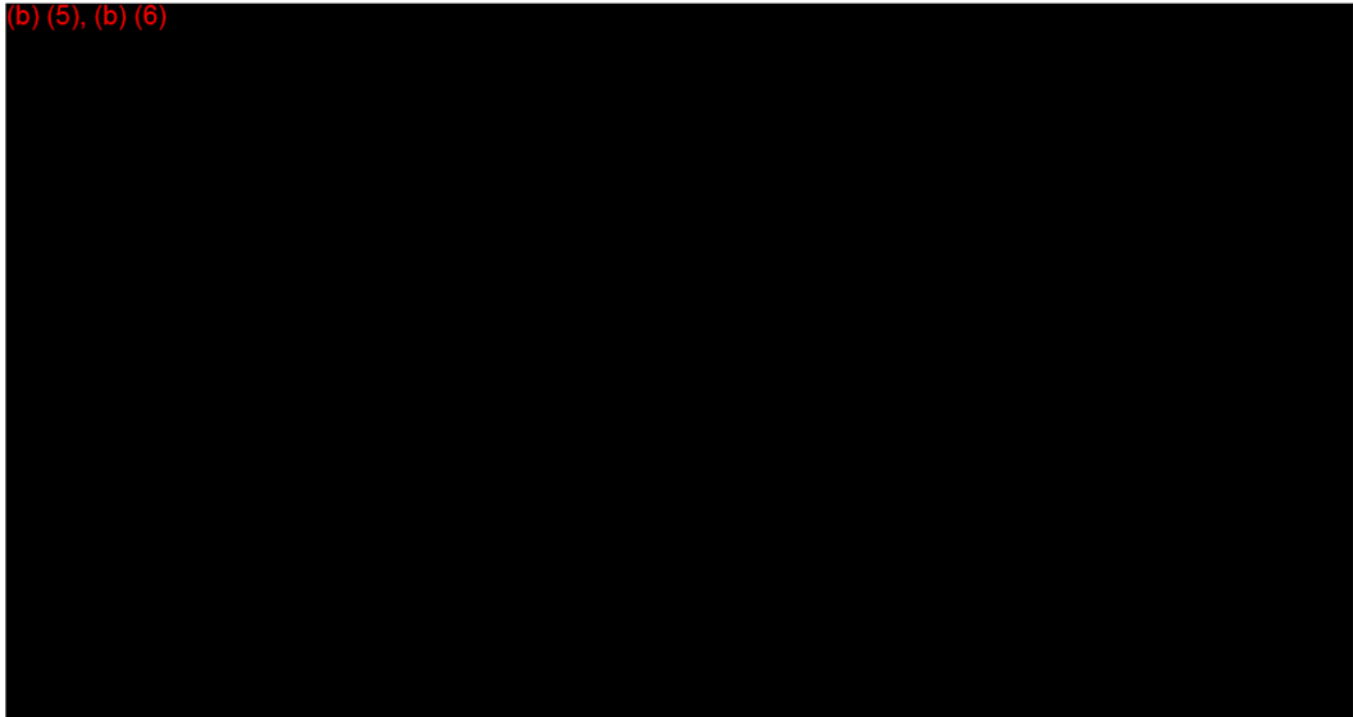
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CONFIDENTIAL COMPLAINT**

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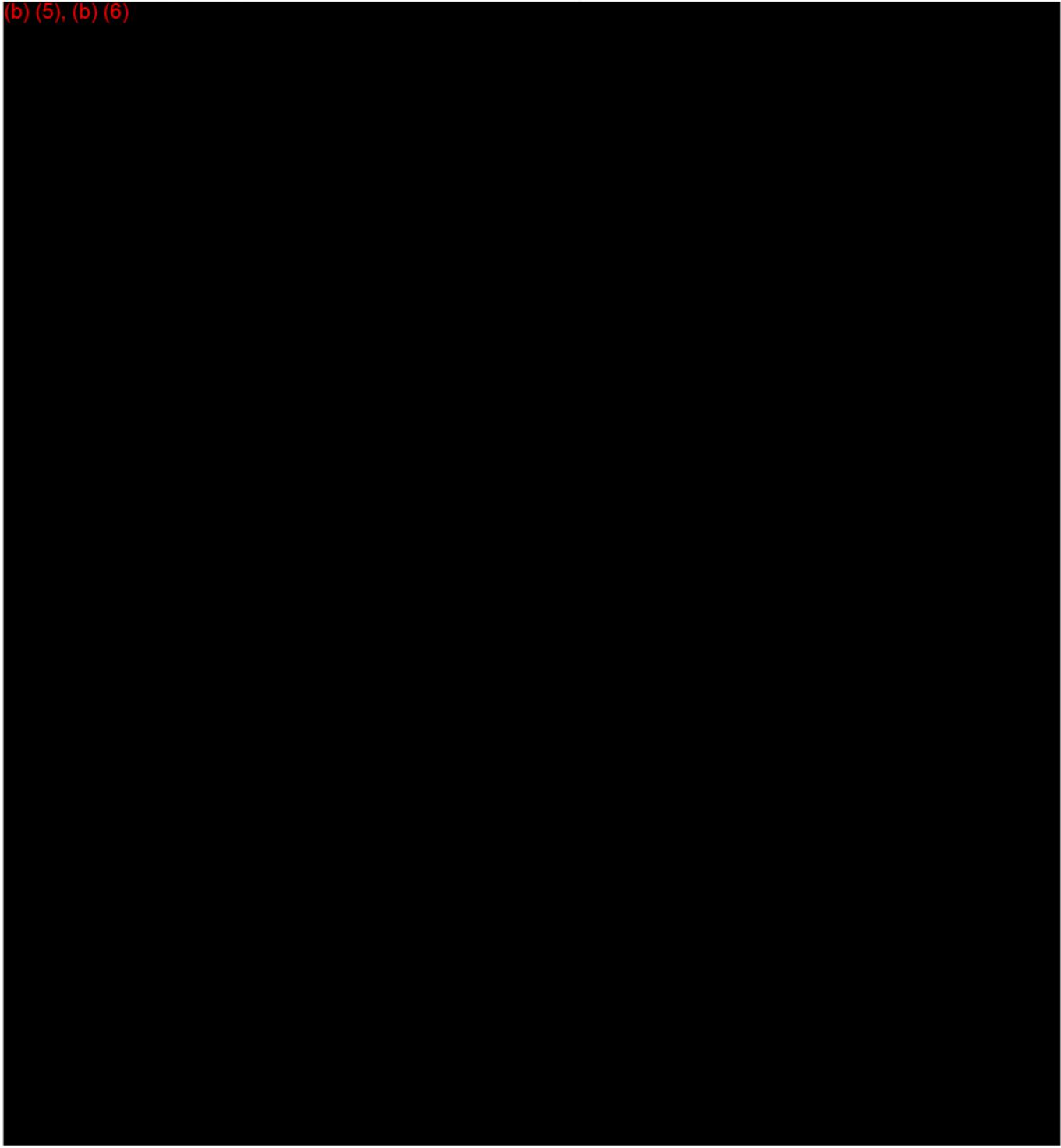
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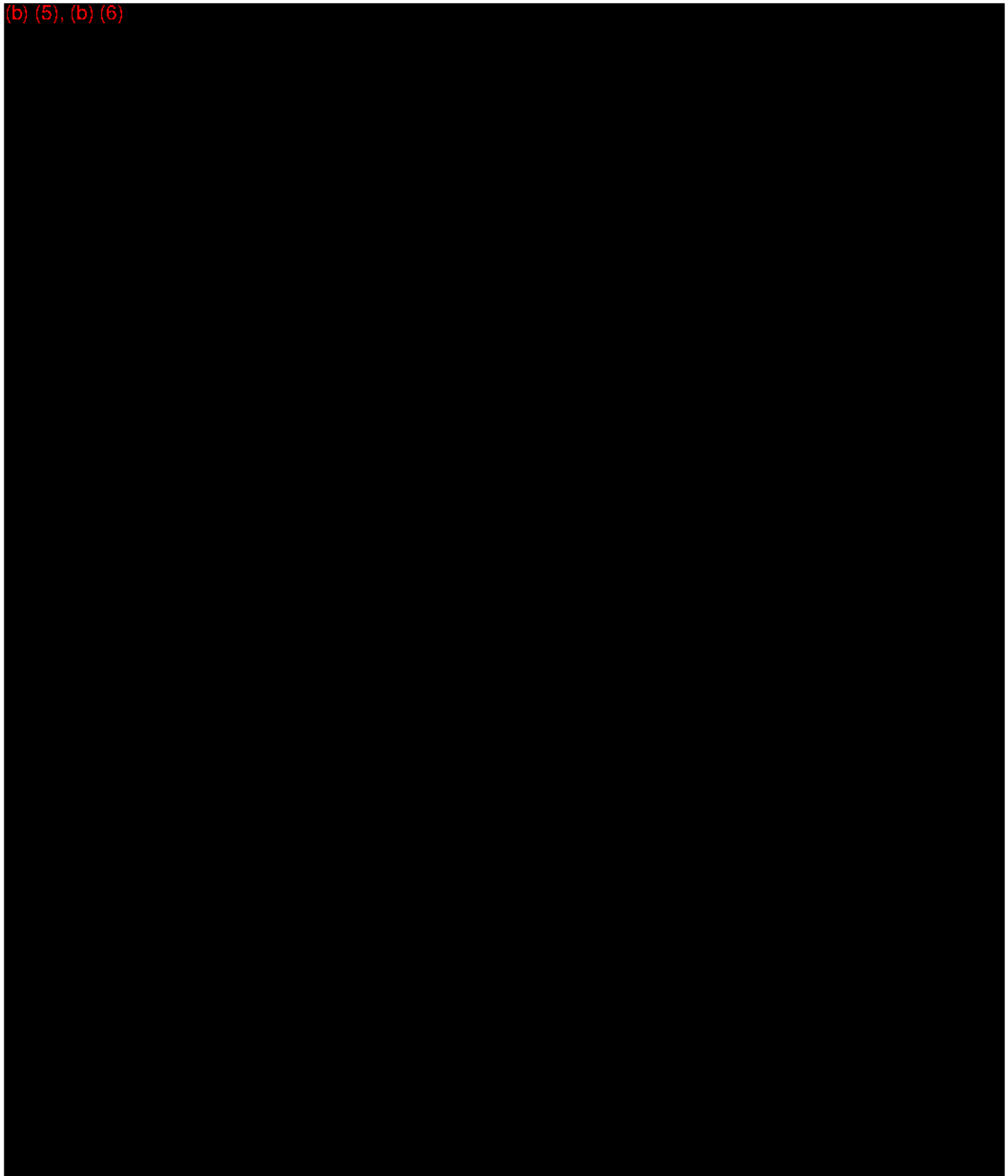
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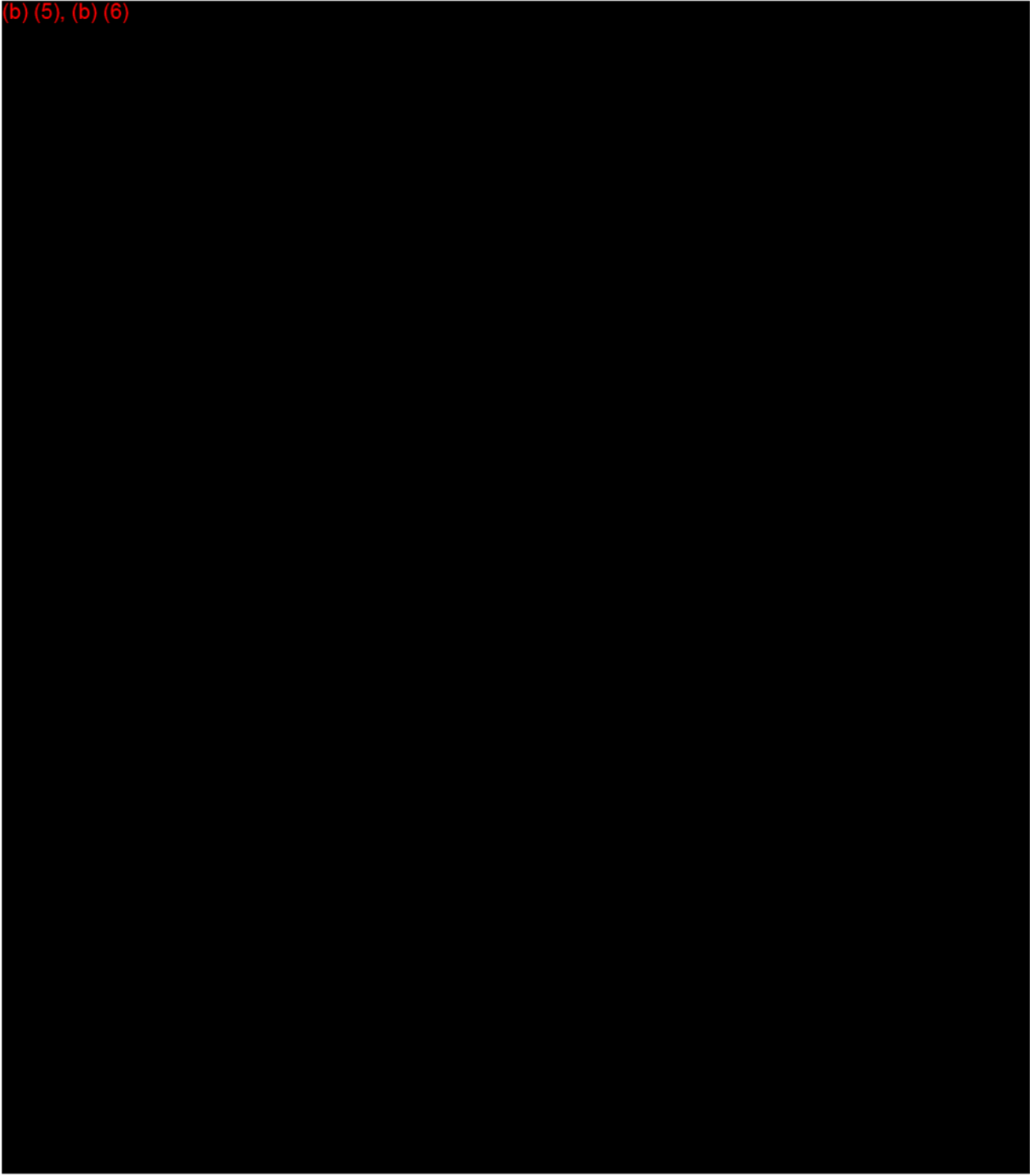
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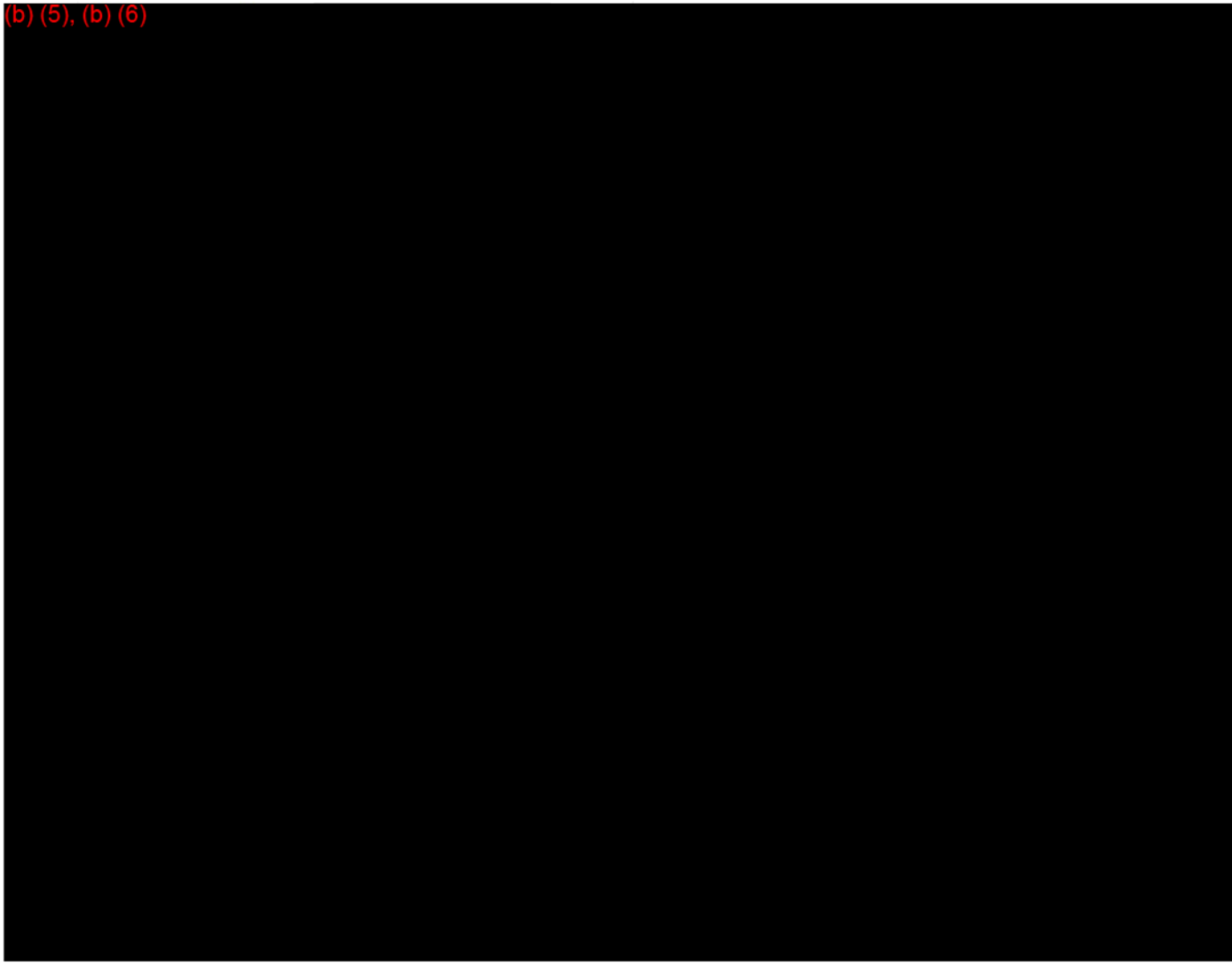
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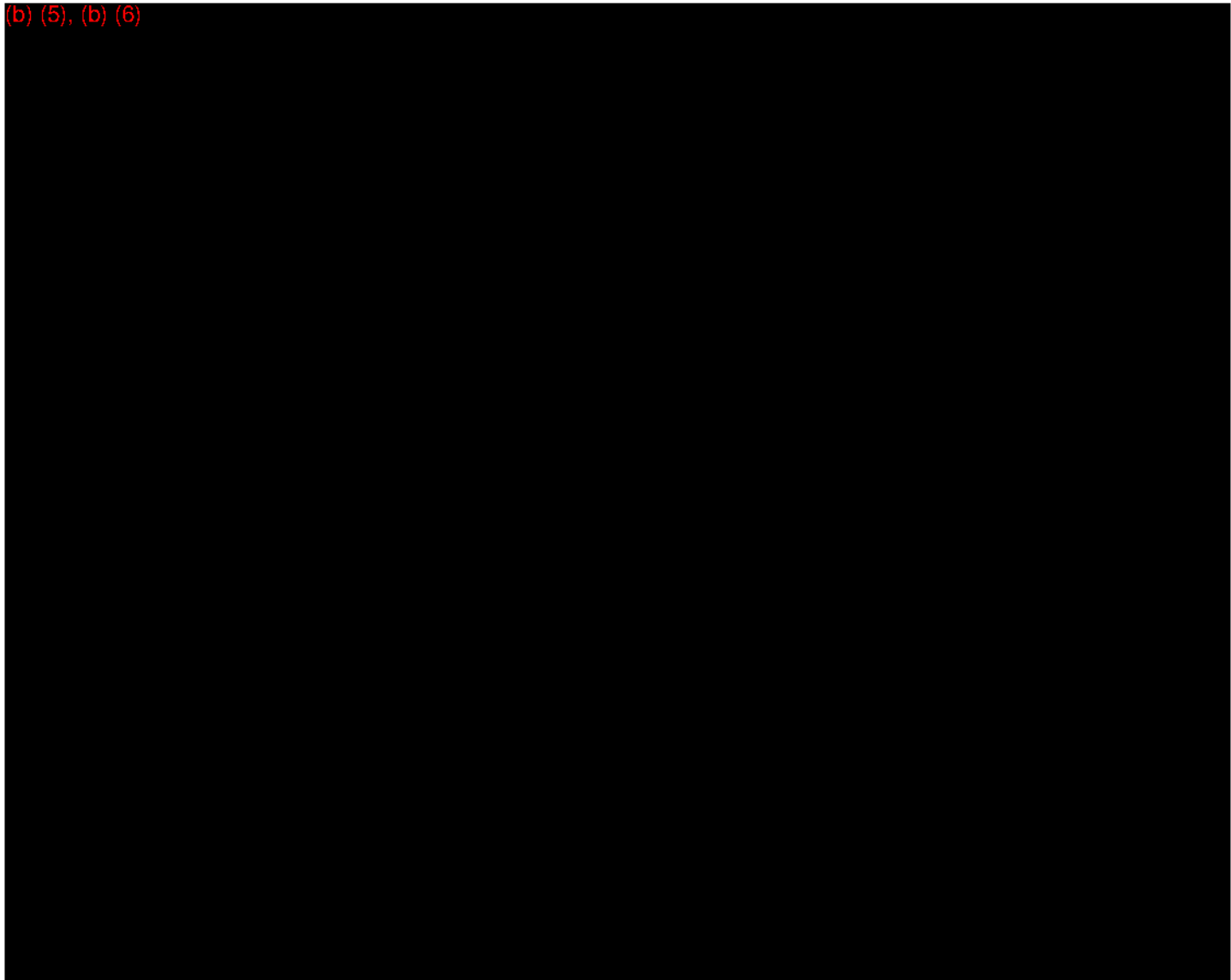


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PRE-DECISIONAL DELIBERATIVE
CONFIDENTIAL COMPLAINT**

(b) (6), (b) (5)



(b) (5), (b) (6)



From: (b) (6)
To: [Elez Biberaj](#)
Cc: (b) (6)
Subject: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 7:55:29 AM
Attachments: [LettertoVOAdirector.pdf](#)
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying terms.

Most sincerely,

(b) (6)

White House Bureau Chief
[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

Elez Biberaj
Acting director, Voice of America

Aug. 31, 2020

The undersigned Voice of America journalists are compelled to express our profound disappointment with the actions and comments of the chief executive officer of the U.S. Agency for Global Media, which endanger the personal security of VOA reporters at home and abroad, as well as threatening to harm U.S. national security objectives.

Michael Pack's actions risk crippling programs and projects for some countries that are considered national security priorities. He has ordered the firing of contract journalists, with no valid reason, by cancelling their visas, forcing them back to home countries where the lives of some of them may be in jeopardy. Now the purge appears to be expanding to include U.S. permanent residents and even U.S. citizens, with Mr. Pack recklessly expressing that being a journalist is "a great cover for a spy."

We have watched in dismay as USAGM executives have been dismissed for, in their words, attempting to educate the new CEO on avoiding legal violations, as well as guiding him on the firewall that protects VOA's legally mandated editorial independence.

Just as concerning are Mr. Pack's public comments, including bantering with a podcast host about turning off the air conditioning and banning masks inside VOA's headquarters, as part of his effort to "drain the swamp."

Mr. Pack has made a thin excuse that his actions are meant to protect national security, but just as was the case with the McCarthy 'Red Scare,' which targeted VOA and other government organizations in the mid-1950's, there has not been a single demonstrable case of any individual working for VOA -- as the USAGM CEO puts it -- "posing as a spy."

Many of us have repeatedly put ourselves in harm's way abroad for our audiences of several hundred million people in nearly 50 languages. In line with strictly upholding the VOA charter, which was signed into law in 1976, we insist on competent and professional oversight for VOA and our sister media organizations, including the Middle East Broadcasting Networks, Radio Free Europe/Radio Liberty and Radio/TV Marti.

Given these concerns we fear that the current USAGM leadership is failing not only the news organizations of USAGM (one of the world's largest broadcasting entities) and our audiences, but also our stakeholders, including the American public.

Signed,

(b) (6)



(b) (6)



From: [Daniel Robinson](#)
To: [Elez Biberaj](#)
Subject: Media/Press Inquiry
Date: Tuesday, October 6, 2020 7:58:04 PM
Importance: High

Elez Biberaj
Acting Director/Voice of America

Subject: Media/Press Inquiry

Elez, I hope you are well. This is a media inquiry with questions relating to recent events at VOA, and reporting about those events. I would appreciate a prompt response to the following questions:

(1) A recent NPR report carried the headline "Acting VOA Director Pledges To Protect Newsroom Despite Inquiry Into Reporter" This headline is being widely interpreted as meaning that you have decided to take no action against (b) (6) linked to the internal investigation by officials of USAGM. **While the NPR headline may accurately reflect your broader view and intentions regarding firewall issues, does it accurately reflect your views and intentions regarding the investigation of (b) (6)**

(2) It is widely known in the VOA community, and by agency management, that Herman was a leader of efforts to obtain additional signatures for the protest letter signed initially by 14 VOA employees. **Are you aware of this? If so, what administrative action has been taken, or will be taken, regarding his actions? Has, or will he receive any formal reprimand and/or face other repercussions, such as suspension?**

(3) In a press release on October 6th, USAGM stated that the agency, and the Voice of America (VOA) "have long had published policies governing journalists' conflicts of interest and use of social media. These policies were developed and implemented by former USAGM CEOs, including John Lansing, and CEO Michael Pack has made it clear they will be enforced."

On October 2nd, 2020 USAGM CEO Michael Pack issued a memo "clarifying long-standing agency conflicts of interest and social media policies" and in its October 6th statement an agency spokesman stated the CEO's intention to ensure that "critical aspects of USAGM's mission and federal law [have] and will be diligently and fairly reflected in the management of the agency."

Are you in agreement with the USAGM CEO on the points contained in both the October 2nd and October 6th

memos/statements? If not, can you please state where you differ with the CEO on the points contained in both statements?

(4) Who has been in charge of overseeing standards and practices and VOA's Best Practices Guide since Steve Springer was reassigned earlier this year?

Thank you in advance for your time and a prompt response to these questions, which are being sent as part of a story in development by BBG-USAGM Watch, the independent watchdog website. We have a specific deadline for this story, so lack of a response to any or all of these questions will require our noting that absence of response in our story.

Dan Robinson
Contributing Writer/BBG-USAGM Watch

From: [Frank Wuco](#)
To: [Elez Biberaj](#)
Subject: NPR FOLKENFLICK ARTICLE
Date: Sunday, October 4, 2020 8:34:03 PM

<https://www.npr.org/2020/10/04/919266194/political-aides-investigate-voa-white-house-reporter-for-anti-trump-bias>

From: [Elez Biberai](#)
To: (b) (6)
Cc: (b) (6)
Subject: Re: Journalist Questioning Accuracy of VOA Reporter's Tweet
Date: Monday, October 26, 2020 3:58:40 PM

(b) (6)
(b) (6)
Thanks for bringing this to my attention. In the future, please feel free to contact directly (b) (6)
(b) (6) in Programming, who will address these issues.
Elez

On Oct 26, 2020, at 2:29 PM, (b) (6) wrote:

Elez, another journalist is questioning accuracy of a tweet by VOA correspondent. The VOA reporter's tweet is attracting a lot of anti-Trump comments. Can you check on this and let me know if the criticism of the inaccuracy of the tweet is accurate?

Best,

(b) (6)

<IMG_2165.jpg>

<2020-10-26_112902 Crabtree - (b) (6) JPG>

From: (b) (6)
To: (b) (6); [VOA Director's Office](#); [Kelu Chao](#); (b) (6)
Subject: Re: Agenda - October 5 Sr. Staff Mtg.
Date: Monday, October 5, 2020 8:49:16 AM

I would say that yesterday's email about social media should be discussed. I've been grilled with questions about it and these questions are probably come your way as well.
Same with the NPR story about (b) (6)

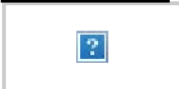
From: (b) (6)
Date: Monday, October 5, 2020 at 8:42 AM
To: VOA Director's Office (b) (6), Kelu Chao
(b) (6)

Subject: Agenda - October 5 Sr. Staff Mtg.

Good morning,

Attached please find the agenda for today's Senior Staff meeting attached. Have a great week everyone.

(b) (6)
U.S. Agency for Global Media
Voice of America
330 Independence Ave., SW – (b) (6)
Washington, DC 20237
(b) (6) Business



From: [Elez Biberai](#)
To: [Frank Wuco](#)
Cc: (b) (6)
Subject: Re: Attorney-Client Privilege: Social Media Violations
Date: Thursday, September 17, 2020 8:26:17 PM

Received, Frank.

(b) (6) returns from leave on Monday. We will review and can discuss next week.
Elez

On Sep 17, 2020, at 4:32 PM, Frank Wuco (b) (6) wrote:

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PRE-DECISIONAL DELIBERATIVE//NO FOIA
CONFIDENTIAL COMPLAINT**

Elez, (b) (6)

Please review the attached document and then let's discuss your recommended courses of action.

Thank you,

Frank
<(b) (6) Social Media.docx>

From: (b) (6)
To: [Elez Biberaj](#)
Cc: [Kelu Chao](#); (b) (6)
Subject: Re: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
Date: Saturday, August 29, 2020 11:35:19 AM

I don't think this is one to respond to besides a statement of (b) (6) which can answer these without answering. I can loop (b) in.

(b)

> On Aug 29, 2020, at 4:41 AM, Elez Biberaj (b) (6) wrote:
>
> Good morning, Colleagues!
> I will need a draft response by early Monday morning, please.
> Thanks.
> Elez
>
> -----Original Message-----
> From (b) (6)
> Sent: Friday, August 28, 2020 11:57 PM
> To: Elez Biberaj (b) (6)
> Cc: CEO2016 (b) (6); Andre Mendes (b) (6); (b) (6); Emily Pauline Newman (b) (6); Jonathan Bronitsky (b) (6)
> Subject: Interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone
>
> Elez, I know it's late and that you might be on vacation but did you know that a VOA Newsroom editor killed (b) (6)'s interview with Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone?
>
> What was the reason?
>
> Did (b) (b) (6) have prior VOA approval to seek and conduct this interview and to ask the questions (b) did, especially the one about the visas for USAGM employees?
>
> Did (b) tell the White House official that (b) was one of the VOA employees whose visa may not get extended? Was it a conflict of interest for (b) to ask the question about the visas?
>
> Did you or VOA Newsroom editors know that (b) (b) (6) had previously worked for Russia's RT?
>
> Best,
>
> (b)

From: (b) (6)
To: (b) (6)
Subject: RE: Journalist Questioning Accuracy of VOA Reporter's Tweet
Date: Monday, October 26, 2020 3:17:30 PM

From: (b) (6) :

(b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted] This is my mistake and I take full responsibility.

You might tell (b) (6) to contact Programming directly, so I could respond directly to him in the future

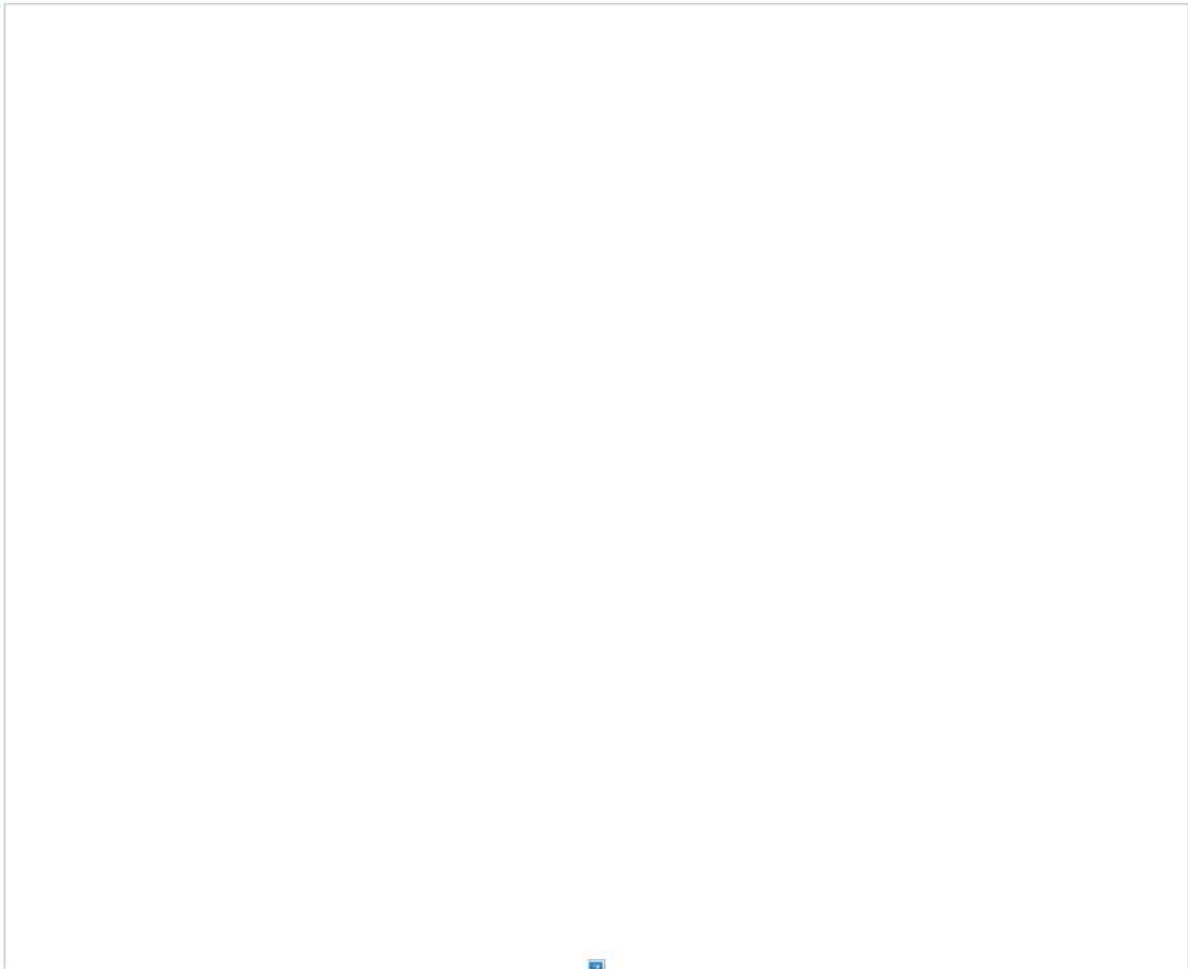
From: Elez Biberaj (b) (6)
Sent: Monday, October 26, 2020 2:31 PM
To: (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: FW: Journalist Questioning Accuracy of VOA Reporter's Tweet

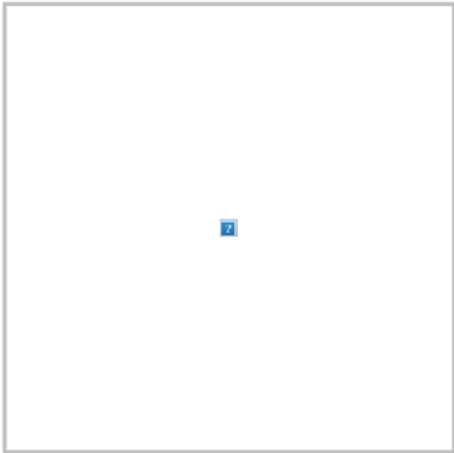
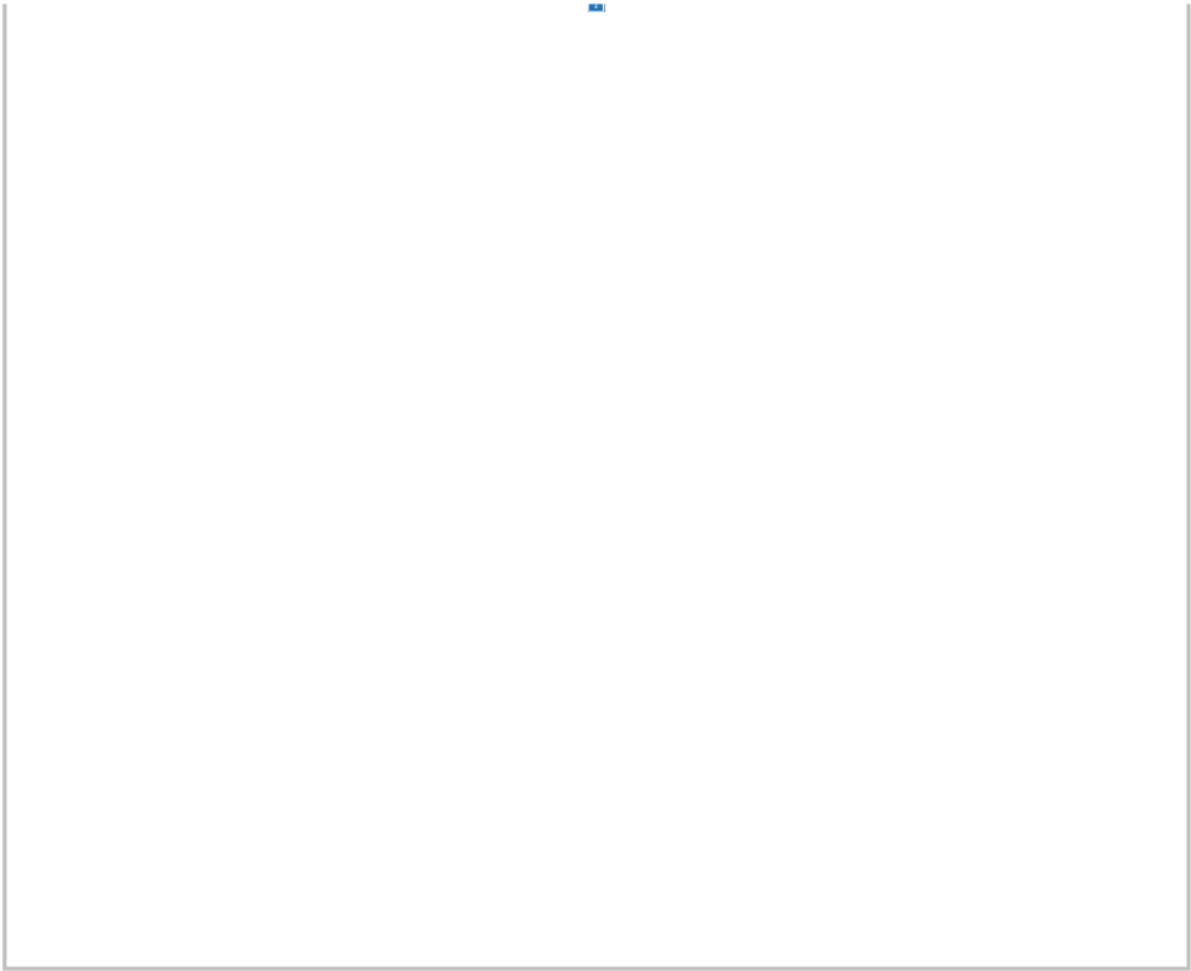
From: (b) (6)
Sent: Monday, October 26, 2020 2:30 PM
To: Elez Biberaj (b) (6)
Subject: Journalist Questioning Accuracy of VOA Reporter's Tweet

Elez, another journalist is questioning accuracy of a tweet by VOA correspondent. The VOA reporter's tweet is attracting a lot of anti-Trump comments. Can you check on this and let me know if the criticism of the inaccuracy of the tweet is accurate?

Best,

[Redacted]





From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: Letter from VOA Central News colleagues
Date: Monday, August 31, 2020 4:16:05 PM

(b) (6),
Thank you for your letter, which I have shared with the USAGM leadership. Please know that I deeply value the work our journalists perform on a daily basis, bringing vital news to our global audiences who often have no access to a free press. The safety of our reporters at home and abroad is of paramount importance as well as any matter involving the VOA Charter and firewall.

Thank you.
Elez

Dr. Elez Biberaj
Acting Director
Voice of America
330 Independence Avenue, SW
Suite 3360
Washington, D.C. 20237

(b) (6)
Mobile
(b) (6)



From: (b) (6)
Sent: Monday, August 31, 2020 7:55 AM
To: Elez Biberaj (b) (6)
Cc: (b) (6)
(b) (6)
Subject: Letter from VOA Central News colleagues
Importance: High

Dear Acting Director Biberaj:

It is with the utmost respect and heavy heart that, on behalf of myself and other Central News colleagues, we dispatch the attached letter. After discussions a number of us have had with those across VOA we know our sentiment reflects the views of many others, especially those who are in vulnerable situations and unable to sign their names.

We are always open to dialogue in whatever form may be possible in these trying

terms.

Most sincerely,

(b) (6)

White House Bureau Chief

[Voice of America](#)

(b) (6)

Voice of America is an international broadcaster in 47 languages via television, radio, web and mobile. VOA has a weekly measured audience of 350 million people and transmits programs through a network of more than 2,500 local broadcast affiliates worldwide.

From: (b) (6)
To: Elez Biberaj; (b) (6)
Cc: (b) (6)
Subject: RE: request for comment/ Committee to Protect Journalists
Date: Monday, October 5, 2020 11:06:15 AM

Elez,

(b) (5), (b) (6)

I'll have something for you soon and we'll take from there.

Best,

(b) (6)

From: Elez Biberaj
Sent: Monday, October 5, 2020 10:55 AM
To: (b) (6)
Cc: (b) (6); Elez Biberaj; (b) (6)
Subject: FW: request for comment/ Committee to Protect Journalists

From: Katherine Jacobsen; (b) (6)
Sent: Monday, October 5, 2020 10:48 AM
To: Elez Biberaj; (b) (6)
Cc: Carlos Martínez de la Serna; (b) (6)
Subject: request for comment/ Committee to Protect Journalists

Dear Dr. Biberaj,

I am the U.S. researcher at the Committee to Protect Journalists and am closely following developments at USAGM and Voice of America.

NPR recently reported that USAGM appointees investigated (b) (6)

(b) (6)

Is this a fair portrayal of what has taken place? And do you or anyone at your organization plan to take administrative action against (b) (6) based on these allegations?

Thank you for your time.

Best,
Katherine

--

Katherine Jacobsen
Committee to Protect Journalists

(b) (6)

www.cpj.org

Are you a journalist covering protests in the United States? Please see CPJ's [Protest Safety Guide](#).

From: [Elez Biberaj](#)
To: (b) (6)
Cc: (b) (6); [Public Relations](#)
Subject: Re: REVIEW REQUESTED: (b) (6) requests to tweet from the current Update from the Acting VOA Director
Date: Friday, October 23, 2020 5:09:04 PM
Attachments: [image001.png](#)
[image003.png](#)
[image005.png](#)
[image006.png](#)

(b) (6) :

As per our discussion, the Update is an internal document and should not be tweeted. Thank you and have a wonderful weekend.
eb

On Oct 23, 2020, at 4:49 PM, (b) (6) wrote:

Elez,

(b) (6) sent this email to me asking if (b) (6) could use the statement from the Update in one of (b) (6) tweets: (b) (5)

I reminded (b) (6) that the Update is an internal document meant for the VOA workforce, but told (b) (6) that I would check with you to get your thoughts.

Please advise.

Thanks, (b) (6)

From: (b) (6)
Sent: Friday, October 23, 2020 3:25 PM
To: (b) (6)
Subject: FW: Update from the Acting VOA Director

I'd love to tweet Elez's quote in bold. Let me know if PR can get his statement cleared for wider release.

From: VOA House Notices (b) (6)
Date: Friday, October 23, 2020 at 3:16 PM
To: VOA Notices (b) (6)
Cc: Elez Biberaj (b) (6)
Subject: Update from the Acting VOA Director

<image001.png>

October

23, 2020

Esteemed Colleagues,

(b) (5)
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(b) (6) [Redacted text block]

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(b) (5) [Redacted text block]

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(b) (5) [Redacted]

[Redacted]

Have a wonderful weekend.

Elez

Dr. Elez Biberaj
Acting Director
Voice of America
330 Independence Avenue, SW

(b) (6)
Washington, D.C. 20237

(b) (6)
Mobile
(b) (6)

<image007.jpg>

From: [Sam Dewey](#)
To: (b) (6)
Cc: [Frank Wuco](#); [Emily Pauline Newman](#); (b) (6); [Kelu Chao](#); [Elez Biberaj](#)
Subject: RE: URGENT VOA ISSUE
Date: Saturday, August 29, 2020 4:34:28 PM
Importance: High

(b) (6) et al:

Apologies for the weekend email. I wanted to make you aware of a series of tweets recently released by (b) (6).

[\(b\) \(6\)](https://twitter.com/(b) (6))

Based on this couple of quick questions.

(b) (6), (b) (5)
[Redacted]

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[Redacted]

Sam

From: (b) (6)
Sent: Friday, August 28, 2020 9:14 PM
To: Sam Dewey (b) (6)
Cc: Frank Wuco (b) (6); Emily Pauline Newman (b) (6); (b) (6); Kelu Chao (b) (6); Elez Biberaj (b) (6)
Subject: RE: URGENT VOA ISSUE

Hello Sam,

Good to e-meet you. I'm the VOA Deputy for Programming. Thanks very much for bringing this to our attention. (b) (5)

In the year and a half the PSC program has been in effect, our group has handled PSC disciplinary issues consistently and firmly, in concert with the VOA News Standards Editor. As per with our procedures in a case like this, we have taken down the material in question and begun our investigation. We will be interviewing those involved and taking appropriate action.

(b) (6)'s visa expires tonight at midnight, and he was already being removed from the system. We accelerated that process when we learned of the issue.

Thanks again for your email. We're on the same page and agree that it should be dealt with swiftly and decisively.

All the best,

(b) (6)

Deputy Director for Programming

VOA

(b) (6) o)
m)

From: Sam Dewey (b) (6)
Sent: Friday, August 28, 2020 5:42 PM
To: Elez Biberaj (b) (6); Kelu Chao (b) (6)
(b) (6)
Cc: Frank Wuco (b) (6); Emily Pauline Newman (b) (6)
Subject: URGENT VOA ISSUE
Importance: High

All:

It was brought to our attention that earlier today (we believe) (b) (6) interviewed Special Assistant to the President and Senior Director for Western Hemisphere Affairs in the White House National Security Council, Mauricio Claver-Carone.

He summarized portions of the interview as follows (emphasis in original):

We talked about the White House new strategy to Latin America and the Caribbean but also about the situation VOA

foreign-born journalists are facing with the USAGM inaction to renew their J-1 visas. Please see below a translation of the two questions and answers referring VOA. The interview can be found on **[VOA] VIDEO SHARE>MAURICIO CLAVER-CARONE.** Thank you.

TC 7:16

-Question: Within the frame of this strategy for the region, to show where the US stands in Latin American and Caribbean matters, one of the key organizations to ensure press freedom in this region is the Voice of America. At this moment, USAGM CEO, which is the agency that oversees VOA has blocked the visa extension of many foreign journalists, which is preventing VOA to carry out its mission in the region and, specially, in Venezuela. Is the White House aware of this situation and, if so, is it willing to act?

-Answer: Unfortunately, due to the pandemic and the border closure and travel restrictions, etc., there have been many consequences in many places. It has also affected the Voice of America, which has had a key role in Venezuelan matters. I frankly congratulate you for the duty that you all have carried out. We are watching this situation and I hope it gets resolved as soon as possible.

-Question: Is the White House willing to put some pressure along with the Department of State so that Mr. Michael Pack authorizes these visa extensions, since now the journalistic duty of this group of professionals is being suppressed with no reason provided and with a case-by-case review that has seen no evolution and has not been explained?

-Answer: We value the journalistic duty that you and all VOA journalists do and we will have that conversation.

Link: <https://app.frame.io/player/1b62b3a0-95ea-4e73-869b-12968e60f28c>



(b) (5), (b) (6)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Please advise immediately as to your view on contracting/HR initiation an investigation of (b) (6) (b) (6)'s conduct (as well as a review into any individual who knew of the apparent conflicts and approved (b) (6) (b) (6) covering this story).

Best,
Sam

From: [Frank Wuco](#)
To: (b) (6)
Cc: (b) (6); [Elez Biberaj](#)
Subject: RE: VOA Statement
Date: Tuesday, October 6, 2020 10:55:24 AM

Thank you, (b) (6). Much appreciated.

Frank

From: (b) (6)
Sent: Tuesday, October 6, 2020 10:55 AM
To: Frank Wuco (b) (6)
Cc: Jonathan Bronitsky (b) (6); Elez Biberaj (b) (6)
Subject: VOA Statement

Good morning,

VOA Acting Director Elez Biberaj tasked me to send you his statement we used yesterday evening to respond to media queries.

“All VOA journalists, whether federal government employees or contractors, are expected to adhere to VOA’s social media policy as delineated clearly in the VOA [Best Practices Guide](#). While we never discuss individual personnel matters, we always handle infractions in accordance with VOA policies and federal law.

VOA’s independence, integrity, and credibility of our reporting are of paramount importance. Anything that threatens that--whether a lack of objectivity or a violation of the firewall that is part of the law protecting VOA from political interference--is in violation of our values.

VOA considers any violation of the firewall or attack on its journalistic independence completely unacceptable. The firewall is understood to be violated when any person attempts to direct, pressure, coerce, threaten, interfere with, or otherwise impermissibly influence VOA leadership, officers, employees, or staff in the performance of their journalistic and broadcasting duties and activities.

VOA will continue to fulfill its mission by delivering accurate, balanced and comprehensive news and information on all platforms to our global audiences, particularly for those who are denied access to open and free media.”

Best,

(b) (6)

VOA Public Relations Officer

MEMORANDUM

DATE: September 20, 2020

TO: (b) (6) Supervising Contract Specialist, USAGM

FROM: (b) (6), Deputy Director for Programming, VOA

RE: INVESTIGATION OF POTENTIAL BEST PRACTICES VIOLATIONS BY PSCs

Dear (b) (6) :

(b) (5), (b) (6)
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(b) (6), (b) (5) [Redacted]

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(b) (6), (b) (5) [Redacted]

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From: (b) (6)
To: (b) (6); Matthew Walsh; Oanh Tran; Marie Lennon; David Kligerman; Grant Turner; Terry Balazs; Shawn Powers; (b) (6); Jeffrey Shapiro; (b) (6); Lillian Cheng; (b) (6); Gary Thatcher; (b) (6); Public Relations; (b) (6); James Reeves; (b) (6); Kelu Chao; Diane Cullo; Emily Pauline Newman; Daniel Hanlon; Logan B. McVey; Jonathan Bronitsky; Michael B. Williams; Andre Mendes; (b) (6); Elez Biberaj; VOA Division Directors
Cc: USAGM Public Affairs Staff
Subject: Articles FYI
Date: Wednesday, July 1, 2020 10:35:54 AM

Press Release

[USAGM CEO Michael Pack thanks interim heads of agency's five broadcasting networks](#)

USAGM.gov, June 30, 2020

Related:

All Access - <https://www.allaccess.com/net-news/archive/story/197864/u-s-agency-for-global-media-names-interim-heads-of>

Axios - [Federal media agency announces new interim heads after firings by Trump appointee](#)

USA

[US Global Media Agency Names Longtime VOA Journalist as Acting Director](#)

By **VOA News**

June 30, 2020 02:59 PM

Related

Albanian Daily News - <https://www.albaniandailynews.com/index.php?idm=43834&mod=2>

[Changes at the Top for Radio Free Europe & Other Overseas Outlets](#)

Tri States Public Radio, By Rich Egger • June 30, 2020

Related:

Public Diplomacy Council - <https://www.publicdiplomacycouncil.org/2020/06/27/americas-overseas-broadcasting-credibility-at-risk/>

Defense One - <https://www.defenseone.com/technology/2020/07/how-biden-will-wage-great-power-competition/166570/?oref=d-river>

Opinion

NiemanReports, June 29, 2020

[Changes at VOA Threaten the Free Press — At Home and Abroad](#)

Political bias would discredit U.S. global news services, undermining press freedom and democracy

Related: [Tweet](#) by Freedom House President Michael Abramowitz

Some of the best reporting on important international issues is endangered by recent changes at

@VOANews and other US media agencies. My take at @freedomhouse for @NiemanReports

Press Release

[Voice of America Broadcasters Win Top 10 D.C. Awards](#)

insidevoa.com, June 30, 2020

government

[Internet freedom activists are concerned a Trump appointee could threaten pro-democracy work abroad](#)

Written by Jeff Stone

Jun 30, 2020 | **CYBERSCOOP**

[Tajikistan parliament approves amendments imposing fines, detentions for 'false news' amid COVID-19 pandemic](#)

CPJ, June 30, 2020 11:44 AM EDT

New York, June 30, 2020 – Tajikistan President Emomali Rahmon should not ratify proposed legal amendments that would threaten free expression in the country, the Committee to Protect Journalists said today.

...

Individuals convicted under the proposed measures could be fined 580 to 1,160 somoni (\$56-112), and legal entities such as news outlets could be fined 8,700-11,600 somoni (\$844-1,124), according to [External linka reportExternal link](#) by the Tajik-language service of the U.S. Congress-funded broadcaster **Radio Free Europe/Radio Liberty**.

[Independent media advocate and journalist tell of challenges covering Belarus's upcoming elections and coronavirus](#)

CPJ, By Valentinas Mite/CPJ Russia and Belarus Correspondent on June 29, 2020 5:03 PM EDT

Amid these developments, CPJ spoke about press freedom in Belarus via phone with Barys

Haretski, the deputy head of BAJ, and **Yury Drakakhrust, a Prague-based correspondent for Radio Free Europe/Radio Liberty**, which is funded by the U.S. Congress. Drakakhrust often visits Belarus and writes stories for Belarusian independent media. Their answers have been edited for length and clarity.

What is the overall state of the media in Belarus today?

Drakakhrust: The main problem is that the state monopolizes the information...

News

[Belarus prosecutors warn web critics of criminal sanctions](#)

BELSAT, 2020.06.29 15:12

The law enforcement agencies have been receiving more and complaints of defamation and insults on the Internet, Pavel Yeliseyeu, a representative of the Prosecutor General's Office, said on Monday.

Last Thursday, Belarusian Interior Minister **Yury Karayeu** [faulted](#) Telegram channels and even **Radio Free Europe** for 'coordinating protests' in Belarus over their covering [pickets and rallies](#). According to the human rights centre Viasna, more than 360 people [were detained](#) at the 'solidarity chain' rallies (as well as before and after the rallies), held throughout the country from 18 to 21 June.

[Nat'l security law for HK deters foreign troublemakers](#)

Global Times, By GT staff reporters Source:Global Times Published: 2020/7/1 1:36:07

Days before the law was passed, some foreign groups began cutting ties with Hong Kong rioters. For example, the **US Agency for Global Media (USAGM)** reportedly froze \$2 million that was meant to be used to support the protests in Hong Kong, which analysts said further proved the legitimacy and urgency of the law.

CHINA

Beijing Orders Four U.S. Media Outlets to Provide Information on China Operations

Move comes after U.S. designated four major Chinese state-media outlets as foreign missions

Wall Street Journal, By [Chao Deng](#)

July 1, 2020 5:29 am ET

●

Beijing is requiring four U.S. media outlets to disclose detailed information about their China operations, in the latest move in a tit-for-tat media battle with the Trump administration.

The Associated Press, United Press International, CBS News and National Public Radio must declare their personnel and property in China, Chinese Foreign Ministry spokesman Zhao Lijian said Wednesday in a regular media briefing. Mr. Zhao said the measure was meant to counter the U.S. designation last month of [four major Chinese state-media outlets](#) as foreign missions.

Mr. Zhao said the new requirements were “necessary countermeasures and completely justifiable defenses” in response to what he described as the U.S.’s discrimination against and suppression of Chinese media.

The four outlets have until July 7 to turn over the information. It is unclear whether any further steps will be required of them. Collectively, the outlets have about a dozen foreign staff in China. Representatives for the four outlets didn’t immediately respond to a request for comment.

Beijing and Washington have been locked in a media feud that has seen reporters expelled from both countries this year. Beijing has been seeking to limit criticism of the Communist Party, particularly its handling of the coronavirus pandemic in the days after it began spreading in the central Chinese city of Wuhan late last year. The Trump administration, meanwhile, has sought to take a harder stance on Beijing, including curbing Chinese actions seen as inimical to U.S. interests.

Beijing [expelled three Wall Street Journal journalists](#) in February in what it described as retaliation against a headline on an opinion piece that was seen as objectionable by Beijing and many people in China.

In March, the U.S. responded by imposing a personnel cap on four major state-run Chinese media outlets in the U.S., forcing them to reduce their Chinese employees in the U.S. to 100 in total, from 160.

Beijing [retaliated by expelling reporters](#) from the Journal, the New York Times and the Washington Post. In that case, China ordered the newspapers and two other media outlets—**Voice of America** and Time magazine—to submit information about staff, finances, operations and real estate in China.

Washington in May reduced the length of work visas for journalists from mainland China employed by non-U.S. media to a maximum of 90 days. Last month, it also began treating China Central Television, the China News Service, the People's Daily and the Global Times as foreign missions.

Write to Chao Deng at Chao.Deng@wsj.com

Related:

Bloomberg - <https://www.bloomberg.com/news/articles/2020-07-01/china-orders-more-american-news-outlets-to-declare-finances?srnd=politics-yp>

[Foreign Ministry Spokesperson Zhao Lijian's Regular Press Conference on July 1, 2020](#)

Ministry of Foreign Affairs of the People's Republic of China, 2020/07/01

In recent years, the US government has placed unwarranted restrictions on Chinese media agencies and personnel in the US, purposely made things difficult for their normal reporting assignments, and subjected them to growing discrimination and politically-motivated oppression. On February 18, 2020, the US designated five Chinese media agencies, namely, Xinhua News Agency, China Daily Distribution Corporation, China Global Television Network, China Radio International, and distributor for People's Daily in the US Hai Tian Development USA, as foreign missions. In the spirit of reciprocity, China demanded on March 18 that the China-based branches of **Voice of America**, ...

From: (b) (6)
To: (b) (6); Matthew Walsh; Oanh Tran; Marie Lennon; David Kligerman; Grant Turner; Terry Balazs; Shawn Powers; (b) (6); Jeffrey Shapiro; (b) (6); Lillian Cheng; (b) (6); Gary Thatcher; (b) (6); Public Relations; (b) (6); James Reeves; (b) (6); Kelu Chao; Diane Cullo; Emily Pauline Newman; Daniel Hanlon; Logan B. McVey; Jonathan Bronitsky; Michael B. Williams; Andre Mendes; (b) (6)
Cc: USAGM Public Affairs Staff
Subject: Articles FYI
Date: Wednesday, June 24, 2020 9:55:35 AM

The Verge - <https://www.theverge.com/21301542/otf-usagm-michael-pack-lawsuit-congress-open-technology-fund>

Fox News - <https://www.foxnews.com/politics/trump-appointee-head-of-media-agency-sued>

NPR - <https://www.npr.org/2020/06/24/882654831/citing-a-breached-firewall-media-leaders-sue-u-s-official-over-firings>

Daily Beast - <https://www.thedailybeast.com/michael-pack-sued-for-mass-firings-at-us-government-funded-global-media-agency>

The American Conservative - <https://www.theamericanconservative.com/articles/michael-pack-is-right-to-rein-in-state-funded-broadcasters/>

Silicon Angle - <https://siliconangle.com/2020/06/23/concerns-anti-censorship-open-technology-fund-amid-trump-administration-changes/>

Reuters- <https://moneyandmarketswatchdog.com/house-committee-calls-trump-broadcasting-chief-to-testify/>

DW - <https://www.dw.com/en/us-media-agency-reform-triggers-fears-for-global-internet-freedom/a-53917168>

CEIP - <https://carnegieendowment.org/2020/06/24/philippines-is-democracy-s-dystopian-future-pub-82147>

SFRC - <https://www.foreign.senate.gov/press/ranking/release/menendez-requests-inspector-general-probe-into-michael-packs-wednesday-night-massacre>

HFAC - <https://foreignaffairs.house.gov/2020/6/engel-calls-on-new-head-of-usagm-to-testify-before-foreign-affairs-committee>

[Lawsuit Argues Dismissal of Government-Funded Media Employees Was Unlawful](#)

The suit is the first legal action taken against Michael Pack after he fired the

heads of the technology organization and four journalism outlets under his purview last week.

NYT, By Pranshu Verma

- June 23, 2020
- WASHINGTON — An internet freedom nonprofit under the umbrella of the U.S. government's global media agency [filed a lawsuit on Tuesday](#) against the agency's new chief executive, Michael Pack, calling his move last week to replace their top staff and governing board unlawful.

The lawsuit, filed on behalf of the Open Technology Fund, is the first legal action taken against Mr. Pack after he [dismissed the heads of the technology organization and four news outlets](#) under his purview, along with their bipartisan governing boards. The firings drew fierce criticism from Republican and Democratic lawmakers, who suggested Mr. Pack's ties to the Trump administration would turn independently operated organizations into mouthpieces for the White House.

According to the court filing, Mr. Pack, the chief of the United States Agency for Global Media, does not have the legal authority to fire any staff or governing board member of the Open Technology Fund.

MASS FIRINGS

Read [the full lawsuit](#) filed against Michael Pack, the chief of the United States Agency for Global Media.

The lawsuit, filed in the United States District Court for the District of Columbia, also states that in firing the chiefs of Radio Free Europe/Radio Liberty, Radio Free Asia and the Middle East Broadcasting Networks, Mr. Pack violated a "firewall" clause in a federal broadcasting law and agency regulations that shield the government-funded news outlets from political interference and manipulation.

"The law protects the independence of these organizations," said Ben Scott, a plaintiff in the lawsuit who had served on the board of the Open Technology Fund. "We will not stand aside while these principles are trampled."

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The suit asks a federal judge to nullify the firings, claiming that the board members and staff Mr. Pack removed still legally hold their positions.

Aside from the Open Technology Fund and Mr. Scott, plaintiffs in the lawsuit include Michael W. Kempner, Ryan C. Crocker and Karen Kornbluh, all of

whom were dismissed as board members of the U.S. Agency for Global Media and the Open Technology Fund.

Representatives for the U.S. Agency for Global Media could not be immediately reached for comment.

Mr. Pack has yet to name successors of top employees at the news organizations he now oversees. He replaced the bipartisan boards that govern and advise those entities with political appointees of the Trump administration, including himself as chairman. One board member works for a conservative advocacy organization, [Liberty Counsel Action](#).

The actions by Mr. Pack, a conservative filmmaker, raised questions about the editorial independence of the groups given that Mr. Pack is a close ally of Stephen K. Bannon, the former campaign strategist and White House adviser to President Trump who has [pressed Mr. Trump](#) to take charge of the news organizations and reshape them to his purposes.

“What he has done is a great gift to China, Russia and repressive regimes across the world,” Mr. Kempner said. “There are not many gifts bigger than destroying one of the few mechanisms for people to send and receive information within closed press, closed information societies.”

On Tuesday, Senator Bob Menendez of New Jersey, the top Democrat on the Foreign Relations Committee, requested the State Department’s Office of the Inspector General to review whether Mr. Pack violated the law in dismissing the heads of Radio Free Europe/Radio Liberty, Radio Free Asia, the Office of Cuba Broadcasting and the Middle East Broadcasting Networks.

The chief of the Open Technology Fund, Libby Liu, offered her resignation in mid-June. It was accepted by the group’s board that day, and was to go into effect a month later, but Mr. Pack asked for her immediate dismissal last Wednesday.

The group started as a pilot program within Radio Free Asia in 2012. In 2019, Congress allowed it to become an independent nonprofit grantee of the Agency for Global Media. Lawmakers appropriated \$20 million in funding to the group in the 2020 fiscal year.

The organization finances and supports secure internet and encrypted communication technology — like Signal and Tor — in countries with censorship. Since 2012, such tools have allowed over two billion people in 60 countries to gain access to the internet free from censorship and surveillance.

Advocates of internet freedom have pointed to Mr. Pack’s actions as reason to be wary of the Open Technology Fund should it become a partisan arm of the Trump administration. Over 480 human rights groups, news media watchdogs and dissident organizations have [signed a letter](#) urging Congress to protect the fund’s work.

But even if the lawsuit is successful, former employees of the fund are worried that the Agency for Global Media might withhold about \$11 million of the organization's 2020 budget, according to Laura Cunningham, who was removed as president of the Open Technology Fund.

"That money is in limbo right now," she said, noting that without the remaining money, the fund would not "be able to support any new projects going forward."

The lawsuit also asks a federal judge to deny Mr. Pack or his aides the ability to freeze grant funds already allocated to the technology nonprofit and news outlets.

The Republican-led Senate confirmed Mr. Pack's nomination this month along party lines. It had been delayed for years by Senate Democrats.

Last month, the attorney general for the District of Columbia said his office was [investigating whether Mr. Pack](#) illegally enriched himself by sending \$1.6 million from the Public Media Lab, a nonprofit group he oversees, to his for-profit film production company.

Additional coverage:

Reuters: <https://www.reuters.com/article/us-usa-trump-broadcasting-idUSKBN23U2TV>

Axios - <https://www.axios.com/falun-gong-us-agency-global-media-001fcf52-95fa-43de-b0c7-0cd7cfc2918f.html>

- relate: <https://twitter.com/mradamtaylor/status/1275454622987980800?s=12>

The Verge - <https://www.theverge.com/2020/6/23/21300424/open-technology-fund-usagm-circumvention-tools-china-censorship-michael-pack>

The Hill - <https://thehill.com/homenews/house/504063-house-democrat-calls-on-us-media-agency-head-to-testify-about-firings>

CNBC - <https://www.cnn.com/2020/06/23/bob-menendez-calls-for-inspector-general-to-investigate-michael-pack.html>

EFF - <https://www.eff.org/deeplinks/2020/06/otfs-work-keep-internet-free-and-open-successful-dont-throw-it-away>

EA News - <https://eastautonews.com/bob-menendez-calls-for-inspector-general-to-investigate-michael-pack-east-auto-news/>

VOA - <https://www.voanews.com/usa/key-us-lawmaker-calls-new-government-media-chief-testify>

Atlantic Council (blog) - <https://www.atlanticcouncil.org/blogs/new-atlanticist/us-government-broadcasters-have-long-advanced-the-cause-of-freedom-now-theyre-under-threat/>

Global Government Forum - <https://www.globalgovernmentforum.com/trumps-new-overseas-broadcast-head-sacks-network-chiefs-and-advisory-boards/>

Wonkette.com - <https://www.wonkette.com/donald-trump-may-finally-have-his-very-own-propaganda-network-it-used-to-be-voice-of-america>

Moyers for Democracy - <https://billmoyers.com/story/how-trump-really-is-the-voice-of-america/>

WIBQ - <https://wibqam.com/2020/06/23/u-s-house-committee-calls-trump-broadcasting-chief-to-testify/>

U.S. Designates Four More Chinese News Organizations as Foreign Missions

The move brings to nine the total number of Chinese state-run news organizations that the State Department has designated with that label. China will most likely retaliate.

NYT, By **Edward Wong**

- June 22, 2020
-

[阅读简体中文版](#) [閱讀繁體中文版](#)

WASHINGTON — The Trump administration announced on Monday that it was designating [four more](#) Chinese state-run media organizations that have operations in the United States [as foreign missions](#), in a new round of restrictions likely to lead to some form of retaliation from China.

State Department officials said they were taking the action to make it clear to American citizens that the organizations are viewed by the U.S. government as propaganda organs for a foreign government. The groups will be asked to send to the department a complete roster of employees in the United States and a list of their real estate holdings.

David R. Stilwell, the assistant secretary for East Asia and the Pacific, declined to say in a telephone briefing with reporters what actions the United States might then take based on that information.

The move is part of broader efforts by some Trump administration officials to [counter aggressive policies by China](#), though President Trump himself [has undermined the campaign](#) at times and has pleaded with Xi Jinping, the Chinese leader whom he describes fondly on Twitter, to help ensure his re-election, according to a new book by John R. Bolton, Mr. Trump's former national security adviser.

In February, after the first round of such designations of Chinese news organizations, and after a move by China to [expel three journalists](#) for The Wall Street Journal, the Trump administration imposed visa quotas on the five organizations that it had labeled functionaries of a foreign government.

That meant cutting the visas of 60 foreign employees. The Chinese government then [expelled American journalists](#) for The New York Times, The Washington Post and The Wall Street Journal. That action resulted in the departures of about 13 journalists from China. The four organizations designated Monday are China Central Television, China News Service, People's Daily and Global Times.

"These entities are not independent news organizations," Mr. Stilwell said, adding that they were "substantially owned or effectively controlled" by the Chinese Communist Party or the Chinese government.

China Central Television is the main state-run television network in China. Its main overseas arm, China Global Television Network, or CGTN, was listed in the first round of designations in February.

People's Daily is the main Communist Party newspaper. In the February designations, the State Department named a related company, Hai Tian Development USA, which distributes the newspaper in the United States.

Global Times is a nationalistic newspaper that is not an official outlet for party statements in the same way People's Daily is, but it is owned by People's Daily. Its editor in chief, Hu Xijin, is [outspoken on Twitter](#), where he often criticizes the foreign policy of the United States.

China News Service is the second-largest news agency in China, behind Xinhua, which the State Department designated in February.

The State Department [also designated](#) that month China Daily Distribution Corporation, an arm of China's official English-language newspaper, and China Radio International.

Mr. Stilwell said the State Department did not have numbers on foreign employees who currently work for the four newly designated organizations.

He added that although American officials were concerned about Chinese propaganda, the administration had no plans to cut off distribution channels for the state-run news organizations.

The telephone briefing on press freedoms in China and the United States [turned testy](#) when a Reuters reporter tried to ask Mr. Stilwell a question about Mr. Bolton's book and the administration's China policy. Morgan Ortagus, a State Department spokeswoman, said the question was inappropriate and told the AT&T operator to "mute that line." After a Bloomberg News reporter tried following up by asking about that action in the context of press freedoms, she said his question was "offensive."

In recent years, China has intensified its efforts to coerce foreign news organizations into self-censoring their coverage. Notably, the Chinese Foreign Ministry has increasingly refrained from issuing visas to news organizations whose reporting it deems too critical or shortened the length of time of visas or residency permits issued to correspondents, from the standard one-year period to as brief as one month. The Chinese government did this to Times journalists, among others, before expelling almost all of them in March.

OF INTEREST:

[EU prepares to ban American travelers as borders reopen on July 1](#)

Axios, Jacob Knutson

Travelers around the world have been banned from traveling to the EU since mid-March, but countries have been starting to lift travel restrictions to fellow member states within the bloc over the past few weeks.

The final decision on which countries will be excluded from the EU's **list of admissible travelers is expected early next week, before the bloc reopens on July 1.**

[POLITICO Playbook PM](#)

By [ANNA PALMER](#), [JAKE SHERMAN](#), [ELLOKUN](#) and [GARRETT ROSS](#) 06/23/2020
01:00 PM EDT

NSC ARRIVAL LOUNGE -- Paul Bresson is now director for strategic comms at the NSC. He previously was unit chief in the FBI's office of public affairs.

From: (b) (6)
To: [Jonathan Bronitsky](#)
Cc: (b) (6)
Subject: Articles/ICYMI
Date: Tuesday, June 23, 2020 4:39:26 PM

[A new Trump appointee has put internet freedom projects in crisis mode](#)

'There are so many countries and individuals who need this support right now,' says former OTF president

The Verge, By Russell Brandom Jun 23, 2020, 11:55am EDT

Politics

[Sen. Bob Menendez calls for State Department inspector general to investigate federal media CEO Michael Pack](#)

CNBC, Published Tue, Jun 23 2020 11:00 AM EDT

Brian Schwartz

@schwartzbcNBC

[House Democrat calls on US media agency head to testify about firings](#)

The Hill, By Laura Kelly - 06/23/20 10:48 AM EDT

Additional coverage:

Reuters: <https://moneyandmarketswatchdog.com/house-committee-calls-trump-broadcasting-chief-to-testify/>

VOA - <https://www.voanews.com/usa/key-us-lawmaker-calls-new-government-media-chief-testify>

Atlantic Council (blog) - <https://www.atlanticcouncil.org/blogs/new-atlanticist/us-government-broadcasters-have-long-advanced-the-cause-of-freedom-now-theyre-under-threat/>

Global Government Forum - <https://www.globalgovernmentforum.com/trumps-new-overseas-broadcast-head-sacks-network-chiefs-and-advisory-boards/>

Wonkette.com - <https://www.wonkette.com/donald-trump-may-finally-have-his-very-own-propaganda-network-it-used-to-be-voice-of-america>

Moyers for Democracy - <https://billmoyers.com/story/now-trump-really-is-the-voice-of-america/>

WIBQ - <https://wibqam.com/2020/06/23/u-s-house-committee-calls-trump-broadcasting-chief-to-testify/>

OTF:

Axios - <https://www.axios.com/falun-gong-us-agency-global-media-001fcf52-95fa-43de-b0c7->

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[0cd7cfc2918f.html](#)

EFF - <https://www.eff.org/deeplinks/2020/06/otfs-work-keep-internet-free-and-open-successful-dont-throw-it-away>

U.S. Designates Four More Chinese News Organizations as Foreign Missions

The move brings to nine the total number of Chinese state-run news organizations that the State Department has designated with that label. China will most likely retaliate.

NYT, By [Edward Wong](#)

- June 22, 2020
-

[阅读简体中文版](#) [閱讀繁體中文版](#)

WASHINGTON — The Trump administration announced on Monday that it was designating [four more](#) Chinese state-run media organizations that have operations in the United States [as foreign missions](#), in a new round of restrictions likely to lead to some form of retaliation from China.

State Department officials said they were taking the action to make it clear to American citizens that the organizations are viewed by the U.S. government as propaganda organs for a foreign government. The groups will be asked to send to the department a complete roster of employees in the United States and a list of their real estate holdings.

David R. Stilwell, the assistant secretary for East Asia and the Pacific, declined to say in a telephone briefing with reporters what actions the United States might then take based on that information.

The move is part of broader efforts by some Trump administration officials to [counter aggressive policies by China](#), though President Trump himself [has undermined the campaign](#) at times and has pleaded with Xi Jinping, the Chinese leader whom he describes fondly on Twitter, to

help ensure his re-election, according to a new book by John R. Bolton, Mr. Trump's former national security adviser.

In February, after the first round of such designations of Chinese news organizations, and after a move by China to [expel three journalists](#) for The Wall Street Journal, the Trump administration imposed visa quotas on the five organizations that it had labeled functionaries of a foreign government.

That meant cutting the visas of 60 foreign employees. The Chinese government then [expelled American journalists](#) for The New York Times, The Washington Post and The Wall Street Journal. That action resulted in the departures of about 13 journalists from China.

The four organizations designated Monday are China Central Television, China News Service, People's Daily and Global Times.

"These entities are not independent news organizations," Mr. Stilwell said, adding that they were "substantially owned or effectively controlled" by the Chinese Communist Party or the Chinese government.

China Central Television is the main state-run television network in China. Its main overseas arm, China Global Television Network, or CGTN, was listed in the first round of designations in February.

People's Daily is the main Communist Party newspaper. In the February designations, the State Department named a related company, Hai Tian Development USA, which distributes the newspaper in the United States.

Global Times is a nationalistic newspaper that is not an official outlet for party statements in the same way People's Daily is, but it is owned by People's Daily. Its editor in chief, Hu Xijin, is [outspoken on Twitter](#), where he often criticizes the foreign policy of the United States.

China News Service is the second-largest news agency in China, behind Xinhua, which the State Department designated in February.

The State Department [also designated](#) that month China Daily Distribution Corporation, an arm of China's official English-language newspaper, and China Radio International.

Mr. Stilwell said the State Department did not have numbers on foreign employees who currently work for the four newly designated organizations.

He added that although American officials were concerned about

Chinese propaganda, the administration had no plans to cut off distribution channels for the state-run news organizations.

The telephone briefing on press freedoms in China and the United States [turned testy](#) when a Reuters reporter tried to ask Mr. Stilwell a question about Mr. Bolton's book and the administration's China policy. Morgan Ortagus, a State Department spokeswoman, said the question was inappropriate and told the AT&T operator to "mute that line." After a Bloomberg News reporter tried following up by asking about that action in the context of press freedoms, she said his question was "offensive."

In recent years, China has intensified its efforts to coerce foreign news organizations into self-censoring their coverage. Notably, the Chinese Foreign Ministry has increasingly refrained from issuing visas to news organizations whose reporting it deems too critical or shortened the length of time of visas or residency permits issued to correspondents, from the standard one-year period to as brief as one month. The Chinese government did this to Times journalists, among others, before expelling almost all of them in March.

From: (b) (6)
To: [Jonathan Bronitsky](#)
Cc: (b) (6)
Subject: Call from a member of the public - requesting a return call
Date: Friday, July 10, 2020 2:59:17 PM

Hello Jonathan, the gentleman below, (b) (6), would like to speak with a USAGM rep. I told him I'd pass his request to USAGM managers.
thanks (b) (4)

From: (b) (6)
Sent: Friday, July 10, 2020 2:47 PM
To: (b) (6)
Subject: Re: CEO's contact info

Yes we pls.
Thx (b) (4)

Get [Outlook for iOS](#)

From: (b) (6)
Sent: Friday, July 10, 2020 2:46:59 PM
To: (b) (6)
Subject: Fw: CEO's contact info

Hi (b) (6), I think this might be one from Jonathan.

(b) (6) just called. He'd like to talk with someone to express his concern about Mr. Pack's decision re: visas.

I believe he said he's former military and has some congressional connections in his family.

I offered our pubaff mailbox as a way to submit his comments/concerns but he said he'd prefer to talk with someone. Oh, and he promised to be polite.

He can be reached at (b) (6). His email is (b) (6)

Should I forward this to Johnathan?

thx, (b) (4)

From: (b) (6)
Sent: Monday, June 29, 2020 9:51 AM

To: (b) (6)

Subject: Fwd: CEO's contact info

We can go over these later. Heading in the office now.

Get [Outlook for iOS](#)

From: Jonathan Bronitsky (b) (6)

Sent: Monday, June 29, 2020 9:34:17 AM

To: (b) (6)

Cc: Diane Cullo (b) (6)

Subject: RE: CEO's contact info

Good morning, (b) (6).

I trust your judgement. If the inquiry is substantive, please feel to provide my email address. Otherwise, offer (b) (6)

Thanks!

From: (b) (6)

Sent: Friday, June 26, 2020 6:11 PM

To: Jonathan Bronitsky (b) (6) >

Cc: Diane Cullo (b) (6)

Subject: RE: CEO's contact info

External requests.

From: Jonathan Bronitsky (b) (6)

Sent: Friday, June 26, 2020 5:28 PM

To: (b) (6)

Cc: Diane Cullo (b) (6)

Subject: RE: CEO's contact info

Are they mainly internal or external requests?

From: (b) (6)

Sent: Friday, June 26, 2020 4:44 PM

To: Jonathan Bronitsky (b) (6)

Cc: Diane Cullo (b) (6)

Subject: CEO's contact info

Hi Jonathan,

We have some requests in for the CEO's email address.

We typically send those requests to the front office for triage. OK to give your email address? Or Diane's?

-- Thx

(b) (6)

From: [Michael Lipin](#)
To: [Jonathan Bronitsky](#)
Subject: Fw: Goodbye...
Date: Wednesday, September 16, 2020 12:28:05 PM
Attachments: [VOA 2016-2020 \(6-15-20\).pdf](#)

FYI!

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 11:18 AM
To: VOA Notices (b) (6)
Subject: Goodbye...

June 15, 2020

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your passionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one

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of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

Amanda and Sandy

From: [Andre Mendes](#)
To: [Emily Pauline Newman](#); [Michael Pack](#); [Jonathan Bronitsky](#); [Michael B. Williams](#); [Diane Cullo](#)
Subject: FW: USAGM, VOA and OCB Freeze Info
Date: Monday, June 22, 2020 6:58:43 AM
Attachments: [Critical Requirements ALL 6.15.20.xlsx](#)
[Critical Requirements JUNE ONLY.xlsx](#)
[Technical Migrations Summary June 2020.docx](#)
[Critical HR Actions.msg](#)

Hi Emily:

Here is the full set of lists.

I am familiar with the overwhelming majority of it and asked for details on 4 items that I did not recognize.

Regarding the blanket approval for Content distribution expenses, it was part of my report at the Staff Meeting on Friday.

Disrupting the global content distribution network (satellites, FMs, SW, MW, etc.) is nothing we can afford to do and my confidence level in Terry Balazs and the TSI organization could not be any higher. He was my deputy for 8 years and I trust him implicitly.

I authorized the ones that were "Friday Critical" and held the other ones until this AM.

Be glad to discuss any of them when you get in.

Also, as mentioned at the staff meeting, we need to make sure that the Grantee agreements for RFA and MBN are signed today. The Agency keeps them on a very short leash on funds.

Best,

André

From: Matthew Walsh (b) (6)
Sent: Thursday, June 18, 2020 3:40 PM
To: Andre Mendes (b) (6)
Cc: Matthew Walsh (b) (6); Marie Lennon (b) (6); Terry Balazs (b) (6); Grant Turner (b) (6); Shawn Powers (b) (6)
Subject: USAGM, VOA and OCB Freeze Info

Andre,

Attaching all of the federal-side data related to the requested HR, contracting, and technical freezes. Short explainers; happy to walk through any of this on the phone or in person:

- 1) **HR:** See the attached e-mail to Emily/Diane from earlier this week re: all of the HR info. Sending this to you as well in case you want to take a look; we have not discussed yet with Emily or Diane. CCing Marie, as she and her team pulled this together.
- 2) **Contracting:** Two spreadsheets that lay out all of the contracting info. "Critical Requirements ALL" is a pivot table that simply includes all contracting actions in the pipeline between this week and the end of the current FY. This is just listed alphabetically and not arranged at all by priority. "Critical Requirements JUNE ONLY" includes just those contracts coming up for payment/obligation this month, organized by week. There are some items that are time sensitive. I think after you take a look it might be easiest if Marie took the lead in walking you through the most critical items (her Contracting team pulled this together). I pasted instructions at the bottom of this e-mail on how to navigate the pivot tables in case anyone needs that.
- 3) **Technical Migrations:** The attached Word doc "Technical Migrations Summary June 2020" is pretty self-explanatory. Simply, it's the four major production/distribution tech "migrations" that are underway. Pulled together by TSI (Terry, J.R. (CIO), and Barbara) with input from (b) (CTO) as well.

Cheers, Matt

Pivot Table Instructions:

1. Open spreadsheet to see a summary sheet showing monthly requirements by entity.
2. Click "+" under entity name to access a detailed list of critical contracts by office.
3. Double-click the amount next to any contract name/function to access a full description of the contract you would like to view.
4. To see a listing of all requirements with full details, click the "critical requirements detail" tab.

From: Jonathan Bronitsky
To: Sam Dewey
Subject: Fwd: Amanda Bennett's farewell email and accomplishments
Date: Wednesday, September 16, 2020 12:14:00 PM
Attachments: Bennett Sugawara VOA Resignation 6-15-20.pdf
VOA 2016-2020 (6-15-20).pdf

From: Michael Pack (b) (6)
Sent: Saturday, July 25, 2020 10:54:59 AM
To: Emily Pauline Newman (b) (6); Diane Cullio (b) (6); Morvared Namdarkhan (b) (6); Andre Mendes (b) (6); Jonathan Bronitsky (b) (6)
Cc: CEO2016 (b) (6)
Subject: Amanda Bennett's farewell email and accomplishments

I somehow missed this email when it came in; it was in the wrong folder I thought you might all find it interesting

Best,
Michael

Begin forwarded message:

From: Amanda Bennett (b) (6)
Subject: Fw: RESIGNATION – COPY
Date: June 15, 2020 at 9:28:45 AM EDT
To: (b) (6)
Cc: Sandy Sugawara (b) (6)

FYI

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:19 AM
To: Michael Pack (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

Michael Pack

(b) (6)

From: [Jonathan Bronitsky](#)
To: [Emily Pauline Newman](#)
Subject: Matt Pottinger
Date: Friday, June 19, 2020 12:12:00 PM

Matthew Pottinger is an American former journalist and [U.S. Marine Corps](#) officer who has served as the [United States Deputy National Security Advisor](#) since September 22, 2019.

Early life^[edit]

Pottinger is the son of author and former Department of Justice official [J. Stanley Pottinger](#).^[2] He was educated at [Milton Academy](#) and is a schoolmate and childhood friend of fellow journalist [John Avlon](#).^{[3][4][5]} Pottinger graduated from the [University of Massachusetts Amherst](#) with an undergraduate degree in [Chinese studies](#); he is fluent in [Mandarin](#).^[6]

Journalistic career^[edit]

Before he joined the [United States Marine Corps](#), Pottinger worked as a journalist for [Reuters](#) between 1998 and 2001.^{[7][2]} Then he moved to [The Wall Street Journal](#) until his retirement from journalism in 2005.^[2] His stories won awards from the Society of Publishers in Asia and were nominated for the [Pulitzer Prize](#). He covered a variety of topics, including the [SARS epidemic](#) and the [2004 Indian Ocean earthquake and tsunami](#); in the latter assignment, he met United States Marines and was inspired by their courage.^{[7][2]} He spent seven years reporting in [China](#).^{[8][9]}

Military career^[edit]

In September 2005 Pottinger joined the Marine Corps and served as a [military intelligence](#) officer.^[2] He was over-aged and out of shape when he joined. To meet the physical qualifications, he worked out with a Marine officer who was living in Beijing.^[2] He served three deployments: one in [Iraq](#) from April to November 2007, and two in [Afghanistan](#) from November 2008 to May 2009 and July 2009 to May 2010.^[10] On his second tour in Afghanistan, he met [U.S. Army](#) General [Michael T. Flynn](#), with whom he co-wrote a report.^{[2][11]} The report, published in January 2010 through the [Center for a New American Security](#), was titled *Fixing Intel: A Blueprint for Making Intelligence Relevant in Afghanistan*.^[12] After he left active service, Pottinger worked in [New York City](#), including for the [hedge fund Davidson Kempner Capital Management](#).^[2]

Political career^[edit]

A 2018 [Politico](#) profile described Pottinger as "a fairly typical conservative internationalist" who "has never been a Trump-style #MAGA conservative" and who donated to both Democrats and Republicans.^[13] In 2017, he was hired as a member of the [U.S. National Security Council](#) of the [administration](#) of [Donald Trump](#).^{[14][15][16]} Michael Flynn, whom Pottinger had worked for in the military, made him the NSC's Asia director, and he remained in his position under [H. R. McMaster](#) and [John R. Bolton](#).

In 2018, after a proposed summit with North Korea had been cancelled,^[17] *The New York Times*

reported that "a senior White House official told reporters that even if the meeting were reinstated, holding it on June 12 would be impossible, given the lack of time and the amount of planning needed."^{[18][19]} The President subsequently alleged that the *New York Times* had made up the existence of the unnamed White House official,^[20] on Twitter, journalist [Yashar Ali](#) later posted audio of Pottinger giving the officially organized background briefing cited by the *Times*,^[21] in which, without actually using the word "impossible", he responded to a reporter's question about the feasibility of the originally scheduled date by saying "We've lost quite a bit of time that we would need" and "June 12th is in ten minutes."^{[22][13]}

In his NSC position, Pottinger advocated a tough stance on China that combined trade policy with national security.^{[13][23]} In September 2019, newly installed National Security Advisor [Robert C. O'Brien](#) named Pottinger [Deputy National Security Advisor](#).^[24]

Personal life^[edit]

Pottinger is married to Dr. Yen Pottinger and has two children.^[25]

U.S.

Meet Captain Matt Pottinger, United States Marine Corps

PETER OSNOS

April 5, 2011



Matt Pottinger is a sandy-haired, 37-year-old man whose easy manner and charm provide cover for a remarkable biography and a very important set of messages about the wars the United States is fighting in Iraq and Afghanistan. After a tour in Iraq as an intelligence officer with an infantry battalion in the initial troop surge and two tours in Afghanistan, including as adviser to a senior general with whom he collaborated on a controversial paper critical of intelligence gathering, Pottinger is now on "individual ready reserve." He is this year's Edward R. Murrow Fellow at The Council on Foreign Relations, which is intended to give returning foreign correspondents a chance to reflect on their years abroad. Pottinger qualifies for the fellowship because he joined the Marines in 2005 after a decade as a reporter, which culminated in his work at the Beijing bureau of the *Wall Street Journal*. As a respected reporter, he traveled widely in the Chinese countryside and covered the horrific tsunami in South Asia in 2004.

Pottinger was 32 when he decided to join the Marines, years older than most entrants to Officer Candidate School, and he spent months in Beijing getting his body in shape. Marine OCS is a grueling process intended--explicitly--to force out as many of the young men as possible (women are trained separately) so that those who complete the 10 weeks of boot camp are considered ready for the next stage of training and ultimately deployment to the war zones. Pottinger says that 40 percent of his class at OCS left before it was over. Having made the commitment to serve, Pottinger had to submerge many of the traits that brought him to the Marines in the first place. "I learned to be very, very humble," he said in one of our conversations, accepting the notion that he had to endure the torments of experienced Marine drill instructors to gain the mental and physical toughness that are essential qualities for leadership. The independent thinking that good correspondents develop had to be replaced with unquestioning obedience to rapid-fire commands.

As an undergraduate at the University of Massachusetts, Pottinger studied Chinese, which was how he landed at Reuters and the *Wall Street Journal*. While his journalism career was progressing, Pottinger started to develop an idealized role the U.S. military could play in global conflicts. Covering the tsunami, for instance, he encountered the enormous humanitarian contribution being made by Americans, including Marine units returning from Iraq deployments. In China, he came up against police state excesses, especially when he traveled to demonstrations in the countryside. Long hours being interrogated by local authorities reinforced his sense that he should find a way to serve American democratic principles, even as he understood that these were often undermined by realities on the ground in war zones. After his basic and infantry training, Pottinger became an intelligence specialist. While on stand down in Okinawa after his first Afghanistan tour, Pottinger's reports caught the attention of top commanders, and he was recruited to work with Maj. Gen. Michael T. Flynn, then the deputy chief of staff for intelligence under Gen. Stanley McChrystal.

I cannot do justice to the development of Pottinger's ideas in snippets from several interviews, but fortunately, as he closed out his second Afghan tour, he was co-author with Flynn and Paul D. Batchelor of the Defense Intelligence Agency of an [extensive analysis](#) called "Fixing Intel: A Blueprint for Making Intelligence Relevant in Afghanistan." The unclassified report was eventually released by the Center for a New American Security, a Washington think tank. It attracted both accolades for its candor and criticism from those, especially in the Pentagon, who challenged its judgments. Pottinger's personal appraisal about the inadequacies of intelligence, as I heard him describe them, reflect his background as a journalist. The best of reporting, he says, even in this digital age, comes from experienced print journalists who take the time to embed with military units in the field and, when they can, in local communities. Their stories can provide senior officers with a coherent sense of the situation in contested areas that often goes beyond the collated data

that makes its way through the bureaucracy to policymakers.

Recently, Pottinger [spoke](#) to students at the [Miller Center for Public Affairs at the University of Virginia](#) in which he described in compelling detail why he joined the Marines and what he had learned in his three combat tours. Iraq and Afghanistan are now among America's longest wars. Moreover, with turbulence spreading across the Middle East and North Africa, particularly the Libyan military operation, it is next to impossible to gauge the long-term consequences of America's intervention in the region. But a defining characteristic of these conflicts, as distinct from the Vietnam era, is that even critics of the wars show respect for the young men and women who have volunteered to fight in them.

Pottinger is still absorbing the experience of his years at war. He is a recipient of the Bronze Star and other decorations. As a reserve officer, he can be called up at any time. You may not agree with everything Pottinger says about these conflicts, and my sense is that there are those in the Pentagon who think he has been too outspoken in his papers and public appearances. But he has served his country bravely. He is now reporting back to those of us who remain uneasy about the outcome of these wars without clear endpoints. I salute Capt. Matt Pottinger and hope our leaders and the public can take advantage of his insights. He has earned the right to those views at great risk to himself and out of devotion to American ideals.

[Politics](#)

Matthew Pottinger faced Communist China's intimidation as a reporter. He's now at the White House shaping Trump's hard line policy toward Beijing.

In February, as President Trump was projecting confidence that China's Xi Jinping had the [coronavirus](#) under control, his deputy national security adviser Matthew Pottinger received some alarming information. The virus was spreading beyond China's borders, and so, U.S. officials warned, was a disinformation campaign from the Communist Party in Beijing.

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Chinese leaders, Pottinger believed, were engaging in a massive coverup and a "psychological warfare" operation to obscure the origins of the virus and deflect blame, according to people with knowledge of his thinking. U.S. intelligence officials were picking up signs that Chinese operatives were deliberately sowing disinformation, including state media manipulating stories to change key facts, the people said.

Pottinger urged Trump and other senior officials to brand the virus with a label so that there would be no mistaking its origins: the Wuhan virus.

The episode illustrates the quiet but potent influence of the White House's foremost China expert, whose personal experience as a journalist in that country two decades ago left him deeply distrustful of the regime in Beijing and is now shaping the administration's hard line posture.

Pottinger's push to use the term "Wuhan virus" has reverberated. Trump, eager to deflect blame over [his own handling of the virus](#), escalated the rhetoric by using "Chinese virus." Secretary of State Mike Pompeo [angered allies](#) in March when he pressured Group of Seven nations to sign a collective statement employing "Wuhan virus," a demand they refused. Liberals called the language racist.

To Pottinger, the critics missed the point: China's state media had named the virus for Wuhan for weeks before suddenly pressuring the World Health Organization to formally name it covid-19. Beijing needed to own it.

Pottinger believes Beijing's handling of the virus has been "catastrophic" and "the whole world is the collateral damage of China's internal governance problems," said a person familiar with his thinking, who, like others, spoke on the condition of anonymity to discuss his views.

After first joining the Trump administration in 2017 as senior director of the National Security Council's Asia division, Pottinger, 46, is now a pivotal player in the Trump administration's attempts to reorient U.S. policy on China toward a more confrontational approach, according to multiple people familiar with his role.

In 2017, he helped craft the administration's national security strategy document that formally named China as [a strategic competitor](#), labeling Beijing a "revisionist power."

In private, Pottinger has described Xi as steering China's authoritarian system toward a more dangerous "totalitarianism," seeking to implement Orwellian-style controls over most aspects of society.

In an interview last fall, H.R. McMaster, who served as Trump's second national security adviser, called Pottinger "central to the biggest shift in U.S. foreign policy since the Cold War, which is the competitive approach to China."

Pottinger declined to comment on his role. The White House declined to comment.

Since the earliest days of the pandemic's arrival in the United States, Pottinger has been conferring with his older brother Paul, a virologist at the University of Washington who treated patients stricken in the country's first viral outbreak, according to people familiar with their conversations. He has passed on those front-line observations to the White House coronavirus task force led by Vice President Pence.

It was Pottinger who first proposed to Trump a plan to shut down some flights from China in late January, the people said. In March, he led a review that culminated in the State Department [slashing the number of visas for Chinese journalists](#) under the rationale that they worked for state-backed propaganda outlets at a time when Beijing

USAGM-20-1819-B-000218

was cracking down on foreign reporters. China went on to expel journalists from U.S. publications, including The Washington Post.

Pottinger also supported Trump's decision this month to [freeze U.S. funding to the WHO](#) over charges that it failed to hold China to account and muzzled Taiwan's earlier warnings in December about the virus that started in China. He is overseeing an internal administration review to present options to the president for how to proceed.

His influence has limits. Pottinger is among a disparate group of advisers promoting often contradictory approaches toward China, which, along with Trump's own competing impulses, have created a whiplash effect on U.S. policy.

The consequences are playing out in real time as the two world powers have clashed, hampering the international response to the global health and economic emergency. Late last month, Trump and Xi held a phone call to de-escalate tensions, pledging to cooperate on global supply chains.

They eased off the most inflammatory rhetoric, but Trump's move to punish the WHO has alarmed global health officials who are concerned it could hamper international coordination.

Behind the scenes, Pottinger has pushed intelligence agencies to explore [the theory](#), popular among conservatives, that the pathogen was accidentally released by a virology lab in Wuhan, rather than a wild animal market. So far, that theory has not been proved, but Pottinger believes there is more circumstantial evidence in favor of the lab explanation, said people with knowledge of his views.

He and like-minded State Department aides have warned outside China experts, who had criticized the administration's use of "Wuhan virus," that they should remain skeptical of Beijing's motives. Their message amounted to a warning that more damaging information would come out about Beijing's handling of the pandemic, according to four people on the calls.

In [a Foreign Affairs essay](#) last month, Kurt M. Campbell, who served as a high-level Asia policy official in the Obama administration, wrote that the Trump administration should seek avenues of cooperation with China during the pandemic rather than "getting consumed by a war of narratives about who responded better."

"Most countries coping with the challenge would rather see a public message that stresses the seriousness of a shared global challenge and possible paths forward," Campbell and co-author Rush Doshi wrote. "And there is much Washington and Beijing could do together for the world's benefit."

Covering the regime

Pottinger arrives for the opening ceremony of the Belt and Road Forum at the China National Convention Center in Beijing on May 14, 2017. (Mark Schiefelbein/AP)

Pottinger, who has a wife and two children, was not well known among Washington's

foreign policy elite when he joined the Trump administration, but government service runs in the family. His father, Stanley, served in the civil rights division in the Justice Department in the Nixon and Ford administrations.

The journalist Bob Woodward has said Stanley Pottinger discovered that FBI official Mark Felt was the Deep Throat source of Watergate fame during an unrelated federal prosecution in 1976. Stanley informed his teenage son of the secret after Matthew asked him to arrange a phone call with Woodward to explore his interest in journalism, associates said.

But Stanley never revealed Felt's identity to his son.

Pottinger learned his own lessons about the sanctity of sources and the dangers of a paranoid government as a journalist in China, working for Reuters, then the Wall Street Journal in the late 1990s and early 2000s.

In a personal essay for the Journal in 2005, he [described](#) being videotaped by Chinese police, flushing notes down a toilet to hide them from authorities and being roughed up "by a government goon" at a Starbucks in Beijing.

In the early 2000s, Pottinger covered the SARS outbreak, and in 2004, after the virus had been largely contained, he wrote a story for the Journal about a small resurgence tied to a safety accident at a lab — an event that associates said colors his views of the current crisis.

Paul Eckert, a former Reuters journalist who worked with Pottinger in China, said Pottinger was among the many correspondents who "tend to sour on China. On a deeper level, you have affection for the culture and people. But then the regime gets to you over time."

Pottinger's fears of Beijing's efforts to control information have influenced his work at the White House. Last year, he was among a cohort of NSC aides who helped shepherd Trump's decision to place Huawei, a giant Chinese telecom equipment-making firm that provides 5G networks, on [the Commerce Department's entity list](#), making it very difficult for U.S. companies to do business with it.

At [a forum in India](#) in January, Pottinger explained the action by citing the company's unfair Chinese government subsidies. But the real threat, he said, was that allowing Huawei into the country would be akin to Ronald Reagan and Margaret Thatcher agreeing to let the KGB, the Soviet Union's spy agency, build telecommunications networks during the Cold War.

"Do you want it to be provided by suppliers that are beholden to regime-centric governments that are accountable to no one? Or do you want them to spring from citizen-centric societies that actually obey the rule of law?" he said. "That's really the proposition before us."

Pottinger left journalism in 2005 to join the U.S. Marine Corps, where he served in Iraq and Afghanistan as an intelligence officer. In his [essay for the Journal](#), he said he

was inspired to make the career change after viewing an “obscene” video of an American being beheaded by a terrorist in Iraq.

At 31, Pottinger was older than a typical officer candidate — and out of shape. He trained, friends said, by running along the Great Wall outside Beijing. At officer candidates school in Quantico, VA, the drill instructor learned of Pottinger’s background in China and challenged him to sing the first verse of the Marines’ Hymn in Mandarin, which he did loudly, if not gracefully.

It was in Afghanistan that Pottinger caught the attention of Lt. Gen. Michael Flynn, who was overseeing intelligence, and the two men collaborated on [an influential report](#) in 2010 that was highly critical of the military’s intelligence-gathering methods.

Flynn became a prominent Trump surrogate in 2016 and, after the election, was named his first national security adviser. He recruited Pottinger, then working at a New York hedge fund, to join the transition team at Trump Tower.

Navigating power centers

President Trump, Pottinger and then-White House Chief of Staff John F. Kelly meet veterans on the sidelines of the Asia-Pacific Economic Cooperation leaders’ summit in the central Vietnamese city of Danang on Nov. 10, 2017. (AFP/Getty Images)

On China, Trump has vacillated between the moderate views of his economic advisers, including senior adviser Jared Kushner, National Economic Council Director Larry Kudlow and Treasury Secretary Steven Mnuchin, who favor cooperation on trade, and the hard-liners such as Stephen K. Bannon, who left in summer 2017, and trade adviser Peter Navarro, who have pushed toward a decoupling of the world’s two largest economies.

The moderates are sometimes referred to as “KKM,” a powerful bloc that generally resists the more aggressive instincts of Pottinger and the superhawk Navarro.

Pottinger falls on the scale closer to the hard-liners, but he is less ideological and has maintained a military-style respect for the chain of command, content to stay out of the spotlight and careful not to upstage the bigger personalities in the West Wing, associates said.

Those traits have helped him outlast three national security advisers and rise, last summer, to the deputy position under the fourth, Robert C. O’Brien.

“Matt has an extraordinary sense of caution that, ‘Let’s not push something unless the president clearly has approved it.’ This is different from other members of White House staff,” said Michael Pillsbury, a Hudson Institute analyst on China who was on the transition team. “Matt has also fashioned alliances and worked closely with different ideological camps.”

Unlike some Trump aides, Pottinger has a good working relationship with key Democrats, but some have criticized the administration’s lurch toward a combative posture with Beijing without hewing to a broader strategic plan.

“The problem is the distance between the strategy as [Pottinger] would conceive of it and what is actually coming out as U.S. policy,” said Ely Ratner, who is executive vice president at the Center for a New American Security and worked as a high-ranking adviser to [Joe Biden](#) when Biden was vice president. “Acting in a confrontational, unilateral way is not going to be effective unless you’re coordinating with your allies, and making the necessary investments in the United States to maintain American competitiveness and put forward an alternative to China. And they’re not doing those things.”

As Asia director, Pottinger kept in his office a large whiteboard mapped out with a highly detailed accounting of China’s growing global influence. The diagram was labeled with military-style buzzwords such as “Lines of Effort” and “Strategic Goals,” according to people who saw it.

A former NSC colleague called it a scorecard of all the ways “the Chinese Communist Party was attacking the West — and how we could fight back.”

Yet Trump has complicated the efforts with his inconsistent messages on Beijing and his regular praise of Xi. Pottinger met with the [families of Chinese dissidents](#) at the Eisenhower Executive Office Building, but Trump has said little about the mass [pro-democracy protests in Hong Kong](#) and China’s jailing of more than a million Uighur Muslims in Xinjiang.

While Trump has cited the move to ban flights for Chinese nationals on Jan. 31 as prescient, experts said the ban was inadequate because the disease was already spreading in the United States and it did not apply to American citizens. Trump continued playing down the dangers for six more weeks, [squandering precious time](#) to prepare, even as Pottinger moved to [secure face masks for the NSC staff](#) and relocated from the West Wing to the Eisenhower Executive Office Building, distancing himself from O’Brien, in a bid to ensure continuity of service in case either became infected.

[As U.S. discouraged mask use for public, White House team raced to secure face coverings from Taiwan for senior staff](#)

Associates said he recognizes the limits of his influence on Trump.

“Matt looks at it not that he is leading the president, but he’ll be ready when [Trump] gets to a place” to make a decision, said Tim Morrison, a former NSC official who worked with Pottinger. “He’s not trying to outmaneuver various wings of the White House. That’s not how a Marine operates. He follows orders. He makes sure that if a commander says take a hill, he’s ready to take a hill.”

In mid-March, under mounting public criticism, Trump made a sharp turn from praising Xi to blaming China for its lack of transparency, citing a Chinese official who promoted a conspiracy theory that the virus had been released by the U.S. military. He backed off such confrontational rhetoric after speaking to Xi later in the month. But analysts said that the crisis has accelerated and sharpened a geopolitical contest that will play out over years.

During the India forum in January, Pottinger was asked whether the administration aimed to “decouple” economically from Beijing in a Cold War-style standoff.

“Decoupling,” he replied, “is when you have a Great Firewall where not a single Western Internet company has been able to prosper or survive in China, by design. When Christian churches are torn down and ethnic minorities are put into reeducation camps, that’s ‘decoupling.’ So the ‘decoupling’ is something that’s been underway for quite a long time — and it is not driven by the United States.”

Alice Crites and John Hudson contributed to this report.

From: [Farhi, Paul](#)
To: [Jonathan Bronitsky](#)
Subject: Re: Re USAGM inquiry
Date: Wednesday, July 8, 2020 7:10:15 PM

Hi, Jonathan. I'm hearing that there have been some personnel cuts at VOA's language services due to the expiration of various visas and a decision not to extend them by USAGM. Can you tell me anything about this? Maybe phone is easier. I'm at (b) (6)

Thanks...Paul

On Jun 24, 2020, at 6:50 PM, Jonathan Bronitsky (b) (6) wrote:

Paul, FYA, "Editorials" now appear at the top of <https://www.voanews.com/> [[voanews.com](https://www.voanews.com/)].

From: Farhi, Paul (b) (6)
Sent: Wednesday, June 24, 2020 3:35 PM
To: Jonathan Bronitsky (b) (6)
Subject: Re: Re USAGM inquiry

Hey, Jonathan...Just checking this out: Is there anything to this, ie, Sebastian Gorka being appointed to some role at USAGM?

Seems like a stretch, but that's why we check!

Thanks much.

Best to you....Paul

On Jun 22, 2020, at 5:53 PM, Jonathan Bronitsky (b) (6) wrote:

Paul, what's your phone number?

From: Farhi, Paul (b) (6)
Sent: Monday, June 22, 2020 8:52 AM
To: Jonathan Bronitsky (b) (6)
Subject: Re: Re USAGM inquiry

Thanks much!

On Jun 22, 2020, at 8:47 AM, Jonathan Bronitsky
(b) (6) wrote:

Good morning, Paul.

I'll share your request.

Thank you for your interest.

Sincerely,
Jonathan

From: Farhi, Paul (b) (6)
Sent: Sunday, June 21, 2020 11:58 AM
To: Jonathan Bronitsky (b) (6)
Subject: Re: Re USAGM inquiry

Hello again, Jonathan...I'd like to request an interview with Michael Pack. I'd like to ask him about his plans at USAGM. If you can facilitate this, I'd be most grateful.

Thanks...Paul

Paul Farhi
Washington Post

On Jun 18, 2020, at 6:47 PM, Jonathan
Bronitsky (b) (6) wrote:

CAUTION: EXTERNAL SENDER

Hi, Paul.

Re your inquiry, please see this USAGM [media advisory \[usagm.gov\]](#)
[\[nam01.safelinks.protection.outlook.com\]](#)

[\[nam01.safelinks.protection.outlook.com\]](mailto:nam01.safelinks.protection.outlook.com).

Thank you for reaching out.

Sincerely,
Jonathan

From: [David Folkenflik](#)
To: [Jonathan Bronitsky](#)
Subject: Re: USAGM / Pack
Date: Wednesday, July 8, 2020 8:36:28 PM

Hey Jonathan

Sounds like a strong dismissal of that case.

Checking in on MP's schedule.

Also - I'm hearing that the agency is not extending J-1 visas and that it might affect 100plus people in VoA language services and more elsewhere.

Can you tell me what's behind that move?

Thanks —

D

David Folkenflik
Host and Editor, NPR's On Point
Media Correspondent, NPR News
11 W 42nd St
19th Floor
New York NY 10036

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

Sent from my iPhone

On Jul 6, 2020, at 12:38 PM, David Folkenflik (b) (6) wrote:

Thanks!

David Folkenflik
Host and Editor, NPR's On Point
Media Correspondent, NPR News
11 W 42nd St
19th Floor
New York NY 10036

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

Sent from my iPhone

On Jul 6, 2020, at 12:37 PM, Jonathan Bronitsky

(b) (6) wrote:

Hi, David.

Thanks for following up, and I hope you enjoyed a nice holiday weekend. The team is reviewing CEO Pack's schedule, and we'll be in touch.

FYA, please see attached Chief Judge Beryl A. Howell's ruling, which was filed this past Thursday.

"Plaintiffs seek extraordinary relief but have fallen short of making the requisite showings. Consequently... plaintiffs' motion is denied."

Sincerely,
Jonathan

From: David Folkenflik (b) (6)
Sent: Monday, July 6, 2020 10:25 AM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM / Pack

Hey Jonathan -

Hope all is well.

Checking in to see how things are looking and saw Michael's chat w RCP.

DBF

David Folkenflik
Media Correspondent
NPR NEWS
11 W 42nd St
19th Floor
New York NY 10036
o) (b) (6)
mobile) (b) (6)
e) (b) (6)
Twitter: (b) (6)

From: Jonathan Bronitsky (b) (6)
Sent: Tuesday, June 30, 2020 1:32:32 PM
To: David Folkenflik

Subject: RE: USAGM / Pack

Great, and I appreciate the swift response.

From: David Folkenflik (b) (6)
Sent: Tuesday, June 30, 2020 12:25 PM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM / Pack

Thanks. I appreciated it too.

Yes we would - totally fair Q.

We have at times explicitly disclosed it in other stories about Mr. Pack. Additionally, I have contractual language protecting my coverage from any corporate or news executive interference if it involves NPR or its leadership, and that extends to this reporting. In my 15+ years at NPR, that's never been violated.

Feel free to let me know if you have any other questions as you work on this.

Best
D

David Folkenflik
Media Correspondent
NPR NEWS
11 W 42nd St
19th Floor
New York NY 10036
o (b) (6)
mobile) (b) (6)
e) (b) (6)
Twitter (b) (6)

From: Jonathan Bronitsky (b) (6)
Sent: Tuesday, June 30, 2020 12:15 PM
To: David Folkenflik
Subject: USAGM / Pack

Hi, David.

It was nice connecting yesterday, and thanks again for reaching out.

If we were to agree upon an interview, as this story would be about the media, it would be mentioned in both the published article and final cut of the broadcast segment that Mr. Lansing preceded Mr. Pack at USAGM, correct? (The President announced his plans to nominate Mr. Pack during Mr. Lansing's agency tenure, as noted in [this](#) VOA News article.)

Sincerely,
Jonathan

<22 - Mem. Op. and Order Denying TRO.pdf>

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 11:18 AM
To: VOA Notices (b) (6)
Subject: Goodbye...

June 15, 2020

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

Amanda and Sandy

From: [Jonathan Bronitsky](#)
To: [robert.reilly](#)
Subject: RE: USAGM
Date: Thursday, July 16, 2020 1:13:00 PM

Bob,

(b) (5)



From: robert reilly (b) (6)
Sent: Thursday, July 16, 2020 11:28 AM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM

Taranto turned it down.

From: Jonathan Bronitsky (b) (6)
Sent: Wednesday, July 15, 2020 12:55 PM
To: robert reilly (b) (6)
Subject: RE: USAGM

Very well done. Yes, please keep us posted.

From: robert reilly (b) (6)
Sent: Wednesday, July 15, 2020 12:32 PM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM

Jonathan,

I submitted this to the WSJ today. I'll keep you posted.

Thanks for your help.

best,

Bob

From: Jonathan Bronitsky (b) (6)

Sent: Sunday, July 12, 2020 2:14 PM

To: robert reilly (b) (6)

Subject: RE: USAGM

WaPo, "Failing to renew VOA foreign staffers' visas would devastate one of its core functions"

Opinion by [Editorial Board](#)

July 10, 2020 at 1:06 p.m. EDT

MICHAEL PACK, [the alt-right filmmaker](#) installed by President Trump to run U.S. foreign broadcasting operations, remains on course to dismantle the independent journalism that has been their calling card.

From: robert reilly (b) (6)

Sent: Friday, July 10, 2020 5:14 PM

To: Jonathan Bronitsky (b) (6)

Subject: Re: USAGM

Thank you, Jonathan!

From: Jonathan Bronitsky (b) (6)

Sent: Friday, July 10, 2020 3:53 PM

To: robert reilly (b) (6)

Subject: USAGM

- **Damon Linker**, *Week*: [Is Trump putting fascists in charge of the Voice of America?](#)
- **Anne Applebaum**, *Atlantic*, [The Voice of America Will Sound Like Trump](#)
- **Jennifer Hansler and Brian Stelter**, CNN, ['Wednesday night massacre' as Trump appointee takes over at global media agency](#)
- **Alex Ward**, *Vox*, [Trump and Steve Bannon want to turn a US-funded global media network into Breitbart 2.0](#)

- **Editorial Board**, *Boston Globe*, [Trump appointee launches assault on Voice of America affiliates](#)
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- **Michael Pack**, *New York Post* (07.08.20), [Fixing Uncle Sam's global broadcasting arm is more important than ever](#)
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- **Jamie McIntyre**, *Washington Examiner* (07.09.20), [New head of US Global Media wants to refocus VOA](#)
 - **Roger L. Simon**, *Epoch Times* (07.08.20), [Renewed USAGM Needs Its Own TikTok to Fight China](#)
 - **Bill Gertz**, *Washington Times* (07.06.20), [EXCLUSIVE: New foreign broadcasting chief cleans house, pushes pro-America reporting](#)
 - **Ted Lipien**, *Washington Examiner* (07.06.20), [After a decade of extreme bias and foreign propaganda, Voice of America needs a fresh start](#)
 - **James Jay Carafano**, *National Interest* (07.06.20), [Michael Pack Will Need to Tackle America's Great-Power Problem](#)
 - **Susan Crabtree**, *RCP* (07.02.20), [Michael Pack Stands His Ground Amid D.C. Firestorm](#)
 - **Rob Crilly**, *Washington Examiner* (06.28.20), [Trump global media chief says he acted legally in 'Wednesday night massacre'](#)
 - **Susan Crabtree**, *RCP* (06.26.20), [As Critics Rage, Pack Aims to Pierce China's Info Firewall](#)
 - **Byron York**, *Washington Examiner* (06.25.20), [The new voice of America breaks his silence](#)
 - **Curtis Ellis**, *American Greatness* (06.24.20), [We Need the Voice of America](#)
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From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 11:18 AM
To: VOA Notices (b) (6)
Subject: Goodbye...

June 15, 2020

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Our best,

Amanda and Sandy

From: [Emily Pauline Newman](#)
To: [Diane Cullo](#) (b) (6)
Subject: FW: Time Sensitive: J-1 Visa Extension Request for VOA Indonesian (b) (6)
Date: Tuesday, June 16, 2020 11:51:00 PM
Attachments: [11 VISA EXTENSION MEMO - \(b\) \(6\) _VOAPPL.pdf](#)

Please add to list for discussion.

From: Oanh Tran (b) (6)
Sent: Tuesday, June 16, 2020 3:47 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Cc: CEO Office (b) (6)
Subject: Time Sensitive: J-1 Visa Extension Request for VOA Indonesian (b) (6)

Hi Diane/Emily,

Attached please find a memo from VOA requesting a J-1 visa extension for VOA Indonesian (b) (6)

(b) (6) was hired by VOA as a Personal Service Contractor (PSC) and, since (b) (6) doesn't have a work permit, VOA sponsored (b) (6) on a J-1 visa so that (b) (6) can work. (b) (6) current J-1 visa expires July 26, 2020, so we need to submit (b) (6) paperwork to ICE soon if we want to extend (b) (6) J-1 visa.

We'd be happy to brief you, if you like. In the meantime, we recommend the CEO's immediate approval of the above request from VOA to extend (b) (6) J-1 visa.

Many thanks!

From: (b) (6)
Sent: Friday, June 12, 2020 5:33 PM
To: CEO Office (b) (6)
Subject: RE: J-1 Visa Permanent Residency Sponsorship - (b) (6)

Hi Team,

Here is another J-1 Visa Sponsorship request for CEO Pack to sign.

Thanks,

(b) (6)

From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
(b) (6); [Diane Cullo](#) (b) (6)
Subject: FW: Two Info Items
Date: Monday, October 19, 2020 12:29:00 AM
Attachments: [image001.png](#)
[Non Citizen Vacancy Announcement.pdf](#)
[Citizen Vacancy Announcement.pdf](#)
[Example - Non-Citizen Hiring Justification.docx](#)
[Permanent Residency Sponsorship.pdf](#)
Importance: High

PRIVILEGED

More on J-1 (litigation)

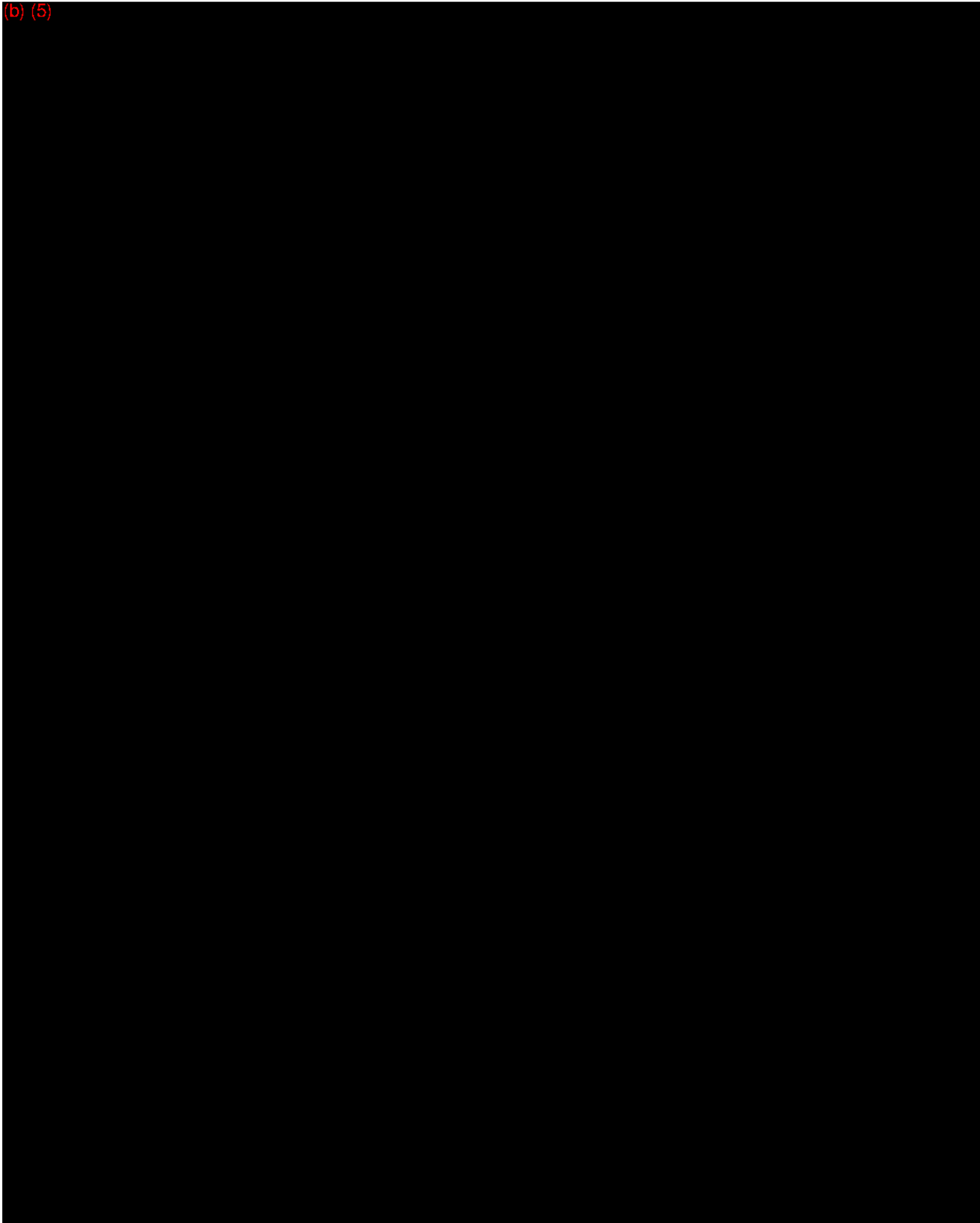
From: Marie Lennon (b) (6)
Sent: Tuesday, June 30, 2020 3:35 PM
To: [Emily Pauline Newman](#) (b) (6); [Diane Cullo](#) (b) (6)
Subject: RE: Two Info Items

Emily,

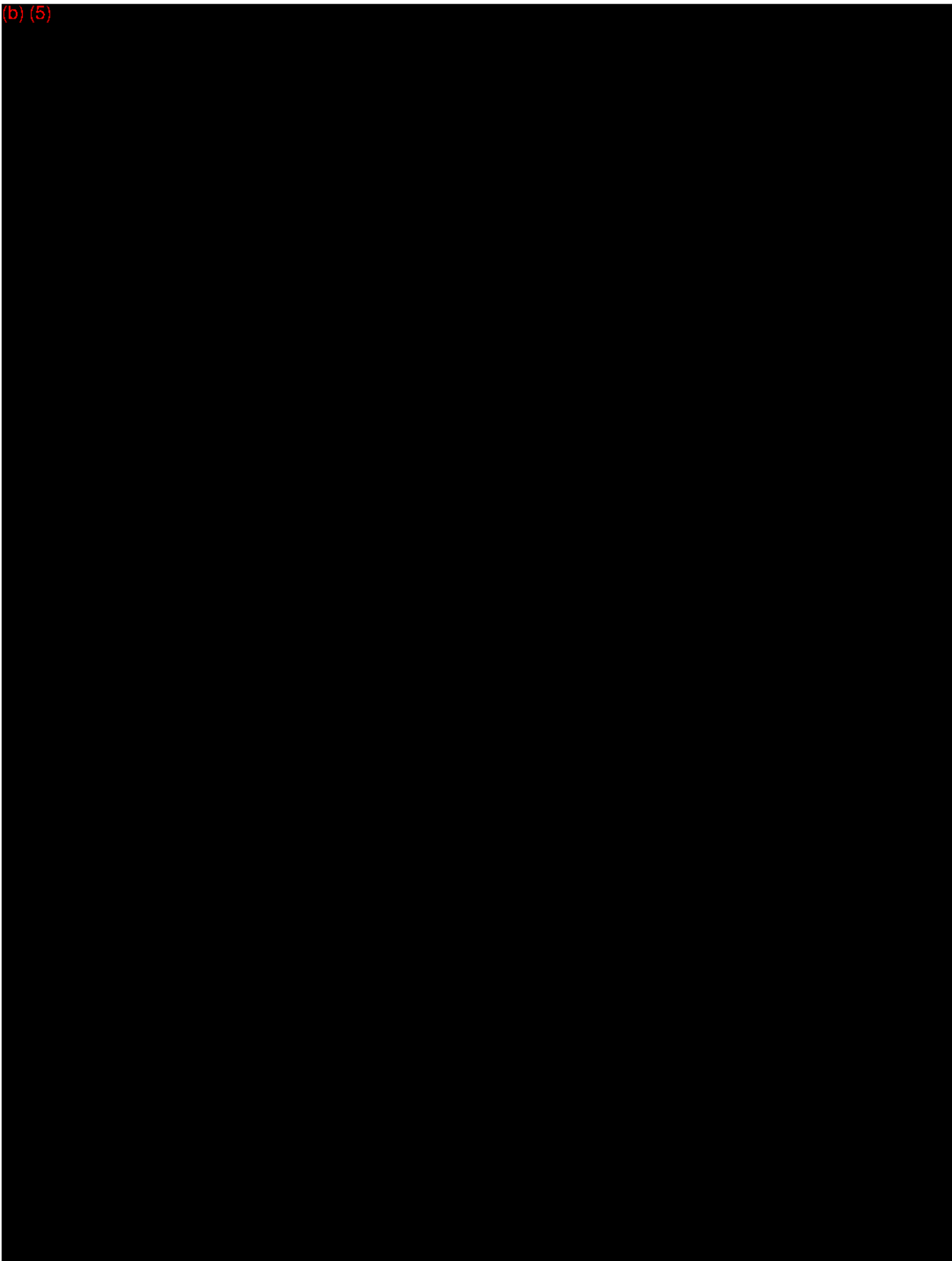
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullor (b) (6)

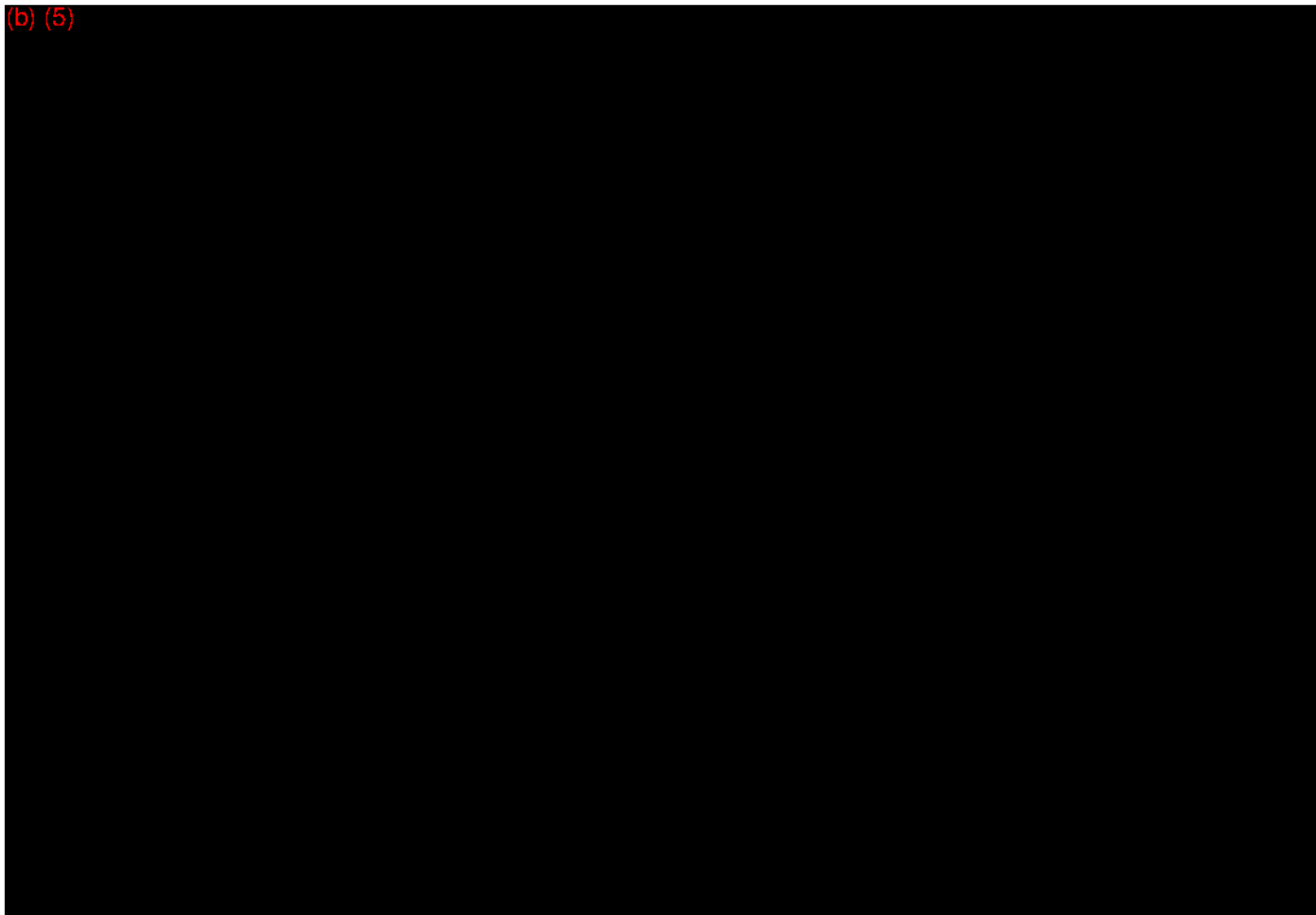
Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)



Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

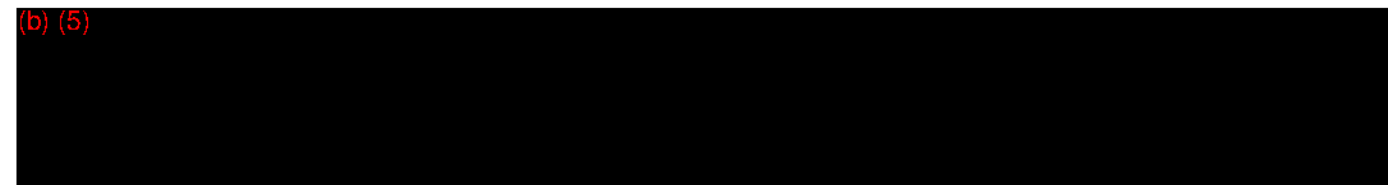
From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,



Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	
Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
Subject: FW: Two Info Items
Date: Sunday, October 18, 2020 11:48:00 PM
Attachments: [Employee On-Board Counts June 2020.docx](#)
[J1 Visa Program - Overview.docx](#)
[image001.png](#)

PRIVILEGED

(litigation)

From: Marie Lennon (b) (6)
Sent: Sunday, June 28, 2020 6:05 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	

USAGM-20-1819-B-000244

Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services

U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Sam Dewey](#) (b) (6); [Morvared Namdarkhan](#) (b) (6); [Frank Wuco](#)
(b) (6); [Diane Cullo](#) (b) (6)
Subject: FW: Two Info Items
Date: Monday, October 19, 2020 12:33:00 AM
Attachments: [image001.png](#)

PRIVILEGED

More J-1 (litigation)

From: Diane Cullo (b) (6)
Sent: Wednesday, July 1, 2020 12:20 PM
To: Emily Pauline Newman (b) (6); Marie Lennon (b) (6)
Subject: RE: Two Info Items

Greetings!

(b) (5)

Thanks much!

Diane

From: Emily Pauline Newman (b) (6)
Sent: Tuesday, June 30, 2020 8:41 PM
To: Marie Lennon (b) (6); Diane Cullo (b) (6)
Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

Get [Outlook for iOS](#)

From: Marie Lennon (b) (6)
Sent: Tuesday, June 30, 2020 8:30:39 PM
To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)
Subject: RE: Two Info Items

(b) (5)

From: Emily Pauline Newman (b) (6)
Sent: Tuesday, June 30, 2020 8:17 PM
To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Hi Marie,

Thank you for this.

(b) (5)



Best,
Emily

From: Marie Lennon (b) (6)

Sent: Tuesday, June 30, 2020 3:35 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

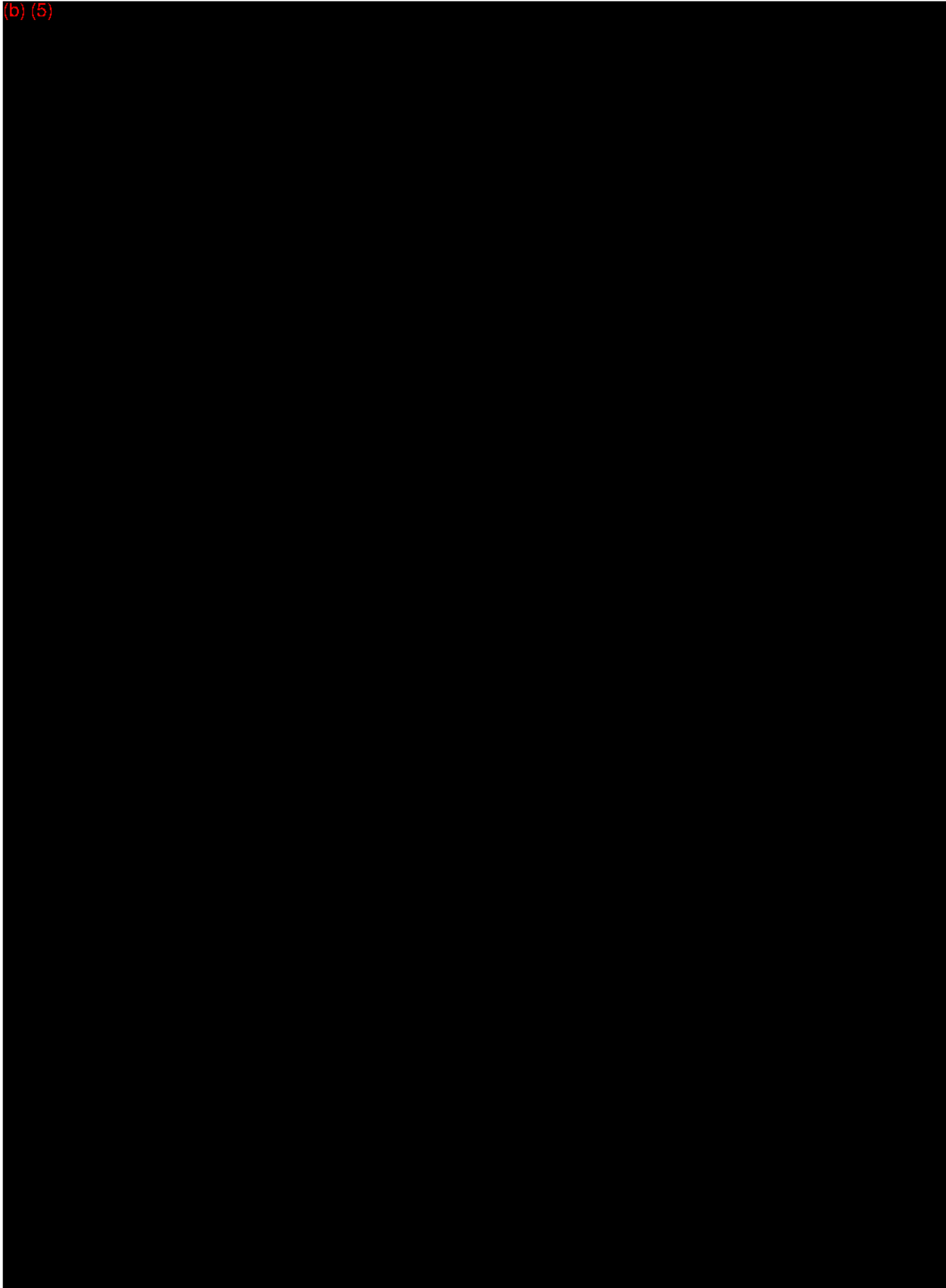
Subject: RE: Two Info Items

Emily,

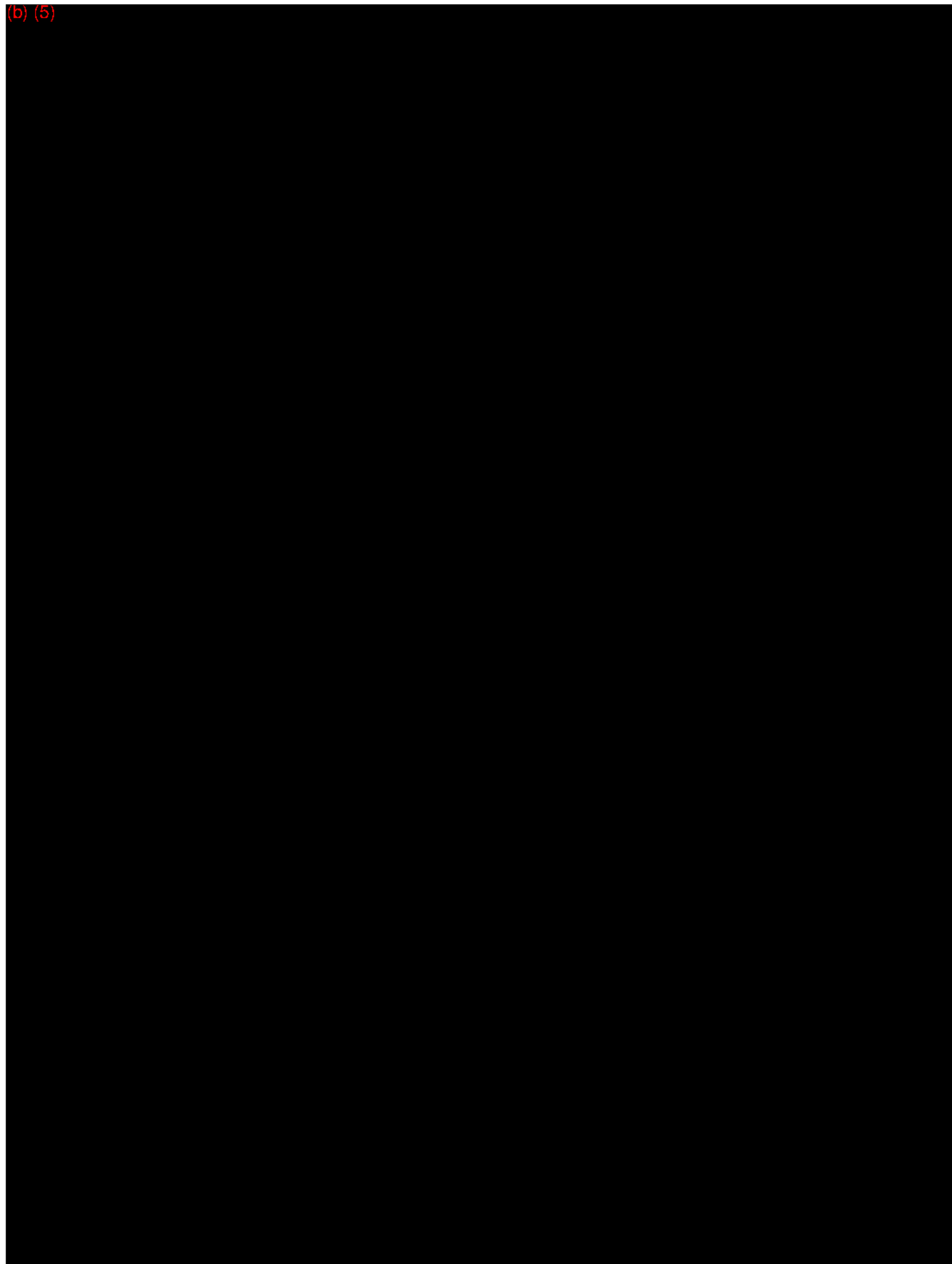
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)



Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cull (b) (6) Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,

(b) (5)



Many thanks,
Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
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Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#) (b) (6)
Cc: [Diane Cullo](#) (b) (6)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:00 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Permanent Residency Sponsorship Request for VOA](#) (b) (6).msg

Andre & Michael:

Please see below.

As discussed, Oanh should not be using the CEO Office list serve, and this type of information should flow up the chain through her direct report only, not the entire front office (plus whomever is included on this list serve). Please ensure this is addressed again today.

Additionally, it remains unclear to me why Oanh is involved in this matter at all. Who typically handles these types of requests? This is a process question that may require further consideration.

Thank you,
Emily

From: Oanh Tran (b) (6)
Sent: Wednesday, June 24, 2020 1:25 PM
To: [Diane Cullo](#) (b) (6); [Emily Pauline Newman](#) (b) (6)
Cc: CEO Office (b) (6)
Subject: VOA J-1 Visa and Permanent Residence Requests

Hi Diane/Emily,

Just wanted to check back with you on VOA's requests to either extend J-1 visa or sponsor permanent residency for the following employees:

- J-1 visa extension for VOA (b) (6)
- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6) visa will expire on July 26.

Please let us know soon the status of the above individuals.

Many thanks!

From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#) (b) (6)
Cc: [Diane Cullo](#) (b) (6)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:00 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Time Sensitive J-1 Visa Extension Request for VOA](#) (b) (6).msg
[Permanent Residency Sponsorship Request for VOA](#) (b) (6).msg

Andre & Michael:

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Emily

From: Oanh Tran (b) (6)
Sent: Wednesday, June 24, 2020 1:25 PM
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Cc: CEO Office (b) (6)
Subject: VOA J-1 Visa and Permanent Residence Requests

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- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

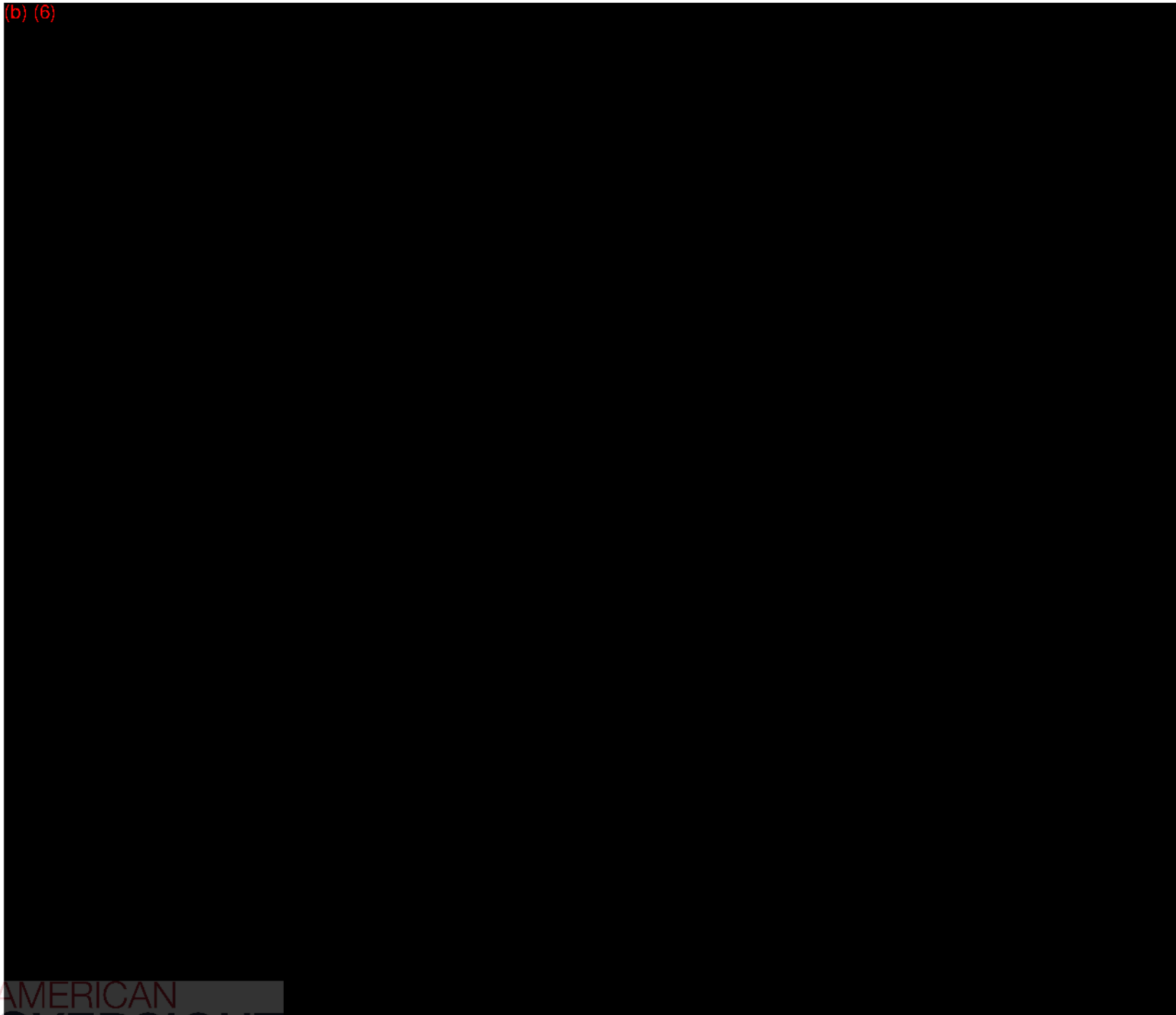
For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6) visa will expire on July 26.

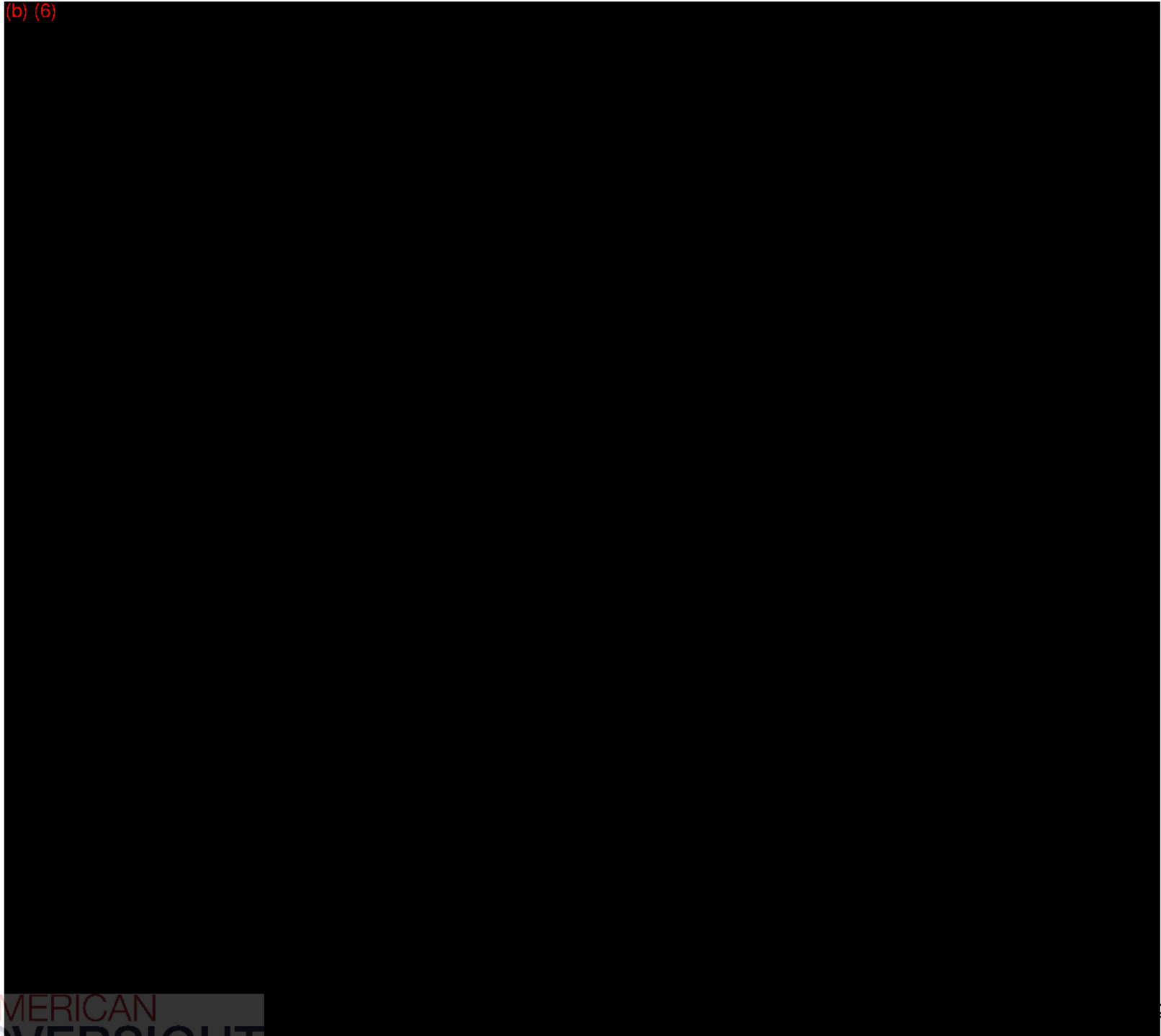
Please let us know soon the status of the above individuals.

Many thanks!

(b) (6)



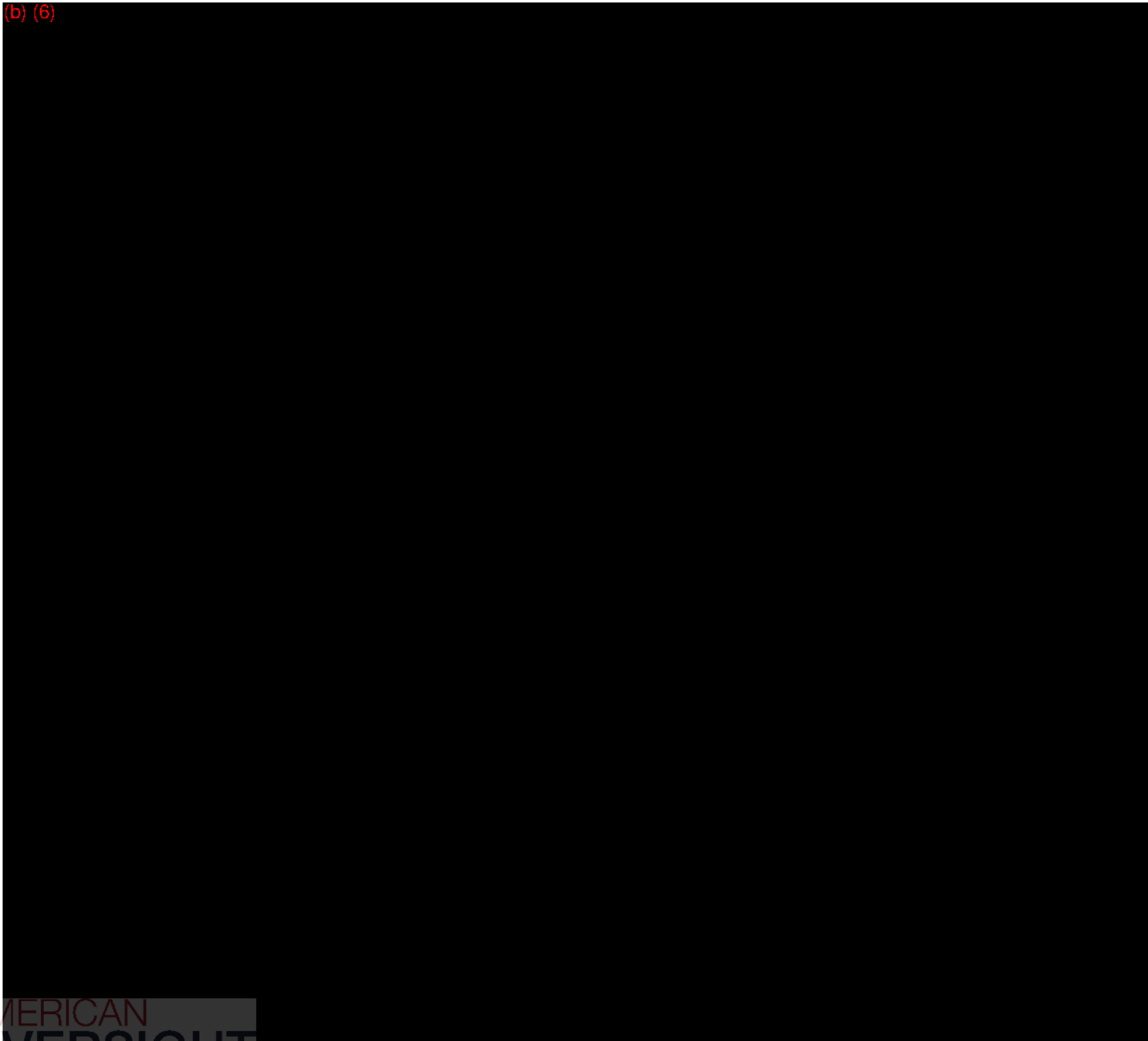
(b) (6)



(b) (6)



(b) (6)



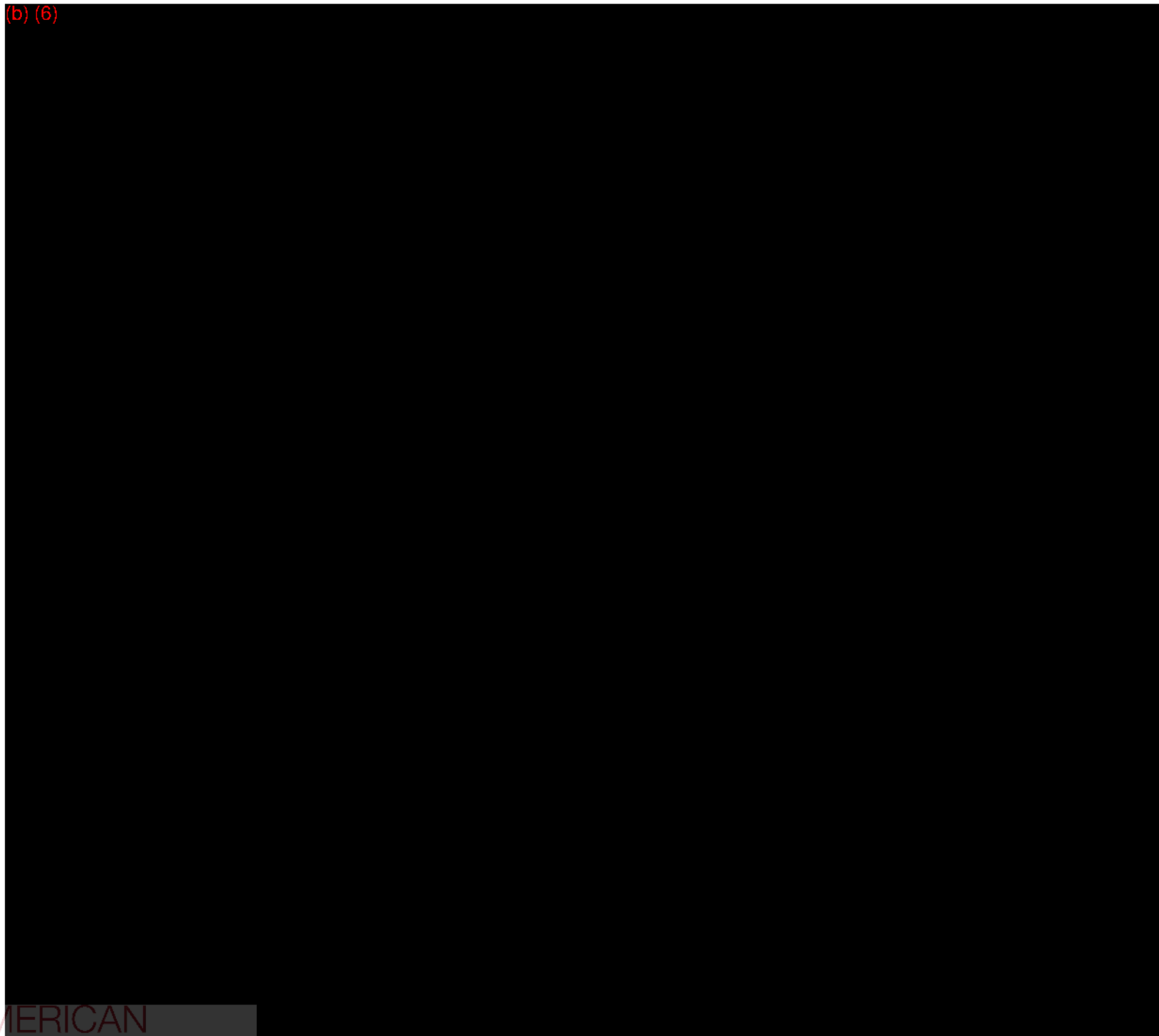
(b) (6)



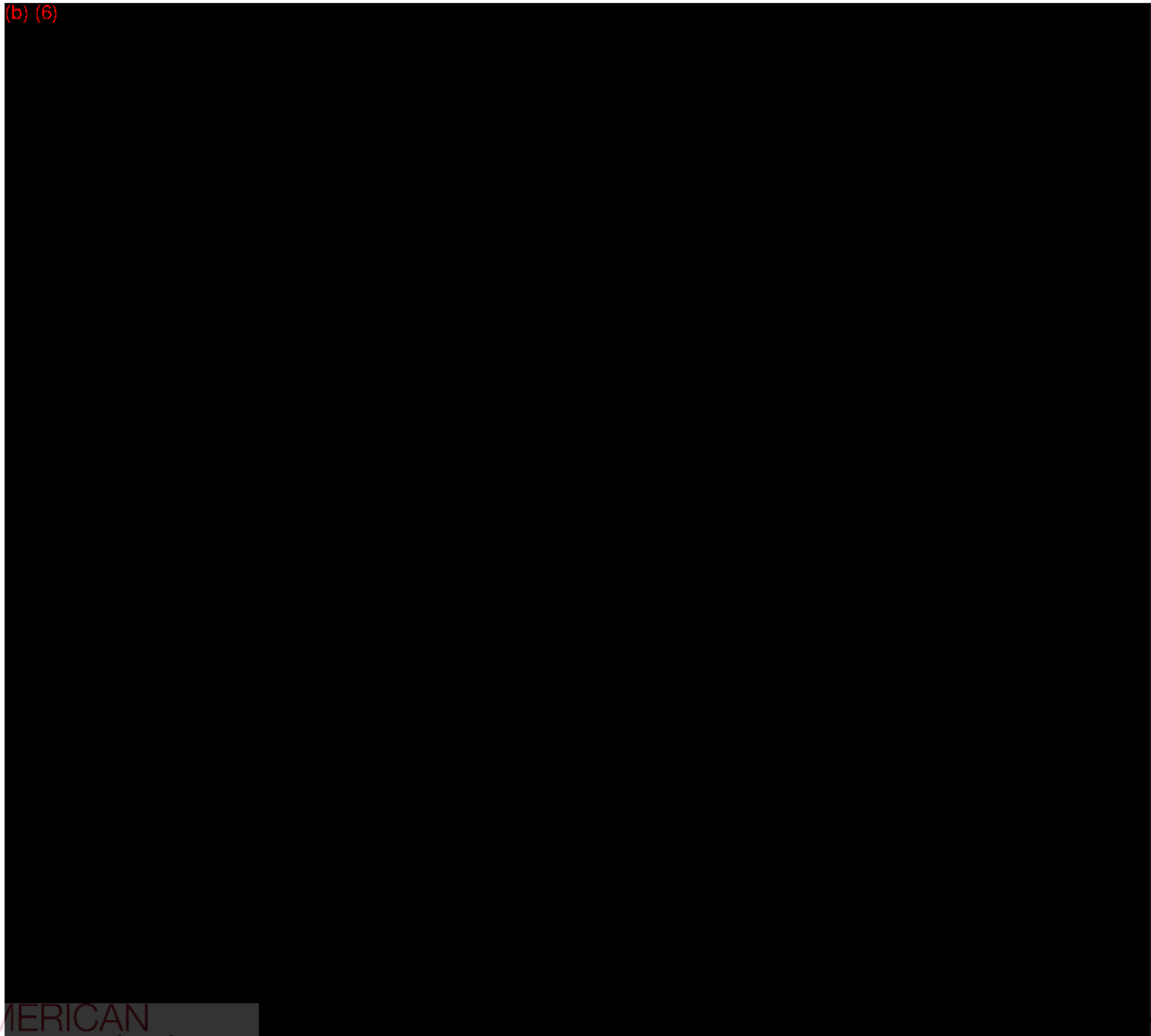
(b) (6)



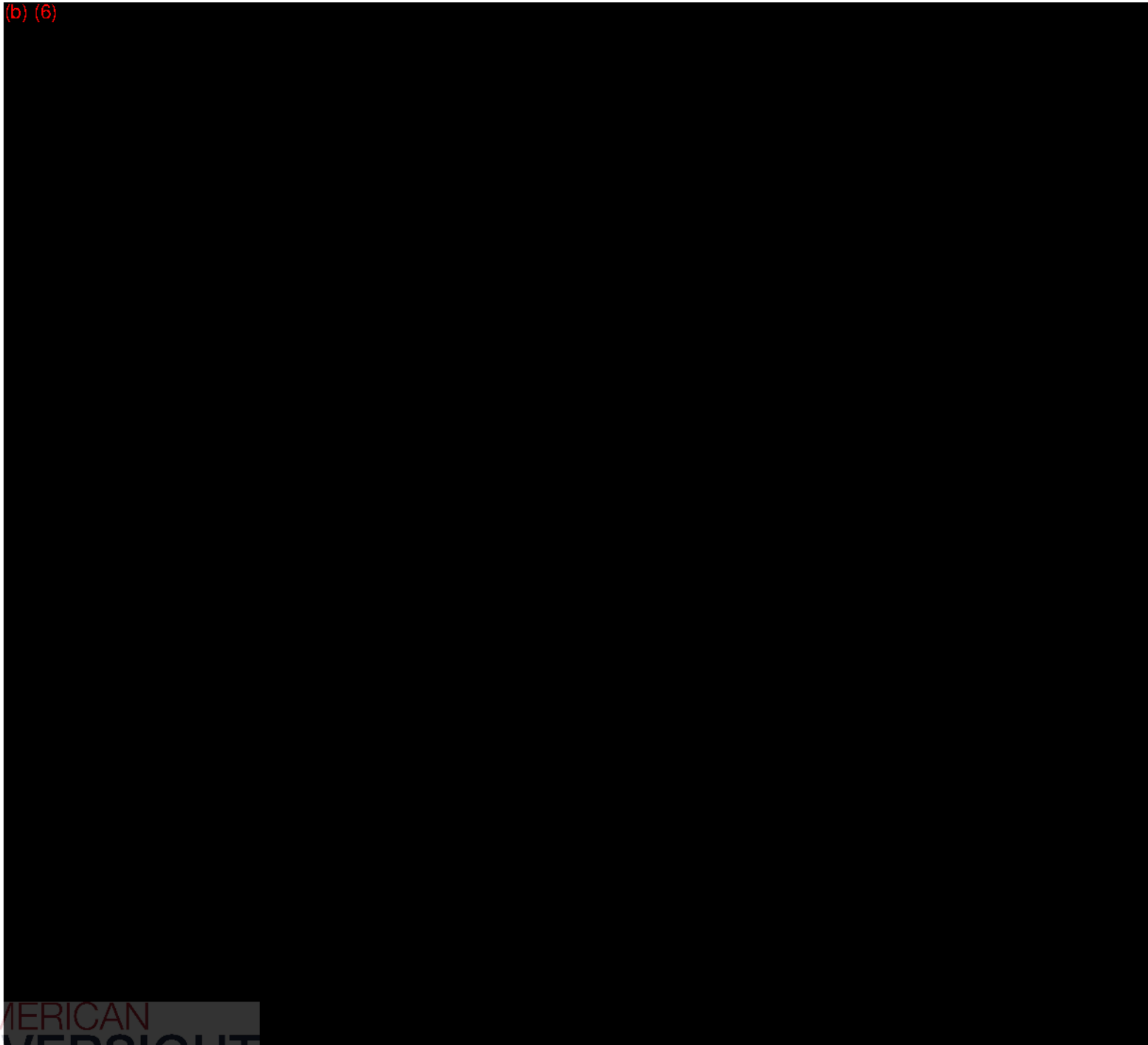
(b) (6)



(b) (6)



(b) (6)



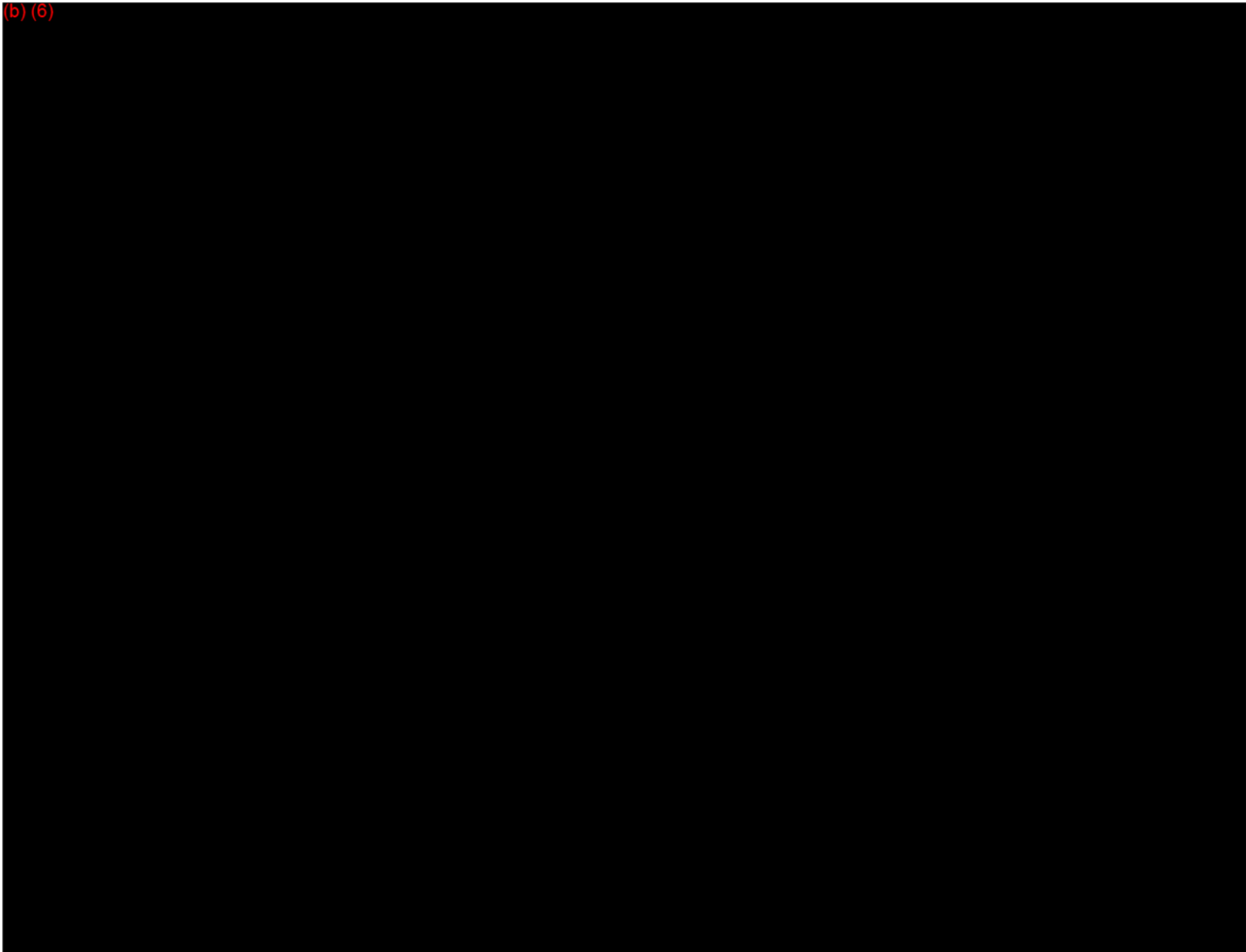
(b) (6)



(b) (6)



(b) (6)



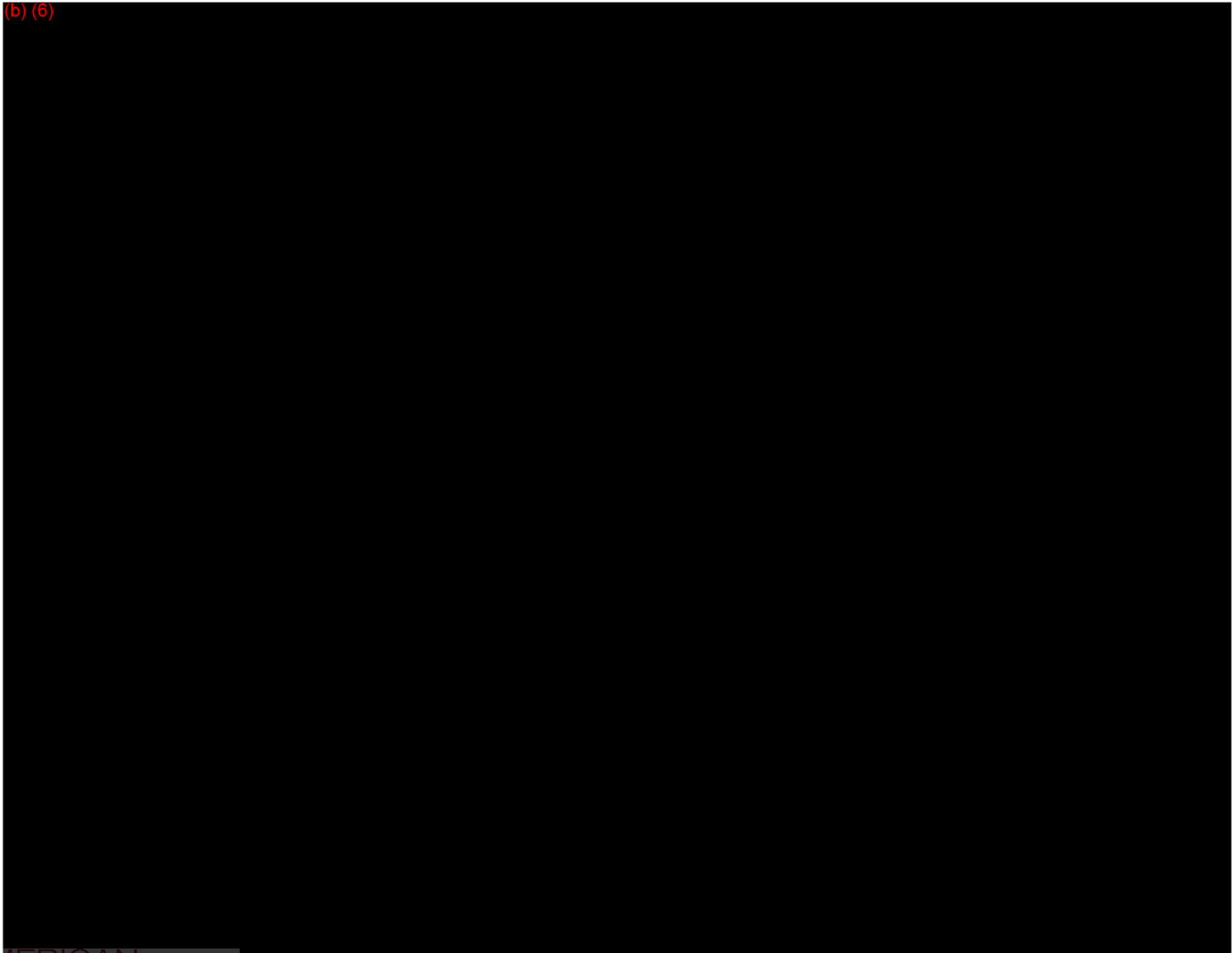
(b) (6)



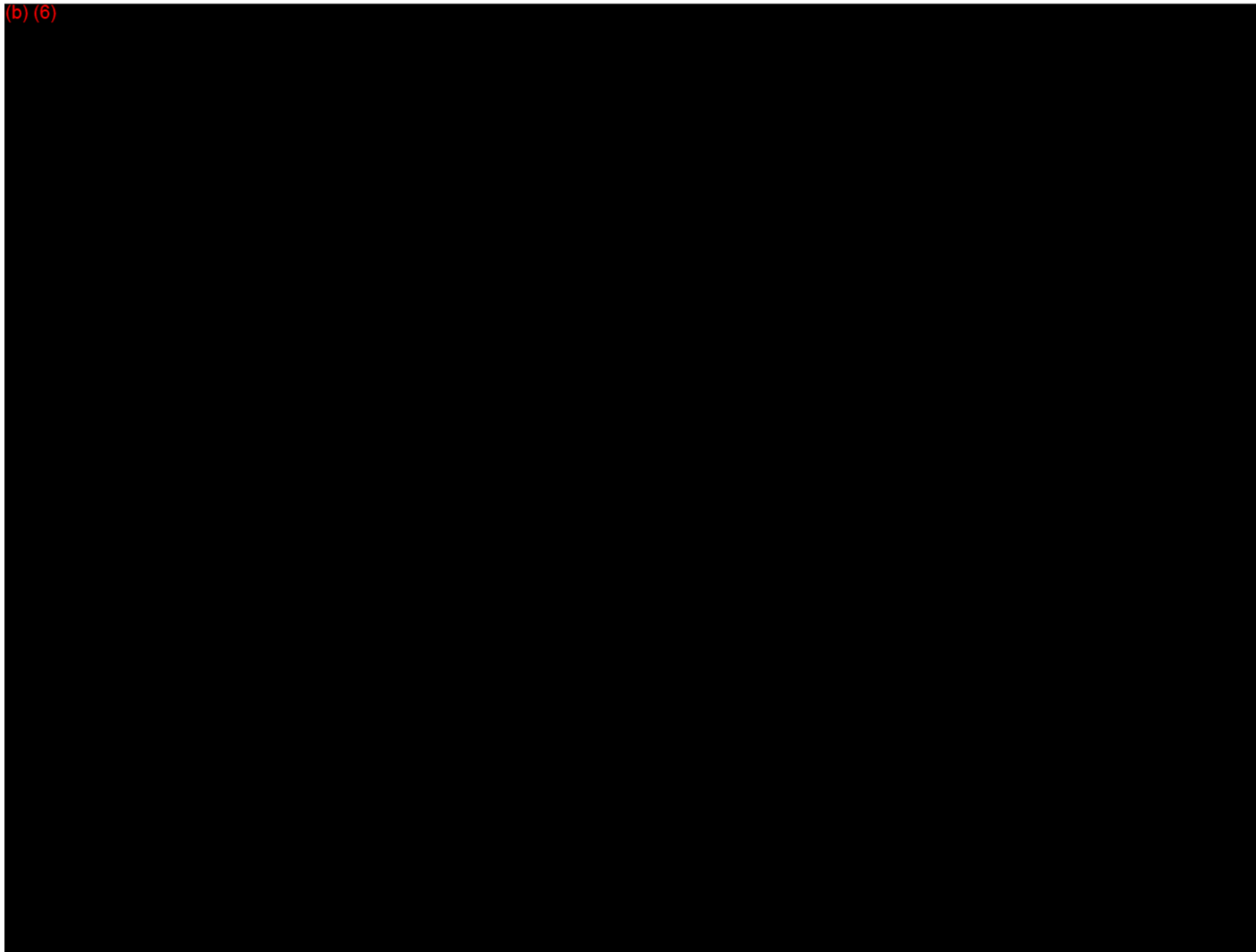
(b) (6)



(b) (6)



(b) (6)



From: [Michael Pack](#)
To: [Morvared Namdarkhan](#)
Cc: [Emily Pauline Newman](#); [Diane Cullo](#)
Subject: FW: Wrongful Dismissal by VOA Persian Service on Baseless Charges
Date: Sunday, August 16, 2020 10:46:43 AM

From: (b) (6)
Sent: Wednesday, June 24, 2020 12:22 PM
To: Michael Pack (b) (6); All Staff (b) (6)
Subject: Wrongful Dismissal by VOA Persian Service on Baseless Charges

Mr. Michael Pack
CEO
USAGM

Subject: Wrongful Dismissal by VOA Persian Service on Baseless Charges
Dear Sir,

My professional record as a faithful reporter has been maligned by the VOA Persian Service on false charges. Besides looking into the negative political matters surrounding my dismissal, I request that my record be expunged of any derogatory content.

I have served VOA Persian Service since 2007 as a contractual correspondent in various capacities – news reporter, news editor, anchorman of daily news program, correspondent based in Erbil, Iraq covering the war against ISIS from the front lines, chief reporter on Iranian affairs, etc. I have attached my resume herewith in support of my experience and qualifications.

Over the past 13 years I have always excelled in my job and met my superior's approval. Two factors made me move back home in mid-March: Covid-19 (I have had heart valve replacement surgery 3 years ago, which puts me in the high risk group), and threat on my life by the Islamic regime in Iran. (b) (6), the head of VOA Persian Service is fully aware of my situation.

Upon my return to the US, I requested to be allowed to report on Iran and the Middle East from Washington, as I had done at various points in the past, using my extensive contacts. I was ignored, totally sidelined, and then dismissed. I have copied the 2 letters I received from USAGM as well as my response to the first dismissal that resulted in USAGM first rescinding my dismissal, followed by re-dismissal in the next paragraph, "based on the needs of the Government in accordance with the terms and conditions of the BPA 52.212-4(1)" (copied below). The real reason for my dismissal was that I faithfully reported President Trump's pronouncements and policy towards Iran -policy that VOA Persian Service staff and officials, who

seem to function as the fifth column of the Islamic regime, opposed.

Sir, the work environment at the VOA Persian Service is so toxic and anti-US Administration that at this point I only want my name cleared and my reputation to remain unblemished. I hope you find time and see fit to read through the attachments and determine the truth for yourself.

I look forward to your response.

Yours sincerely,

(b) (6)

Attachment: Resume

Copy of FIRST LETTER FROM USAGM

April 9, 2020

VIA: Electronic Mail

(b) (6)

Dear (b) (6),

The purpose of this letter is to inform you that your Blanket Purchase Agreement and Call Order with the United States Agency for Global Media is terminated effective April 9, 1159pm.

In accordance with FAR 212-4(m), your contract with the USAGM is hereby terminated for cause because of your failure to adhere to the VOA Best Practices Guide, including Social Media Policy, which is a requirement of your contract at Clause 2.0 subpart 15. VOA has had previous occasion to direct you to remove material from your social media. The repeated offense stated below led to the decision to terminate your contract early, rather than wait until its expiration on June 30.

You recently posted the following:

(b) (6)

Instagram: (b) (6)

These postings name individuals, accuse them of wrongdoing, and encourage action against them, which could potentially result in physical harm to the individuals. VOA makes no judgment as to the accuracy of the facts presented. However, the postings are incompatible with the Best Practices Guide and Social Media Policy. They represent advocacy journalism rather than fairness, impartiality and objectivity. Adherence to VOA guidance protects the integrity of VOA's reputation for reliable, authoritative, accurate and objective journalism. A reporter who advocates one side of an issue on social media cannot be viewed as an unbiased source of truth when performing journalism for VOA.

As a result of this termination your USAGM/VOA access and credentials have been turned off.

Please use your personal e-mail address to correspond with the agency and make arrangements to return the Government Furnished Equipment (GFE) below that was issued to you during your tenure along with your USAGM badge and Press Badge. Please submit your final invoice to the agency through the IPP payment portal which will not be processed until your GFE is received by the agency. The management of Voice of America has asked me to convey its gratitude for the work that you have done for the agency and wishes you every success in your future endeavors.

GFE (estimated total value of (b) (4))

- 1 Sennheiser e835 Hand Mic
- 1 Jabra Stealth wireless headset/mic
- 1 Sony ECM-77B lavalier wired microphone
- 1 XLR cable
- 1 VOA Flag

Contracting Officer's Final Decision

This letter serves as the final decision of the Contracting Officer. You may appeal this decision to the Civilian Board of Contract Appeals. If you decide to appeal, you must, within

ninety (90) days from the date you receive this decision, mail or otherwise furnish written notice to the Civilian Board of Contract Appeals and provide a copy to the Contracting Officer from whose decision this appeal is taken. The written notice shall indicate that an appeal is intended, reference this decision, and identify the contract by number.

Regarding appeals to the Civilian Board of Contract Appeals, you may, solely at your election,

proceed under the boards-

(1) Small claim procedure for claims of \$50,000 or less or, in the case of a small business

concern (as defined in the Small Business Act and regulations under that Act), \$150,000 or less;

or

(2) Accelerated procedure for claims of \$100,000 or less.

Instead of appealing to the Civilian Board of Contract Appeals, you may bring an action directly

in the United States Court of Federal Claims (except as provided in 41 U.S.C. § 7102(d),

regarding Maritime Contracts) within twelve (12) months of the date you receive this decision.

Sincerely,

(b) (6)

Contracting Officer

U.S. Agency for Global Media

Office of Management Services/Contracts

330 Independence Ave., S.W., Room 4360

Washington, DC 20237

MY RESPONSE

13 April 2020

Dear (b) (6)

I received your email dated 9 April 2020 informing me that VOA Persian service has terminated my contract, accusing me of posting material on my social media sites contrary to VOA Charter. I reject this accusation because it is totally false. I categorically deny ever posting any material that could in any way be deemed contrary to VOA Charter or any related regulations. As proof you provided two links, none of which was my work or in any way related to me or my social

media accounts. One of the links a program of (b) (6), and posted on (b) (6) site, and the other to a VOA Persian service contractor. None of these were ever posted or linked to my website.

I have served VOA Persian for 13 years during which time I was never accused of violating its Charter. My work during this time is proof. As for my social media, I follow the values of American democracy and human right. I have always kept my private activities separate from my professional responsibilities. In expressing my views on social media, I have always made it abundantly clear that the views were mine and not related in any way to the VOA. I have always supported the views and policies of President Donald Trump towards the Islamic Republic of Iran. In my reporting for the Voice of America I have never deviated from the VOA charter nor the policies of the U. S. of America. I have always presented facts as I saw them. In fact, it was because of my open support on social media for President Trump's policies that (b) (6), a supporter of NIAC, attacked me on Twitter and filed a complaint against me with the VOA and with her personal friend (b) (6). I had responded to her tweets about me and accused her of supporting the Islamic Republic of Iran. Despite being aware of the fact that (b) (6) had been expelled from the VOA for violating VOA Charter by attacking the President and other related issues, (b) (6) insisted that I remove all my tweets relating to (b) (6) – which I did so immediately.

It is important to note that (b) (6) openly supports the policies of the Islamic Republic of Iran and has called General Qassem Sulaimany the deceased commander of Quds Force which is a branch of IRGC, “a true national hero”.

In summer 2019, while I was stationed in Erbil reporting for VOA Persian Service, the American consulate in Erbil, Iraqi Kurdistan, informed me that they had received information that Islamic Republic of Iran was planning to kidnap me. Indeed, the IRGC had sent (b) (6) a member of their Ministry Information – their intelligence agency - along with a team to carryout the plan. The plot was uncovered and she was arrested by KRG security forces. The details of plot to kidnap an American journalist in Erbil is available at the US Consulate. and inspite pressure from Iran to release the their agent, she remains imprisoned in Erbil.

As I had reported at the time, over the past four years, while stationed in Erbil, my family – mother and brothers who live in Iran - were threatened, interrogated and intimidated by the security forces on several occasions. I reported each incident to the VOA Persian Service, but no action was ever taken.

During the war against ISIS in Iraq and Syria I was the only VOA Persian Service reporter who provided reports from the frontline of the war zone. My life was in near constant danger. I never received any awards, .

Please note that I acknowledge having certain equipment in my Erbil office. You may deduct the cost as shown from my unpaid invoice related to my last year's assigned trip to Bahrain that is way over due.

I know fully well that I am being punished by the current management for my support on social media for President Trump's policy towards Iran. My posts are quite popular and attract millions of viewers each week. It is not a coincidence that after 13 years of honorable service and reporting from dangerous war zones, I am suddenly accused of not observing the VOA charter.

I shall file a counter complaint and present my supporting documents to the VOA Persian Service, to the Department of State, to the appropriate committees of US congress and to the White House on the following grounds :

- 1- Clear discrimination at VOA Persian Service against those who support the US National interest versus those who support the policies of the Islamic Republic of Iran.
- 2- Increasing influence of the Islamic Republic in all parts of VOA Persian Service management
- 3- Frequent and unnecessary expensive whiteout any tangible results by the close associates of the management.
- 4- Clear discrimination against myself, disregarding my 25 years as a journalist, 13 years of it at the VOA at all levels and tasks - as anchorman, reporter and web journalist.

There is a clear comparison between my journalistic experience - 13 years with VOA, 5 years reporting for Radio Farda, 7 years with Radio Kurdistan and Kurdistan24 tv, and those who have been promoted to grades 13 and 14, who have little or no experience.

I look forward to your response to clear the facts.

(b)
(6)

Copy of USAGM'S SECOND LETTER

May 4, 2020

VIA: Electronic Mail

(b) (6)

Subject: Letter to Rescind Termination for Cause

(b) (6)

Dear (b) (6)

Based on VOA's request and upon further review by the Office of Contracts, the Contracting Officer hereby rescinds the termination for cause notice issued to you on April 9, 2020.

In lieu of termination for cause, USAGM has determined that your services for the

USAGM-20-1819-B-000278

Persian service is no longer needed based on the needs of the Government in accordance with the terms and conditions of the BPA 52.212-4(l). The termination for convenience is effective immediately.

Again, we do thank you for your years of reporting and wish you success with future endeavors.

Sincerely,

(b) (6)

Contracting Officer

U.S. Agency for Global Media

Office of Management Services/Contracts

330 Independence Ave., S.W. (b) (6)

Washington, DC 20237

From: [Emily Pauline Newman](#)
To: [Morvared Namdarkhan](#)
Subject: Fwd: Broadcasting Board: J1 Visas, new agency USAGM
Date: Wednesday, August 19, 2020 3:28:47 AM
Attachments: [image001.png](#)

Get [Outlook for iOS](#)

From: (b) (6)
Sent: Sunday, July 5, 2020 7:52:07 AM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo (b) (6) >
Subject: Broadcasting Board: J1 Visas, new agency USAGM

Emily and Diane,

Not sure the facts you have on the ground there --- about the prior agency practices --- can possibly mate to the laws and regs, so sending cites to you, and your GC can decide. Perhaps a program that time has decided to let expire...

I would perhaps question State Department why no closer scrutiny, but one might guess, though I could not possibly say that. They own it there in total.

Respectfully,

(b) (6)
Associate Director, Employee Services
Office: (b) (6)
Direct: (b) (6)
Cell: (b) (6)

From: (b) (6)
Sent: Thursday, July 2, 2020 5:18 PM
To: (b) (6)
Subject: RE: J1 Visas

(b) (6) I have compiled the following. If you need detail in any area, let me know. I'm at your disposal.

The "Cultural Exchange Visa Program" commonly referred to as J-1, is authorized and governed by the Mutual Educational and Cultural Exchange Act of 1961 as amended, [22 U.S.C. 2451 et seq](#) (1988), also known as the Fulbright-Hays Act.

Additional related legislation:

[Summer Work Travel Statutory Authority \(Public Law 105-277\)](#) (PDF)

[Au Pair Statutory Authority \(Public Law 105-48\)](#) (PDF)

[USA PATRIOT ACT of 2001](#) (PDF) – Uniting and Strengthening America by Providing

USAGM-20-1819-B-000280

Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001 (Public Law 107-56)

[Enhanced Border Security and Visa Entry Reform Act of 2002](#) (PDF) (Public Law 107-173), Section 501 Foreign Student Monitoring Program (SEVIS)

Related CFR provisions:

- [22 CFR 62 Exchange Visitor Program](#)
- [22 CFR 22 Schedule of Fees for Consular Services](#)
- [8 CFR 214 Nonimmigrant Classes](#)

Also, person on an J-1 visa is deemed to be an “[Exchange Visitor](#)” based upon the Form [DS-2019](#) issued by the sponsor.

From: (b) (6)
Sent: Thursday, July 2, 2020 11:00 AM
To: (b) (6)
Subject: RE: J1 Visas

(b) (6)

I want my legal talent to check out the J 1 issues, as think we are missing the actual legal citations and regulations, so want to acquire and put in front of you, Sir.

Respectfully,

(b) (6)
Associate Director, Employee Services
Office: (b) (6)
Direct: (b) (6)
Cell: (b) (6)

From: (b) (6)
Sent: Thursday, July 2, 2020 10:10 AM
To: (b) (6)
Subject: FW: J1 Visas

Let's discuss this afternoon.

From: Emily Pauline Newman <(b) (6)>
Sent: Thursday, July 2, 2020 10:00 AM
To: (b) (6)
Subject: FW: J1 Visas

Hi (b) (6)

As discussed, please see explanations below and attached.

Best,
Emily

Emily Newman
Chief of Staff
(b) (6)

From: Marie Lennon <(b) (6)>
Sent: Wednesday, July 1, 2020 3:54 PM
To: Diane Cullo <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: J1 Visas

1. Extension Request. I asked one of our HR Deputies to talk to our contact at the State Department. Her name is (b) (6) and she works in the Bureau of Educational and Cultural Exchanges, Academic and Government Programs Division. She is understanding about our situation but she cannot provide additional time to us as it's not within her authority. USCIS provided the two-month extension to J1 visa holders in consideration of the pandemic but State cannot change the law behind the mandate that permission to work is only good for one year and if that permit is not extended, the employee must return to their home country. As I mentioned previously, it is our Agency's policy to provide 30 days following the expiration of the permission to work before sending the employee back home. We are on day 1 of 30.

I asked my HR Deputy to go back to the State Department and ask for any policies and procedures that they have put into place with regard to the management of the J1 program at State. Looking for best practices and guidance in order for us to update our own policies and procedures.

2. General – J1 Visa Program. Our internal policy document on J1 visas has not been updated in a long time, and does not include criteria to be applied with regard to making determinations about continuation of employment nor sponsorship for citizenship. In my experience those determinations are based on the job performance of the employee and their role within the language service. If they are high-performing, possess excellent journalistic and language skills as well as their experience both at VOA and in previous positions, they are most often sponsored for citizenship. Language services would argue that it's in the best interests of the mission to retain such an employee.

I've attached a brief summary of the legal authorities surrounding non-citizen employment and the J1 visa program.

As always, happy to discuss further.

Thanks,

Marie

From: Diane Cullo <(b) (6)>
Sent: Wednesday, July 1, 2020 12:55 PMA
To: Marie Lennon <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: RE: Two Info Items

Thx.

From: Marie Lennon <(b) (6)>
Sent: Wednesday, July 1, 2020 12:49 PM
To: Diane Cullo <(b) (6)>; Emily Pauline Newman <(b) (6)>
Subject: RE: Two Info Items

Checking my info with the legal team now. Stay tuned.

From: Diane Cullo <(b) (6)>
Sent: Wednesday, July 1, 2020 12:20 PM
To: Emily Pauline Newman <(b) (6)>; Marie Lennon <(b) (6)>
Subject: RE: Two Info Items

Greetings!

Don't see a response to this. Any update on the legal authorities and internal policies/procedures? If it's taking time to compile internal documents, please send legal citation in the interim.

Thanks much!

Diane

From: Emily Pauline Newman <(b) (6)>
Sent: Tuesday, June 30, 2020 8:41 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

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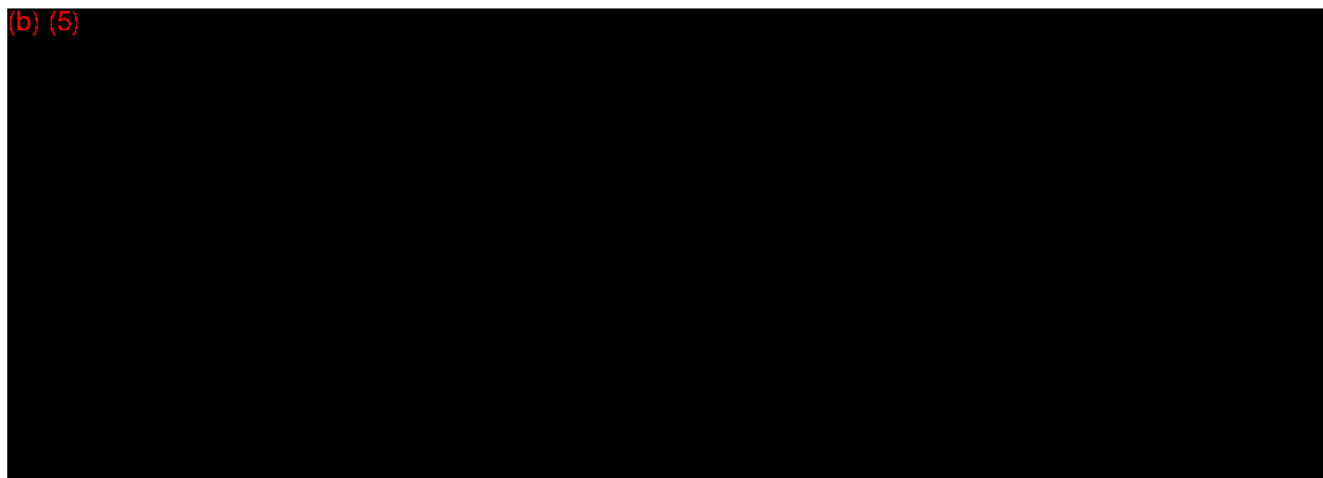
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Sent: Tuesday, June 30, 2020 8:30:39 PM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

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Sent: Tuesday, June 30, 2020 8:17 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

Hi Marie,

(b) (5)

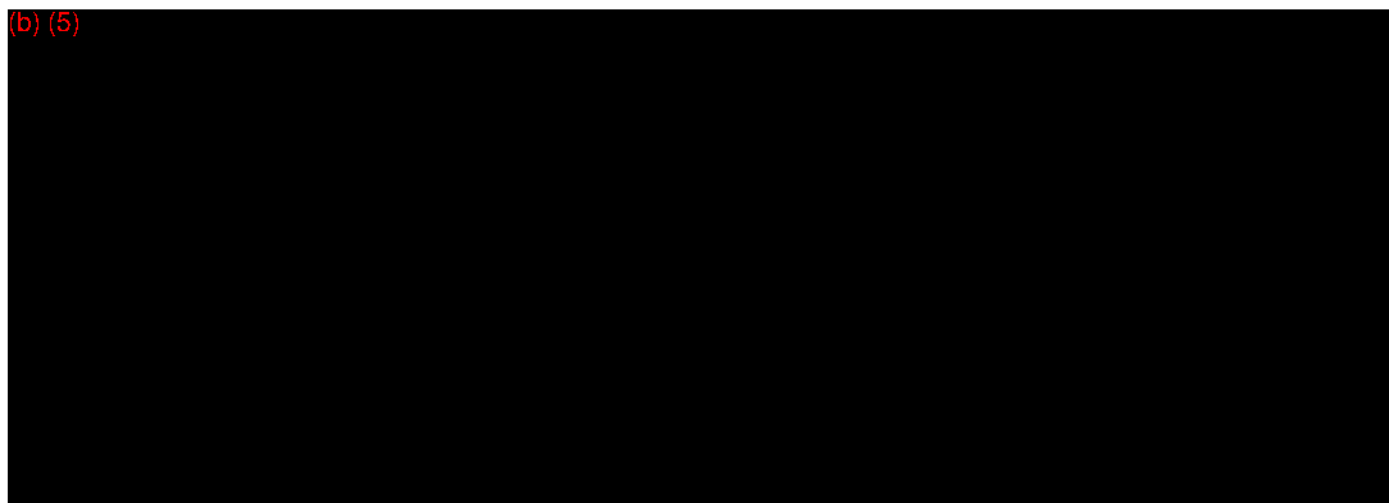


Best,
Emily

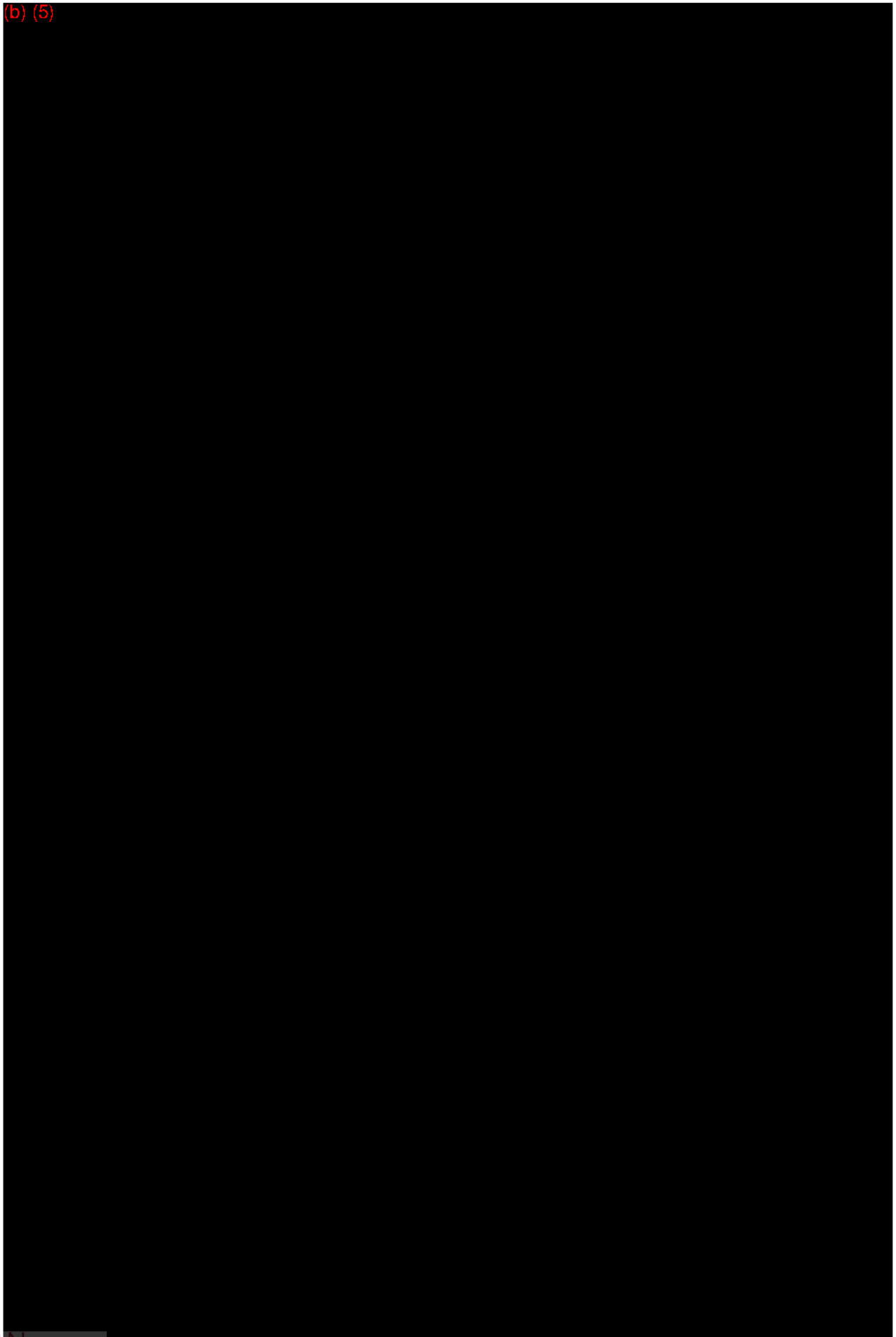
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Sent: Tuesday, June 30, 2020 3:35 PM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

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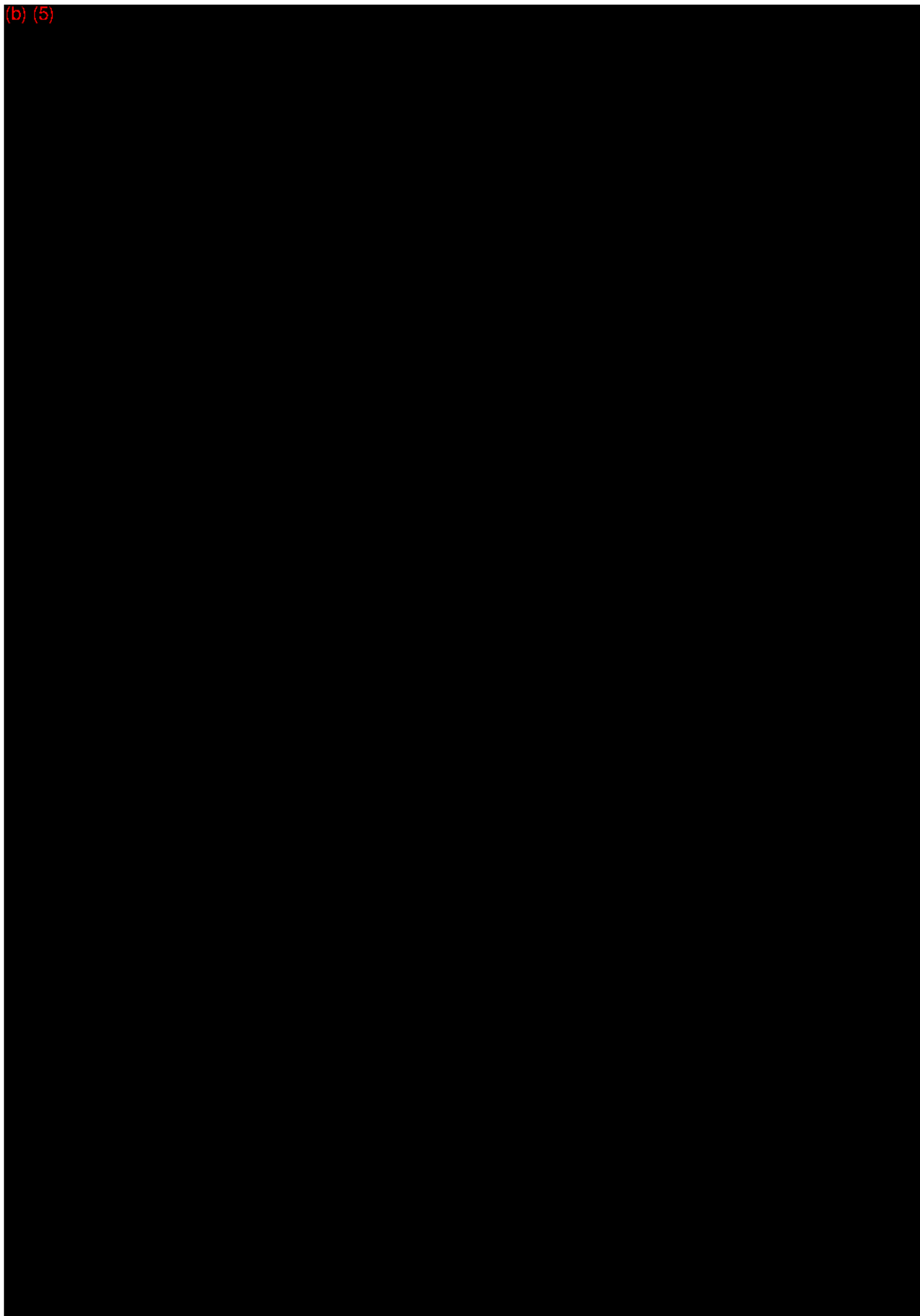
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman <(b) (6)>
Sent: Sunday, June 28, 2020 7:50 PM
To: Marie Lennon <(b) (6)>; Diane Cullo <(b) (6)>
Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon <(b) (6)>

Sent: Sunday, June 28, 2020 6:05 PM

USAGM-20-1819-B-000288

FOIA20-046 052

To: Diane Cullo (b) (6) >; Emily Pauline Newman <(b) (6) >
Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
 Marie

Employee On-Board Counts by Organization June 2020				
Appointment Type	Organizational Element			
	USAGM	TSI	VOA	OCB
PAS	1			
SES	8	3	3	
Senior Level	2			
Consultant	2			
General Schedule	169	135	846	93
Non-Citizens			87	
Foreign Service		11	3	
Wage Board			44	
Totals	182	149	983	93
Agency On-Board Total: 1,238				

Marie Lennon
 Director of Management Services
 U.S. Agency for Global Media (USAGM)

USAGM-20-1819-B-000289

FOIA20-046 053

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



U.S. AGENCY FOR
GLOBAL MEDIA

UNITED STATES
BROADCASTING
BOARD OF
GOVERNORS

From: [Emily Pauline Newman](#)
To: [Diane Cullo](#)
Subject: Fwd: Critical HR Actions
Date: Thursday, June 25, 2020 2:03:57 AM
Attachments: [Tier 2 Select Hiring Justifications.docx](#)
[USAGM_HIRING_ACTIONS_Pipeline_6.15.2020.xlsx](#)

Can we circle back in anything outstanding here tomorrow?

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From: Matthew Walsh <(b) (6)>
Sent: Tuesday, June 16, 2020 9:02:30 AM
To: Emily Pauline Newman <(b) (6)>; Diane Cullo <(b) (6)>
Cc: Matthew Walsh <(b) (6)>; Marie Lennon <(b) (6)>; Oanh Tran <(b) (6)>; David Kligerman <(b) (6)>; Daniel Hanlon <(b) (6)>; Logan B. McVey <(b) (6)>
Subject: Critical HR Actions

Emily/Diane,

As you know, per CEO Pack's directive last week, we've frozen all HR and contracting actions in the pipeline as well as technical migrations, which we've interpreted broadly to apply to any changes in software or hardware systems. I'm going to be flagging for you this week actions in each category on the federal side that we recommend the CEO allow to move forward.

Would be great if we could discuss process around the three categories and how you'd like to proceed. I can tweak how this is being presented to you however you'd like, no prob. But most importantly – there will be some pretty critical items in each category that we should brief you on this week so urgent operations aren't affected.

The rest of this e-mail and the attachments pertain only to the HR actions. Kudos to Marie and her team ((b) (6)), and everyone else) for pulling this all together so quickly:

- The attached spreadsheet is the comprehensive list of all HR actions in the pipeline for USAGM, VOA, and OCB. HR worked with senior staff across the federal elements to put this together.
- Marie and I recommend that all 24 "Tier 1" actions be allowed to move forward now or ASAP. These are either actions where (a) an offer has been made and was accepted; or (b) hires who need a J-1 (journalist) visa to come to the U.S. and are in danger of losing the visa if we don't proceed.
 - Hire Has Accepted Offer: In these cases, the applicant was made an offer and accepted. These individuals either have been cleared by security (what's called a "pre-suitability" determination) and are awaiting the assignment of a start date, or currently are being vetted by security for a pre-suitability determination. (Pre-

suitability is not the full background investigation that we also conduct for most hires; rather, this is the cursory review sufficient enough to allow them to start while the full investigation is being completed DOD, which conducts our background investigations.) So these individuals could have reasonably expected to start in the next few weeks.

- J-1 Visa: Obtaining a J-1 visa is a lengthy process involving lots of moving pieces at other agencies (mainly State and DHS). Based on what we've seen in the past, pausing the hiring process could affect hires' ability to obtain a visa.

- "Tier 2" actions simply are all other HR actions in the pipeline. There are 61 of these, and I recommend that 19 of them be allowed to move forward now. (These are the 19 that have been flagged by senior staff as most critical.) The attached Word document provides brief written justifications for all 19 of these. Roughly speaking, these 19 are either positions critical to ongoing priority reform efforts (HR and IT reform, OCB reform, etc.) or critical support jobs that need to be filled to keep IT, production, transmission station, etc. support going at current levels. Most of these positions are U.S.-based, but some are overseas. These 19 are not listed in priority order; rather, they are grouped by operational unit. My suggestion is we brief you on all of these so you can better understand them and the broader background behind each, ask questions, etc.

- Re: hiring new schedule c appointees, bringing on the new CEO's team and key hires, etc., we started planning for that months ago on the hiring and budget fronts to make sure the new CEO has the flexibility needed to bring on his team. Suggest a briefing around that soon, including the big picture re: FY20 hiring. The CFO Office is a key part of that.

- There also are related issues – disciplinary cases, the question of when to do our next round of buyouts (we've been aggressive on this front), etc. – that would be great to discuss with you as well.

Cheers, Matt

From: [Marie Lennon](#)
To: [Diane Cullo](#); [Emily Pauline Newman](#)
Subject: J1 Visas
Date: Wednesday, July 1, 2020 3:54:23 PM
Attachments: [image001.png](#)
[Summary - Non-Citizen Legal Authorities.docx](#)

1. Extension Request. I asked one of our HR Deputies to talk to our contact at the State Department. Her name is (b) (6) and she works in the Bureau of Educational and Cultural Exchanges, Academic and Government Programs Division. She is understanding about our situation but she cannot provide additional time to us as it's not within her authority. USCIS provided the two-month extension to J1 visa holders in consideration of the pandemic but State cannot change the law behind the mandate that permission to work is only good for one year and if that permit is not extended, the employee must return to their home country. As I mentioned previously, it is our Agency's policy to provide 30 days following the expiration of the permission to work before sending the employee back home. We are on day 1 of 30.

I asked my HR Deputy to go back to the State Department and ask for any policies and procedures that they have put into place with regard to the management of the J1 program at State. Looking for best practices and guidance in order for us to update our own policies and procedures.

2. General – J1 Visa Program. Our internal policy document on J1 visas has not been updated in a long time, and does not include criteria to be applied with regard to making determinations about continuation of employment nor sponsorship for citizenship. In my experience those determinations are based on the job performance of the employee and their role within the language service. If they are high-performing, possess excellent journalistic and language skills as well as their experience both at VOA and in previous positions, they are most often sponsored for citizenship. Language services would argue that it's in the best interests of the mission to retain such an employee.

I've attached a brief summary of the legal authorities surrounding non-citizen employment and the J1 visa program.

As always, happy to discuss further.

Thanks,
Marie

From: Diane Cullo (b) (6)
Sent: Wednesday, July 1, 2020 12:55 PMA
To: Marie Lennon (b) (6); Emily Pauline Newman (b) (6)
Subject: RE: Two Info Items

Thx.

From: Marie Lennon (b) (6)

USAGM-20-1819-B-000293

FOIA20-046 057

Sent: Wednesday, July 1, 2020 12:49 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: RE: Two Info Items

Checking my info with the legal team now. Stay tuned.

From: Diane Cullo (b) (6)

Sent: Wednesday, July 1, 2020 12:20 PM

To: Emily Pauline Newman (b) (6); Marie Lennon (b) (6)

Subject: RE: Two Info Items

Greetings!

Don't see a response to this. Any update on the legal authorities and internal policies/procedures? If it's taking time to compile internal documents, please send legal citation in the interim.

Thanks much!

Diane

From: Emily Pauline Newman (b) (6)

Sent: Tuesday, June 30, 2020 8:41 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: Re: Two Info Items

Thanks, Marie. I'm referring to both legal authorities and internal policies and procedures.

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From: Marie Lennon (b) (6)

Sent: Tuesday, June 30, 2020 8:30:39 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

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From: Emily Pauline Newman (b) (6)

Sent: Tuesday, June 30, 2020 8:17 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Hi Marie,

Thank you for this.

It's concerning that some of the fundamental questions remain unanswered – including on what basis, and under what authority, the agency is sponsoring J1 visa holders for employment and permanent residence. While the attached “justification” document offers some helpful context, it does not answer questions 7 or 9. Additionally, a number of the other specific questions are only partially addressed and, much like the last round, the responses raise additional questions and concerns.

Diane and I will call you back shortly to discuss. No matter what, this basic information will be required.

Best,
Emily

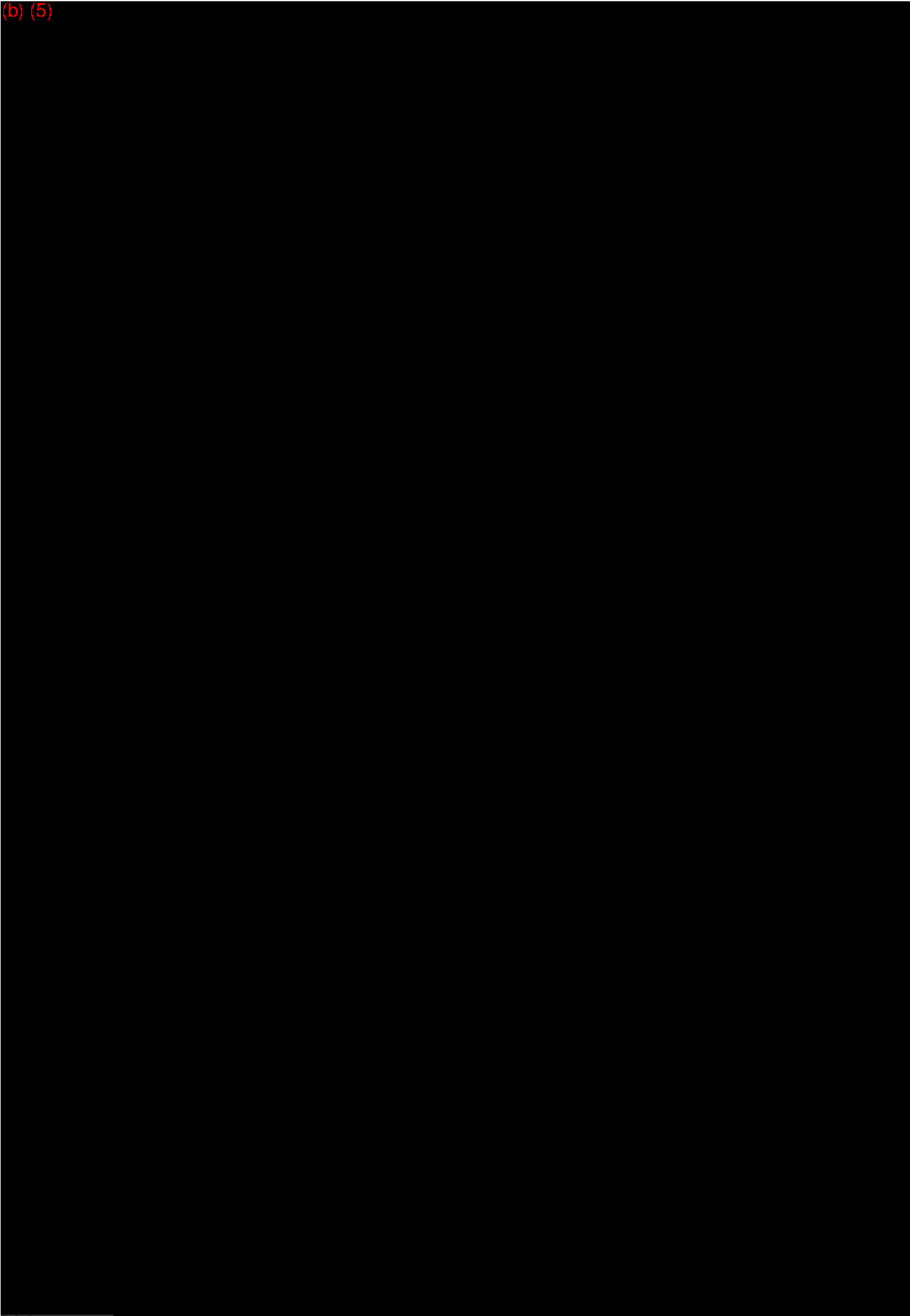
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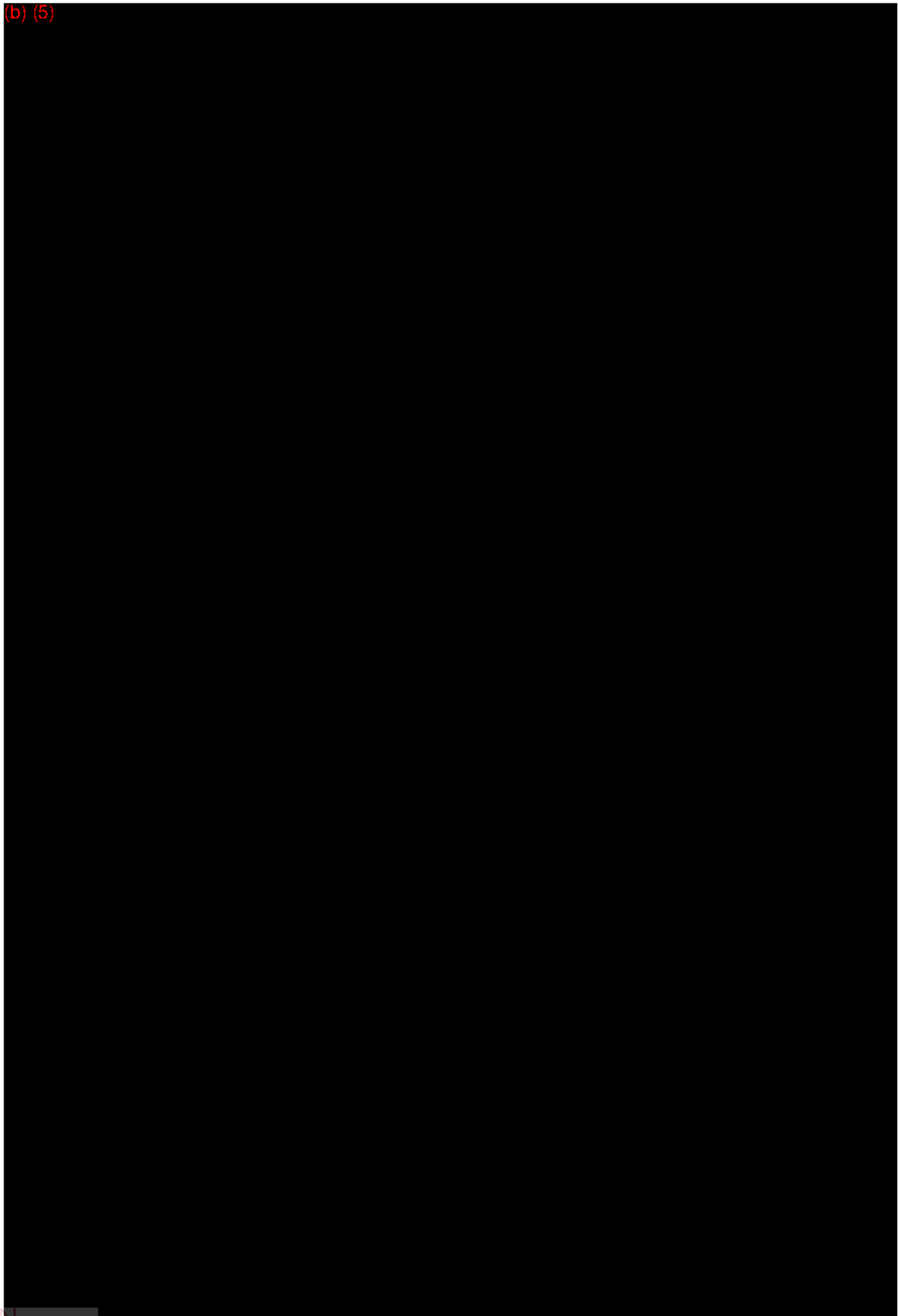
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
Marie

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Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: [Marie Lennon](#)
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Attachments: [image001.png](#)
[Summary - Non-Citizen Legal Authorities.docx](#)

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Sent: Wednesday, July 1, 2020 12:55 PMA
To: Marie Lennon (b) (6); Emily Pauline Newman (b) (6)
Subject: RE: Two Info Items

Thx.

From: Marie Lennon (b) (6)

USAGM-20-1819-B-000301

FOIA20-046 065

Sent: Wednesday, July 1, 2020 12:49 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: RE: Two Info Items

Checking my info with the legal team now. Stay tuned.

From: Diane Cullo (b) (6)

Sent: Wednesday, July 1, 2020 12:20 PM

To: Emily Pauline Newman (b) (6); Marie Lennon (b) (6)

Subject: RE: Two Info Items

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To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

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(b) (5)



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Emily

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Sent: Tuesday, June 30, 2020 3:35 PM

To: Emily Pauline Newman (b) (6); Diane Cullo (b) (6)

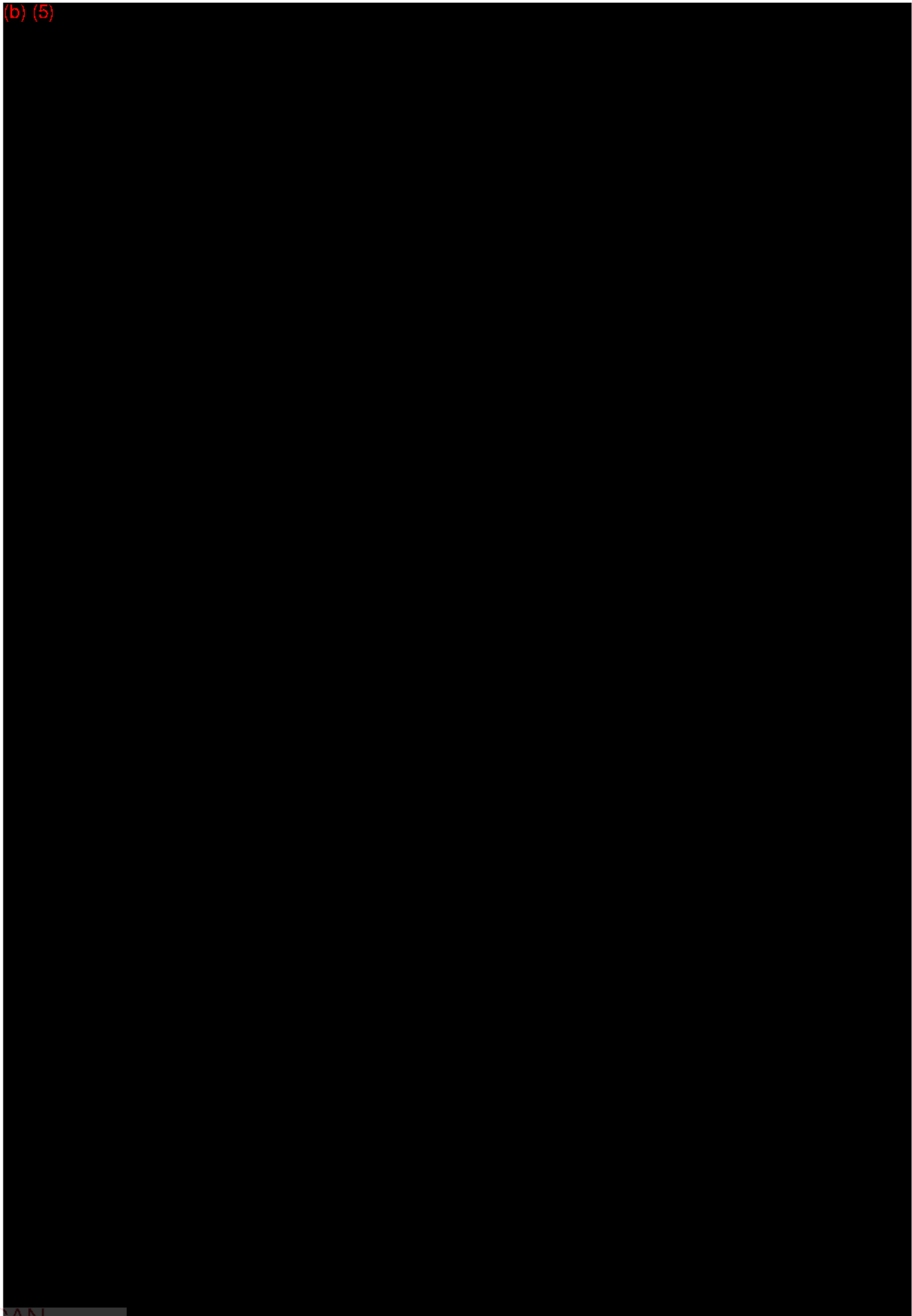
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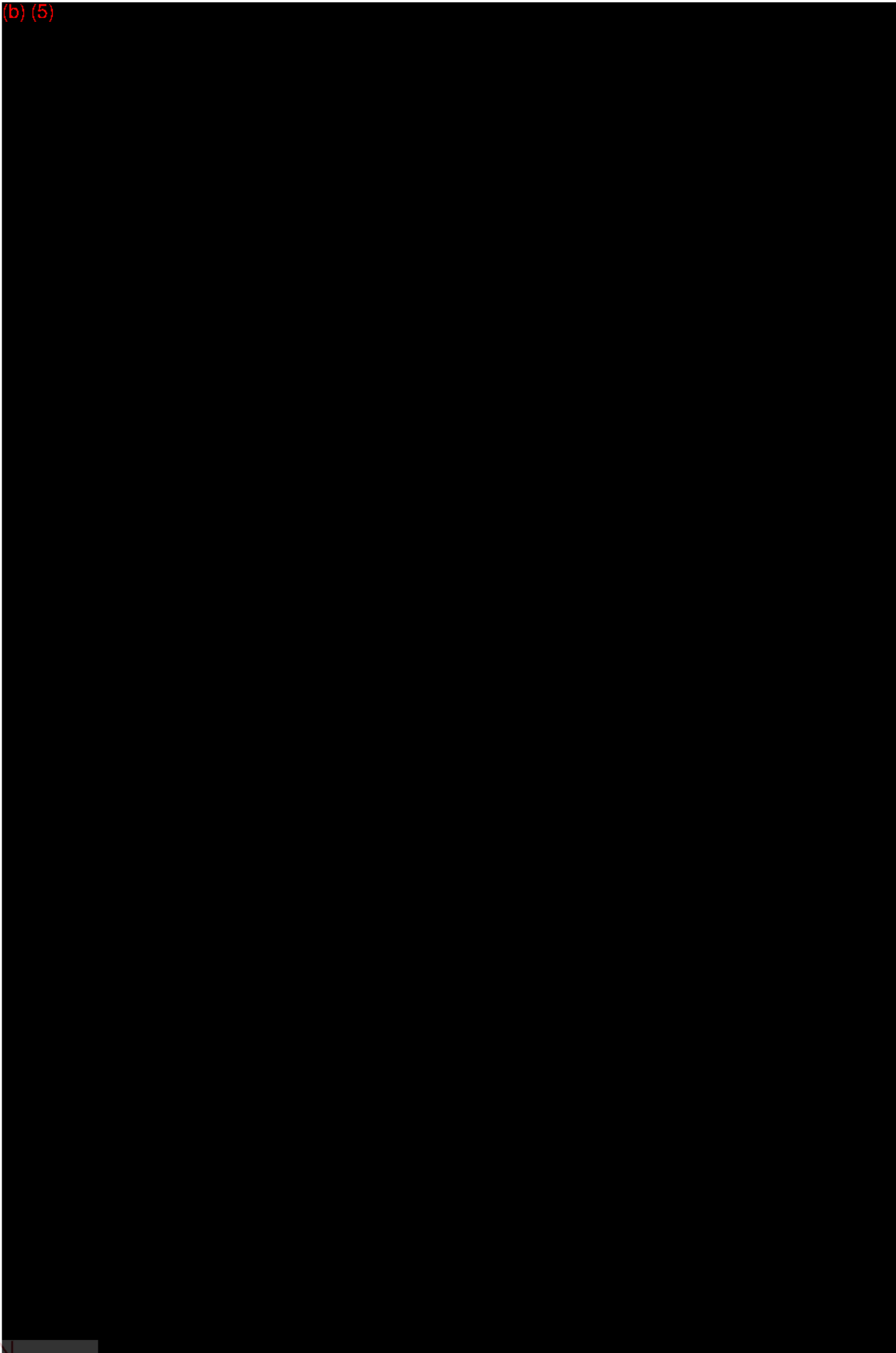
(b) (5)



(b) (5)



(b) (5)



(b) (5)



From: Emily Pauline Newman (b) (6)

Sent: Sunday, June 28, 2020 7:50 PM

To: Marie Lennon (b) (6); Diane Cullo (b) (6)

Subject: RE: Two Info Items

Thank you, Marie!

(b) (5)



(b) (5)

Best,
Emily

Emily Newman
Chief of Staff

(b) (6)

From: Marie Lennon (b) (6)

Sent: Sunday, June 28, 2020 6:05 PM

To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)

Subject: Two Info Items

Diane & Emily,

(b) (5)

Many thanks,
Marie

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Marie Lennon

Director of Management Services
U.S. Agency for Global Media (USAGM)

Teams: (b) (6)

Mobile: (b) (6)

(b) (6)



From: (b) (6)
To: [Emily Pauline Newman](#); (b) (6)
Subject: Next steps
Attachments: [Next Steps for USAGM Get Well 8 07 2020.docx](#)

Meeting to discuss next steps (attached)

From: (b) (6)
To: [Emily Pauline Newman](#); (b) (6)
Subject: Next steps
Attachments: [Next Steps for USAGM Get Well 8 07 2020.docx](#)

Meeting to discuss next steps (attached)

From: [Toni DeLancey](#)
To: [CEO2016](#); [Jonathan Bronitsky](#); [Emily Pauline Newman](#); [Diane Cullo](#)
Cc: [Sam Dewey](#); [Morvared Namdarkhan](#); [Frank Wuco](#)
Subject: OPM/ODNI Roll out strategy / VOA Urdu Roll out Strategy
Attachments: [Roll-out Security Comms Strategy DRAFT073020_730pm.docx](#)
[Messaging - security 5.0 - draft.docx](#)
[USAGM - backgrounder - draft.docx](#)

As discussed... this time does seem to work for everyone (Note: Frank/Mora/Sam are included to receive the attachments –Jonathan just sent as well).

From: [Oanh Tran](#)
To: [Diane Cullo](#); [Emily Pauline Newman](#)
Cc: [CEO Office](#)
Subject: Permanent Residency Sponsorship Request for VOA (b) (6)
Date: Monday, June 29, 2020 3:31:33 PM
Attachments: [J1 VISA PERMANENT RESIDENCY SPONSORSHIP MEMO - \(FTE\) \(b\) \(6\).pdf](#)

Hi Diane/Emily,

Attached please find a memo from VOA requesting a J-1 visa extension for VOA (b) (6)

VOA hired (b) (6) as a Full Time Employee (b) (6) current J-1 visa will expire on August 6, 2020, so we need to submit (b) (6) paperwork to ICE soon to convert (b) (6) status so (b) (6) can continue to work for VOA.

We recommend the CEO's immediate approval of the above request from VOA to sponsor (b) (6)

Many thanks!

From: (b) (6)
Sent: Monday, June 29, 2020 12:59 PM
To: CEO Office (b) (6)
Subject: (b) (6) J1 Visa Permanent Residency Sponsorship

Oanh,

Attached please find a Permanent Residency Sponsorship for (b) (6) for CEO Pack's signature. We have used the new coversheet you sent around.

In addition, is there any update on the three documents we recently sent—I assume they are still awaiting signature?

Thanks
(b) (6)

From: (b) (6)
To: [Sandy Sugawara](#)
Cc: [Ethics](#)
Subject: additional information required to certify your financial disclosure report
Date: Monday, June 15, 2020 12:11:02 PM
Importance: High

Hi Sandy-

I have a few questions after reviewing your report.

1. Do any of your (b) (6) clients do business with USAGM or any of its networks?
2. Do you have a listing of the assets in your (b) (6)? They need to be listed under that entry in your form as follows:
 1. (b) (6)
 - 1.1 Holding
 - 1.2 Holding
 - 1.3 Holding

Feel free to call if you need assistance.

Best,

(b)
(6)

(b) (6)
Assistant General Counsel
U.S. Agency for Global Media
(b) (6) office)
(b) (6)

From: [Daniel Hanlon](#)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: check-in
Date: Thursday, June 11, 2020 10:30:10 AM

Hey guys - In a meeting that's running long. I know ya'll talked to Logan last night. No updates for you as of yet. Can we push back our check-in TBD?

From: [Sandy Sugawara](#)
To: [Daniel Hanlon](#); [Logan B. McVey](#)
Subject: Fw: Mandarin coverage of the June 4th Tiananmen anniversary -- just fyi
Date: Wednesday, June 10, 2020 5:09:59 PM

just fyi

From: (b) (6) (b) (6)
Sent: Wednesday, June 10, 2020 4:38 PM
To: Sandy Sugawara (b) (6)
Subject: Mandarin coverage of the June 4th Tiananmen anniversary

Hi Sandy and (b) (6),

I was working on our weekly impact report and thought you might be interested in our coverage of the 31st Tiananmen anniversary. The coverage is a good combination of in-depth and personal stories. We also have a lot of social media content.

Although not publicly observed in Mainland China, Chinese all over the world held vigil and online memorial to mark the 31st anniversary of Tiananmen Square Massacre. VOA had wall to wall coverage from Beijing, Taipei, Hong Kong and here in the United States.

Main article/video story (web, social media)

What have become of [China's young people since June 4th](#)? (16K pageviews, 4.2K engagement on [Twitter](#))

Three decades and one year have passed since the Tiananmen Square crackdown when Chinese troops gunned down student-led pro-democracy protesters. Young people in China now are no longer talking about the Tiananmen, in fact, they suffer from "amnesia" and "apathy" toward the event. They show little hint of the revolutionary zeal, which the students in June 4th era demonstrated. What happened?

The [video](#) generated 36.5K views on Twitter and 12.4K engagement.

Three personal stories (web/social media)

A generation gap emerged in the Tiananmen crackdown awareness among young Chinese (2.7K pageviews, 4.5K engagement on [Twitter](#))

Wary of anything political, young Chinese are no longer interested in preserving the memory of Tiananmen. In an environment where the open discussion of the crackdown still remains the biggest political taboo, and patriotic education has become a main theme, most young Chinese choose to shun away from the topic. But a [22 year-old student](#) won't let the crackdown be entirely forgotten, he chooses to revisit that history.

From "being born Red" to a pro-democracy activist, the then and now of a Tiananmen participant (12.1K pageviews, 12.4K engagement on [Twitter](#))

[Zhang Yi](#), one of the many Pro-democracy protestors in Wuhan city, was arrested and

USAGM-20-1819-B-000315

received a two-year sentence for “disrupting traffic order”. He was later reportedly tortured in prison, resulting in deafness in his ears. After many years since the June 4th crackdown, Zhang has persisted in commemorating the anniversary and fighting the system.

Tiananmen witnesses remember an air of celebration, and then 'An Orwellian silence'
(2.7K pageviews, 88.9K engagement on [Twitter](#))

31 years later, [Zhou Fengsuo](#), a former student leader in Tiananmen square protests who was later jailed, remembers the scene: “There was a lot of celebration. For the first time, you see this freedom in the air, that inspired people to celebrate to be hopeful and be joyful in Tiananmen Square, the symbol of power in China. That’s the most inspiring story of 1989.”

The [video](#) generated 49.5K views on Twitter and 18.8K engagement.

The world's attention

Beijing: Led by a retired university professor whose teenage son was shot and killed by government troops during the 1989 protests, [Tiananmen Mothers](#), a group of Chinese democracy activists, mourned their lost ones under strict police surveillance. (5.9K pageviews, 5.2K engagement on [Twitter](#), The related [video](#) generated 22.5K views on Twitter)

Taipei: VOA brings you to [Taipei’s Liberty Square](#), where more than three thousands gathered to commemorate June 4th and show their support for Hong Kong. Meanwhile, Chinese historian Wu Renhua, a protester and survivor of the June Fourth massacre in 1989, told a book launch in Taipei that the students-led democracy movement has a far greater influence than that of the May Fourth movement on China and the rest of the world. (3.7K pageviews, 1.3K engagement on [Twitter](#). The related [video](#) generated 16.7K views on Twitter)

Hong Kong: Tens of thousands of demonstrators in Hong Kong have defied a ban to stage a mass [vigil for victims of the June 4th](#). An annual vigil has been held in Hong Kong since 1990, but this year, it was banned by HK police due to health concerns over coronavirus. (Iris Tong in Hong Kong) (5.4K pageviews. The related [video](#) generated 21.1K views on Twitter)

Washington DC: Several [U.S. Congress members issued statements](#) on the 31st anniversary of the violent repression of the Tiananmen Protest. While condemning Chinese government’s brutality and celebrating the courage of students and civilians who took the streets in 1989, U.S. lawmakers also lashed out at Xi Jinping’s increasingly authoritarian rule. (13K pageviews, 59K engagement on [Twitter](#))

- House speaker [Nancy Pelosi](#) remembered her unfurling the flag in Tiananmen square in 1991: “For me, today (June 4th) is a very sad and special day...” (43K views and 17.1K engagement on Twitter)
- Senator [Marco Rubio](#) marked 31-year anniversary of Tiananmen crackdown : "One should never lose hope." (16.2K views and 3.6K engagement on Twitter)
- White House [Press Secretary Statement](#) commemorating the 31st anniversary of the Tiananmen square massacre. (7.8K pageviews, 5.6K engagement on [Twitter](#))

- Secretary of State [Mike Pompeo](#) met with survivors of the Tiananmen Square crackdown in a closed-door meeting on June 2nd, two days before the 31-year anniversary of the bloody events of June 4, 1989. He also tweeted criticism of China and Hong Kong for barring a vigil to mark the anniversary. (28K pageviews, 20K engagement on [Twitter](#))
- Spokeswoman [Morgan Ortagus](#) remarked in an exclusive interview with VOA: "We promise to continue to tell their stories to the world. It won't be forgotten. We will remember Tiananmen..." (36.1K views and 12.6K engagement on Twitter)

New York: PEN America, a group of democracy seeking writers and poets, bestowed the 2020 [PEN/Barbey Freedom to Write Award](#) on Chinese civil rights activist and lawyer Xu Zhiyong on the 31st anniversary of June 4th. Xu was detained earlier for penning an essay to criticize China's control of COVID-19. (1.3K pageviews, 9.1K engagement on [Twitter](#))

LA: Non-profit human rights group "Humanitarian China" marks the 31st anniversary of the Tiananmen Square Massacre by holding a [virtual commemoration](#). Activists, crackdown witnesses, Tiananmen mother, scholars, people joined the online events from all around the world, recall the past and look ahead. (Lihua in LA) (9.7K pageviews, 16.2K engagement on [Twitter](#))

From: [Matthew Walsh](#)
To: [Jim Tunnessen](#); [Sandy Sugawara](#)
Cc: (b) (6); [James Reeves](#); (b) (6); [Matthew Walsh](#)
Subject: FW: Performance Tuning of Voltron
Date: Tuesday, June 9, 2020 3:10:13 PM

Jim and Sandy,

Michael Pack reached out to us this morning and directed a “freeze” on a number of items, including “all technical migrations.” We’re attempting to get clarity on what that means, but to be safe I think we should hold off on any further Voltron launches (including Russian and Mandarin) until we can ensure he’s ok with continued Voltron launches. It may be the case that we’ll need to send him something in writing on this later this week so we can get his formal ok. I’m trying to organize a call with his incoming appointees so we can hopefully get some clarity, and I’ll pass on what I learn.

Jim, in the immediate term this shouldn’t slow anything down since Russian and Mandarin are both delayed. Any sense of when those launches were going to be pushed to?

Will circle back as soon as I learn anything else, but definitely by tomorrow. I think if at that point we’ve been unable to get any clarity, it likely will make sense for us to send him something in writing.

Cheers, Matt

From: Jim Tunnessen (b) (6)
Sent: Monday, June 8, 2020 11:23 AM
To: Sandy Sugawara (b) (6); (b) (6); Matthew Walsh (b) (6)
Cc: (b) (6)
Subject: Performance Tuning of Voltron

Just wanted to inform the group that we are delaying the Russian and Mandarin launch in order to do some performance tuning on Voltron. This is currently under way and we will let you know when we have new deployment dates for these two sites.

Jim

Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: [Sandy Sugawara](#)
To: (b) (6)
Subject: Fw: RESIGNATION -- COPY
Date: Tuesday, June 16, 2020 2:41:36 PM
Attachments: [Bennett Sugawara VOA Resignation 6-15-20.pdf](#)
[VOA 2016-2020 \(6-15-20\).pdf](#)

d.i have not had any communications with the White House between June 4 - June 15
c.i have not had any communications with CDC during those dates
b. attached is the letter of resignation. It was sent to Michael Pack and also USAGM's White House liaison. I will also forward that one.
I can't find any other records related to resignation

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 9:28 AM
To: (b) (6) (b) (6) >
Cc: Sandy Sugawara (b) (6)
Subject: Fw: RESIGNATION -- COPY

FYI

From: Amanda Bennett
Sent: Monday, June 15, 2020 8:19 AM
To: Michael Pack (b) (6)
Cc: Sandy Sugawara (b) (6)
Subject: RESIGNATION

Dear Michael:

Attached please find a resignation letter for Director Amanda Bennett and Deputy Director Sandy Sugawara. It is effective for close of business Tuesday to give us time to wrap up with our teams and to clear our personal effects from our offices.

We are also sharing with you a document with our accomplishments over the past four years. At the end of the document are links to a sampling of VOA's work that we hope you will enjoy. We also hope you will be as impressed as we are at the hard work and dedication of the VOA staff that led to these changes.

We wish you all the best

Amanda and Sandy

From: [Sandy Sugawara](#)
To: (b) (6)
Subject: Fw: RESIGNATION - June 15
Date: Tuesday, June 16, 2020 2:41:41 PM

Here is the email that forwarded it to the white house liaisons, plus the reply of CFO Grant Turner

From: Grant Turner (b) (6)
Sent: Monday, June 15, 2020 9:02 AM
To: Amanda Bennett (b) (6); David Kligerman (b) (6)
Cc: Sandy Sugawara (b) (6); Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Subject: Re: RESIGNATION

Thank you Amanda and Sandy,

You have both been incredible leaders for VOA and USAGM.

Grant

Get [Outlook for iOS](#)

From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 8:41:24 AM
To: Grant Turner (b) (6); David Kligerman (b) (6)
Cc: Sandy Sugawara (b) (6); Logan B. McVey (b) (6); Daniel Hanlon (b) (6)
Subject: Fw: RESIGNATION

Dear Grant and David --

Attached is the resignation letter that we sent a few minutes ago to Michael Pack and to Dan Hanlon and Logan McVey.

We wanted to thank you both for everything you have done for VOA over the years and for your service during the transition period.

My best,

Amanda and Sandy

From: [Sandy Sugawara](#)
To: (b) (6); [Marie Lennon](#)
Cc: (b) (6)
Subject: Fw: Welcome from VOA Studio and Production Operations
Date: Friday, June 12, 2020 4:57:33 PM
Attachments: (b) [Bio_2020.2.docx](#)
[Studio47_Launch.jpg](#)
[Studio2_Launch.jpg](#)

From: (b) (6)
Sent: Friday, June 12, 2020 4:26 PM
To: Michael Pack (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); Kelu Chao (b) (6)
Subject: Welcome from VOA Studio and Production Operations

Hi Michael,

I wanted to add my welcome to USAGM and VOA and also provide an introduction. My name is (b) (6) Director of VOA Studio and Production Operations. I came to VOA in March of 2018 after 37 years of working in the private broadcasting sector as you can see from my attached Bio. One of the main goals upon joining VOA was to improve the image, branding and overall look and feel of our programs. The team has improved lighting in all the studios, reimagined the Persian broadcasts into a network called VOA 365 with new music, graphics and a modernized TV studio 50, transformed TV master control into HD and completely rebuilt TV studio 47 along with radio on TV studios 2 and 18. I have attached some photos from the launch of the studios to show the new modern look.

Here is a quick overview of Studio and Production Operations (SPOP), a bit of history, current status and the future. With 185 FTE employees along with 90 contractors, SPOP builds, operates and maintains the broadcast infrastructure of VOA, with 8 television studios, 32 video editing suites, 21 radio broadcast studios, 20 audio production and recording studios, 26 professional audio mixing and dubbing stations along with radio and TV facilities for master control, recording, scheduling, feed intake and graphic production.

The division has staff and facilities primarily in Washington DC, but also New York, Los Angeles, London, and travels worldwide in support of VOA productions.

We have the following major projects underway this year, some of these projects may need contract modification or updates of the statement of work. I will be sending you next week a separate list of priorities as we collaborate with our contracting office on this contract modifications:

A complete renovation of our two New York City bureau studios, building on the bright new modern look from TV studio 47. We are redesigning the control rooms and facilities to incorporate elements for a COOP plan as well as increased production capability.

- A complete rebuild of TV Studio 52, one of VOA's largest.
- Completion of a 3-year project to build a new Radio Master control
- A new Quality Control (QC) center that will consolidate 3 functions into one area to check remote signals for broadcast standards.
- Completing the build out of our new HD house router that is the backbone of our TV infrastructure.
- Support language services in the coverage of the conventions and U.S. elections.

For the future:

SPOP has proposed an aggressive 3-year plan to continue to update and modernize our TV and radio studios to improve the look and change the studios from dark outdated designs to bright modern ones.

I am very proud and happy to be a part of VOA, while we have some big challenges, I feel that we have been able to address many of them over the past two years and lay the groundwork to improve our production environment for all our studios.

I look forward to working with you and please let me know if you have any questions.

Best regards,

(b) (6)

From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Subject: Fw: worrisome emals
Date: Thursday, June 11, 2020 1:48:08 PM
Attachments: (b) (6)

i think these are all the emails. The last one was today.

They all went to a private email account, not through the government email

(b) (6) also called my special assistant, so we have (b) (6) phone no. (b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:18 PM
To: Andrew M. Jansen (b) (6)
Cc: Amanda Bennett (b) (6) (b) (6)
Subject: worrisome emals

Drew,

(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.

(b) (6) and I gave (b) (6) excellent recommendations. I think (b) (6) got a new job around the winter of 2019.

I can fill you in on more if you have time to discuss.

Sandy

From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Subject: Fw: worrisome emals
Date: Thursday, June 11, 2020 1:48:07 PM
Attachments: (b) (6)

i think these are all the emails. The last one was today.

They all went to a private email account, not through the government email

(b) (6) also called my special assistant, so we have (b) (6) phone no. (b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:18 PM
To: (b) (6) (b) (6)
Cc: Amanda Bennett (b) (6) (b) (6)
Subject: worrisome emals

(b) (6),
(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.

(b) (6) and I gave (b) (6) excellent recommendations. I think (b) (6) got a new job around the winter of 2019.

I can fill you in on more if you have time to discuss.

Sandy

From: [Sandy Sugawara](#)
To: (b) (6)
Cc: (b) (6); [Marie Lennon](#); [Amanda Bennett](#)
Subject: Fw: worrisome emals
Date: Thursday, June 11, 2020 12:30:40 PM
Attachments: (b) (6)

(b) (6),
The email I got today was particularly troubling:
(b) (6)
"

Sandy
(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:18 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6); (b) (6)
Subject: worrisome emals

(b) (6)
(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.
(b) (6) and I gave (b) (6) excellent recommendations. I think (b) (6) got a new job around the winter of 2019.
I can fill you in on more if you have time to discuss.

Sandy

From: (b) (6)
To: (b) (6) ; Sandy Sugawara; Amanda Bennett; (b) (6)
Cc: (b) (6)
Subject: Fwd: Burundi Election
Date: Tuesday, June 9, 2020 3:05:12 PM
Attachments: [image001.png](#)

Sharing this feedback from the Hill on the VOA coverage of the Burundi election. (b) (6) did a great write-up that we shared with multiple offices.

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: June 9, 2020 at 2:31:44 PM EDT
To: (b) (6)
Cc: (b) (6)
Subject: Burundi Election

Hi (b) (6) and (b) (6),

I wanted to say thank you again for pulling together the information regarding the Burundi election. It was very well received by staffers on the Hill. I specifically wanted to share the following note we received: "This is important work and it's good for us to know just how much these reporters are putting on the line."

Keep up the good work! We love telling the African service's story on the Hill.

Best,

(b) (6)
Congressional Liaison
U.S. Agency for Global Media/Voice of America
(b) (6) (b) (6)
PH: (b) (6)



From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Subject: Fwd: Form Submission - Contact - Rejoicing
Date: Tuesday, June 16, 2020 7:43:53 AM

(b) (6) - I received this email yesterday.
Sandy

----- Forwarded message -----
From: (b) (6)
Date: Mon, Jun 15, 2020 at 3:55 PM
Subject: Form Submission - Contact - Rejoicing
To: (b) (6)

Name: (b) (6)

Email Address: (b) (6)

Subject: Rejoicing

Message: (b) (6)

(b) (6)

(b) (6)

(b) (6)

(Sent via (b) (6))

From: [Grant Turner](#)
To: [Sandy Sugawara](#); (b) (6)
Cc: [Amanda Bennett](#)
Subject: Fwd: Immediate Administrative Actions
Date: Tuesday, June 9, 2020 10:30:54 AM

Hi Sandy (b) (6),

See below related to technical migrations in particular.

Grant

Get [Outlook for iOS](#)

From: Michael Pack (b) (6)
Sent: Tuesday, June 9, 2020 10:03 AM
To: David Kligerman
Cc: Grant Turner; Diane Cullo; Marie Lennon
Subject: Immediate Administrative Actions

Effective immediately, there is a freeze on the following actions: (1) obligations for new contracts or extensions of any contract; (2) all personnel actions relating to hiring or promotion, and excluding retirements, and (3) all technical migrations. If you believe it is necessary to move on any of these matters immediately, please bring the matter to the attention of the CEO, with a written justification for the basis for such action.

Please make sure this is implemented across the agency.

Best,
Michael

From: [Grant Turner](#)
To: [Sandy Sugawara](#); (b) (6)
Subject: Fwd: Performance Tuning of Voltron
Date: Tuesday, June 9, 2020 5:31:42 PM

FYI as a heads up on a request from Matt potentially.

Get [Outlook for iOS](#)

From: Grant Turner (b) (6)
Sent: Tuesday, June 9, 2020 5:30 PM
To: David Kligerman; Matthew Walsh
Subject: Re: Performance Tuning of Voltron

Thanks Matt,

Maybe Dan and Diane have a preferred approach? You might check with them. I don't think it's a CFO call really. When I passed the note to VOA this morning (and to OCB as well) Sandy and (b) (6) quickly wrote back to ask about the impact on Voltron implementation. I pointed out that the instruction from the CEO would seem to apply to Voltron implementation, but that Michael provided for a written justification to weigh any technical migrations that should continue. They must have quickly got Jim Tunnesen working on a justification. Agree that Voltron is becoming an agency-wide platform. VOA (and MBN) might like having (b) (6) present a broader agency-wide justification, but I'm not sure. I think it's really Michael's preference here, so getting Dan and Diane to poll him might be the best next step.

Grant

Get [Outlook for iOS](#)

From: David Kligerman (b) (6)
Sent: Tuesday, June 9, 2020 4:45:20 PM
To: Matthew Walsh (b) (6)
Cc: Grant Turner (b) (6)
Subject: Re: Performance Tuning of Voltron

Agree.

Sent from my iPhone

On Jun 9, 2020, at 3:56 PM, Matthew Walsh (b) (6) wrote:

Grant, see below. I'm trying to make sure that everyone implements what Michael, so have been working with folks all day to make sure we're on top of this in my areas of responsibility.

I really think requests like this should go through USAGM and not directly from VOA to Michael Pack.

Are you ok if I ask them to do that?

Voltron is not just a VOA initiative (MBN already has implemented, for example), so it seems like it would make more sense for it to either go to Pack as a USAGM update or at least reflect a whole-of-organization viewpoint. USAGM (via (b) (6)) runs the weekly Voltron coordination meetings, which include USAGM, VOA, MBN, and RFE, and coordinates with all five networks. So I worry if this comes right from VOA to Pack it's going to paint a partial picture of what's going on with Voltron.

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 3:22 PM
To: Matthew Walsh (b) (6); Jim Tunnessen (b) (6); (b) (6)
Cc: (b) (6); James Reeves (b) (6); (b) (6)
Subject: Re: Performance Tuning of Voltron

Matt,

Grant suggested that Jim and Kelu send something to Michael Pack, explaining the Voltron situation, which I think they did.

One of them can respond.

From: Matthew Walsh (b) (6)
Sent: Tuesday, June 9, 2020 3:10 PM
To: Jim Tunnessen (b) (6); Sandy Sugawara (b) (6)
Cc: (b) (6); James Reeves (b) (6); (b) (6); Matthew Walsh (b) (6)
Subject: FW: Performance Tuning of Voltron

Jim and Sandy,

Michael Pack reached out to us this morning and directed a "freeze" on a number of items, including "all technical migrations." We're attempting to get clarity on what that means, but to be safe I think we should hold off on any further Voltron launches (including Russian and Mandarin) until we can ensure he's ok with continued Voltron launches. It may be the case that we'll need to send him something in writing on this later this week so we can get his formal ok. I'm trying to organize a call with his incoming appointees so we can hopefully get some clarity, and I'll pass on what I learn.

Jim, in the immediate term this shouldn't slow anything down since Russian and Mandarin are both delayed. Any sense of when those launches were going to be pushed to?

Will circle back as soon as I learn anything else, but definitely by tomorrow. I think if at that point we've been unable to get any clarity, it likely will make sense for us to send him something in writing.

Cheers, Matt

From: Jim Tunnessen (b) (6)
Sent: Monday, June 8, 2020 11:23 AM
To: Sandy Sugawara (b) (6); (b) (6); Matthew Walsh (b) (6)
Cc: (b) (6)
Subject: Performance Tuning of Voltron

Just wanted to inform the group that we are delaying the Russian and Mandarin launch in order to do some performance tuning on Voltron. This is currently under way and we will let you know when we have new deployment dates for these two sites.

Jim

Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: [Sandy Sugawara](#)
To: (b) (6); [Amanda Bennett](#)
Subject: im on conference line
Date: Tuesday, June 16, 2020 3:02:07 PM

just waiting for the host to come

From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6); [VOA Division Directors](#)
Cc: (b) (6)
Subject: May 2020 Business Development Highlights
Date: Tuesday, June 9, 2020 2:05:11 PM
Attachments: [May 2020 TSI Business Development Highlights for VOA.pdf](#)

Dear VOA Management,

Please find attached the TSI Business Development May 2020 Highlights. We are happy to answer any questions you may have.

Best,

(b) (6)



(b) (6)
Operations Manager, Office of Business Development

p: (b) (6)

m: (b) (6)

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

U.S. Agency for Global Media | Broadcasting Board of Governors
330 Independence Ave. SW | Washington, DC 20237
<http://usagm.gov>

From: Amanda Bennett

Sent: Monday, June 15, 2020 8:34 AM

To: Logan B. McVey (b) (6); Daniel Hanlon (b) (6)

Cc: Sandy Sugawara (b) (6)

Subject: RESIGNATION

Dear Dan and Logan:

Attached is a resignation letter from Director Amanda Bennett and Deputy Director Sandy Sugawara. We have made it effective for the end of the day Tuesday to enable us to wrap up with our staffs and to remove our personal effects from our offices.

We are also attaching a document showing the changes at VOA over the past four years. At the end of the document is a selection of links representing a variety of programming and stories. I know you will be as impressed as we are at the hard work of VOA's staff and of the dedicated professionals at USAGM, that brought about this transformation.

We wanted to thank you both for your professionalism during this transition. And we wish you both all the best.

Our best,

Amanda and Sandy

Our best,

Amanda and Sandy

From: (b) (6)
To: [Amanda Bennett](#); (b) (6)
Cc: [Sandy Sugawara](#); (b) (6); [CEO Execs](#); [Daniel Hanlon](#)
Subject: Fwd: info copy for DOJ and USAGM - press guidance on State's upcoming PRC media designations
Date: Tuesday, June 9, 2020 12:26:19 PM
Attachments: (b) (5)

Amanda (b) (6) :

Another update on the China front — today, the State Department is designating the U.S. operations of four additional PRC outlets as foreign missions. Please see below/attached. Similar to last time, it is fair to assume that any people we have in China could be targeted once this is announced. I believe VOA still has one correspondent still in Beijing - are there others? We'll be monitoring this, and of course Hong Kong too. Please let me know if I can be helpful. All the best,

(b) (6)

Begin forwarded message:

From: (b) (6) " (b) (6) (b) (6)
Subject: info copy for DOJ and USAGM - press guidance on State's upcoming PRC media designations
Date: June 8, 2020 at 6:15:01 PM EDT
To: (b) (6) <(b) (6) (b) (6)>
(b) (6) (b) (6)) (o)
<(b) (6) (b) (6)>
Cc: (b) (6) " (b) (6) (b) (6) (b) (6)
(o) (o) (b) (6) (b) (6) (b) (6) "
<(o) (o) (b) (6)>

Dear (b) (6)

Sharing an info copy (albeit non-final) of "if asked" press points on an upcoming media action (slated for Tue, Jun 9). Sorry to not share earlier; was a short fuse for us to get this prepped.

Also, a heads up that there might be the following in terms of a public rollout (possibly all taking place tomorrow):

- Secretary of State statement
- A Secretary of State and State Department Spokesperson tweet
- A White House backgrounder with WH bullpen press with Deputy NSC

Director Matt Pottinger and State's East Asia and Pacific Assistant Secretary
David Stilwell

- A call with interested parties with A/S Stilwell

Please flag for your press folks that they might get press inquiries on related matters such as VOA operations in China or FARA.

Best,

(b) (6)

(b) (6)

Public Diplomacy Desk Officer (China, Hong Kong, Taiwan, and Mongolia)

Bureau of East Asian and Pacific Affairs

U.S. Department of State

(b) (6) (telework)

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

From: [Amanda Bennett](#)
To: [VOA Notices](#)
Subject: Goodbye...
Date: Monday, June 15, 2020 11:20:08 AM
Attachments: [VOA 2016-2020 \(6-15-20\).pdf](#)

June 15, 2020

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

USAGM-20-1819-B-000338

Amanda and Sandy

From: (b) (6)
To: (b) (6) (b) (6)
Cc: [Amanda Bennett](#); [Sandy Sugawara](#); (b) (6)
Subject: Hill Update VOA Protest Coverage
Date: Wednesday, June 10, 2020 5:28:45 PM
Attachments: [image001.png](#)

Hello everyone,

(b) (6) and I would like to send the following update to the Hill tomorrow as an opportunity to highlight how VOA tells America's story. We would love your feedback and any suggestions. I apologize for the short turn around, but please send any thoughts by noon tomorrow.

Best

(b) (6)

In fulfilling its mission to tell America's story, VOA has been at the forefront of covering events surrounding the death of George Floyd from all different sides of the political spectrum and through the lenses of U.S. politics, military, businesses, and press freedom. Despite some [journalists being targeted at protests](#) including [VOA's own](#), VOA reporters across its 46 language services bravely cover the story as it unfolds. Working with USAGM's Office of Security, VOA issued safety protocols and made protective equipment available to reporters directly covering protests, and updated its Best Practices Guide to ensure that all reporters are aware of and uphold journalistic standards regarding reporting on protests.

VOA's weekly current affairs flagship program [Plugged in with Greta Van Susteren](#) covered various angles of the protest in its two most recent episodes. This week's show includes an interview with Detroit Chief of Police James Craig discussing his views on defunding police and overall police culture. Highlights of an interview with Former Secretary of Homeland Security Michael Chertoff, who served under President George W. Bush, initially conducted by VOA's Georgian Service, are also featured as well as discussions with public health officials concerning coronavirus safety while protesting.

A [special section](#) has been created on VOA's webpage to track English coverage of the protests. A sampling of English-language coverage is below, and some originated in the language services and were brought into English. In telling complex stories about the United States, VOA serves as a bridge between these events and the international audiences, who may lack the necessary context or history of an issue. VOA's comprehensive approach to reporting on these events helps provide that context and enhance greater understanding about the United States. VOA has also fact-checked several claims about the protests, including Polygraph's article ["Ignoring Its Own Record. China's Foreign Ministry Claims 'All Lives Matter'"](#).

[Why Americans of All Races are Protesting Now](#)
[What is US Military's Role in Times of Civil Unrest?](#)
[American Protestors in Their Own Words](#)

USAGM-20-1819-B-000340

FOIA20-046 028

[U.S. Race and Violence Statistics](#)
[Trump 'Mobilizing' Civilian, Military Resources to Quell Protests](#)
[Four Extremist Groups Suspected of Involvement in Protest Violence](#)
[INTERVIEW: NAACP President Speaks to VOA on Death of George Floyd](#)
[Democratic Party Lawmakers Push for Major US Police Reforms](#)
[How Fake News Creators Are Targeting US Protesters](#)
[Chinese Media Focus on Violence in US Protests, Missing Part of Story](#)
[Why Convicting Cops is So Difficult](#)
[WHO Director-General Encourages COVID-19 Safe Protesting](#)
[Companies Send Message in Support of Nation-wide Protests](#)
[4 Police Officers Shot, Injured in St. Louis Floyd Protests](#)
[Trump Praises National Guard Response to Unrest, Declares Antifa a Terrorist Group](#)
[Officials Worry Protest Crowds May Spread Coronavirus](#)
[Sports Teams, Figures Express Support for US Protests](#)

(b) (6)

Congressional Liaison
U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: [Sandy Sugawara](#)
To: (b) (6)
Subject: Re: additional information required to certify your financial disclosure report
Date: Tuesday, June 16, 2020 3:04:46 PM

yes.

can you call me at (b) (6)

From: (b) (6)
Sent: Tuesday, June 16, 2020 3:01 PM
To: Sandy Sugawara (b) (6)
Subject: RE: additional information required to certify your financial disclosure report

Hi Sandy-

Amanda wants to do it at 4. Do you want to chat briefly about your 278 now? I can do it after, as well.

Thanks for letting me know.

Best,

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

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 16, 2020 2:46 PM
To: (b) (6) (b) (6)
Cc: Ethics (b) (6)
Subject: Re: additional information required to certify your financial disclosure report

im a bit confused. perhaps after our meeting with Amanda you can walk me through this

From: (b) (6) (b) (6)
Sent: Monday, June 15, 2020 12:11 PM
To: Sandy Sugawara (b) (6)
Cc: Ethics (b) (6)
Subject: additional information required to certify your financial disclosure report

Hi Sandy-

I have a few questions after reviewing your report.

1. Do any of your (b) (6) clients to business with USAGM or any of its networks?
2. Do you have a listing of the assets in your (b) (6)? They need to be listed under that

entry in your form as follows:

1. (b) (6)
 - 1.1 Holding
 - 1.2 Holding
 - 1.3 Holding

Feel free to call if you need assistance.

Best,

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b) (6) (mobile)

(b) (6)

From: [Matthew Walsh](#)
To: [Jim Tunnessen](#); [Sandy Sugawara](#); (b) (6); (b) (6)
Cc: [Grant Turner](#); (b) (6)
Subject: RE: ATO and Stringer Access to Voltron
Date: Friday, June 12, 2020 1:16:26 PM

Following up with OMS now...

From: Jim Tunnessen (b) (6)
Sent: Friday, June 12, 2020 11:53 AM
To: Matthew Walsh (b) (6); Sandy Sugawara (b) (6); (b) (6)
(b) (6)
Cc: Grant Turner (b) (6); (b) (6)
Subject: Re: ATO and Stringer Access to Voltron

Matt:

Just wanted to follow up on the stringers. Was anything worked out?

Thanks,
Jim

Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: Matthew Walsh (b) (6)
Sent: Friday, June 5, 2020 10:21 AM
To: Sandy Sugawara (b) (6); (b) (6)
(b) (6)
Cc: Grant Turner (b) (6); Jim Tunnessen (b) (6); (b) (6)
Subject: RE: ATO and Stringer Access to Voltron

For sure, will try to assist this morning. Reached out to JR already and (b) (6) and I are discussing at 11. JR also told me already he's following up on this now.

From: Sandy Sugawara (b) (6)
Sent: Friday, June 5, 2020 10:04 AM
To: Matthew Walsh (b) (6); (b) (6)
(b) (6)
Cc: Grant Turner (b) (6); Jim Tunnessen (b) (6); (b) (6)
(b) (6)

Subject: Re: ATO and Stringer Access to Voltron

Matt,

We're running out of time, so any help you can give (b) (6) and (b) (6) on pushing AIT would be appreciated.

From: (b) (6) (b) (6)
Sent: Friday, June 5, 2020 9:55 AM
To: Matthew Walsh (b) (6) (b) (6) Sandy Sugawara (b) (6)
Cc: Grant Turner (b) (6) (b) (6) (b) (6)
Subject: Re: ATO and Stringer Access to Voltron

(b) (5)
Also, Hong Kong does not seem to be a viable option as there are 6 flights a week between it and Taipei and its 2 hours flight time. Further, there is also no guarantee that the journos would be allowed immediate access due to ever changing COVID rules --- they could be held up for [hours](#) or days. Making the travel time much longer.

(b) (6)

<https://twitter.com/laurelchor/status/1260784481159442434>

What to do:

(b) (5)

(b) (5)

(b) (5)

(b) (5)

From: Matthew Walsh (b) (6)
Date: Friday, June 5, 2020 at 8:50 AM
To: (b) (6), Sandy Sugawara (b) (6) (b) (6)
Cc: Grant Turner (b) (6) (b) (6) (b) (6) Matthew Walsh (b) (6)
Subject: RE: ATO and Stringer Access to Voltron

Thanks for flagging this. (b) (6), let me know how I can help. We should discuss with TSI today.

From: (b) (6)
Sent: Thursday, June 4, 2020 12:47 PM
To: Sandy Sugawara (b) (6); (b) (6)
Cc: Matthew Walsh (b) (6); Grant Turner (b) (6); (b) (6)
(b) (6)
(b) (6)
Subject: Re: ATO and Stringer Access to Voltron

(b) (6), Mandarin Taipei stringer ((b) (6)) has access to Pangea now. (b) (6) helping Mandarin night shift web work.

Per EAP division: Voltron is designed to require USAGM Sharepoint authentication (hence a VOA.com email account) to grant access. The Office of Security needs a security background check to grant a VOAnews.com address. A security background check requires fingerprinting which has to be done by USG or its representative. AIT, the de facto embassy in Taipei has ignored repeated requests from USAGM Office of Security (Hong Kong Consulate finally agrees to help. Different Consulate and different location, it won't be timely).

copying (b) (6) and (b) (6)

Again, thanks for your help.

(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 4, 2020 11:36 AM
To: (b) (6)
Cc: Matthew Walsh (b) (6); Grant Turner (b) (6)
Subject: Re: ATO and Stringer Access to Voltron

(b) (6) -- Thanks for your quick response.

(b) (6) is getting you the information and will get back to you swiftly since we are running out of time.

From: (b) (6)
Sent: Thursday, June 4, 2020 10:59 AM
To: Sandy Sugawara (b) (6); (b) (6)
Cc: Matthew Walsh (b) (6); Grant Turner (b) (6)
Subject: Re: ATO and Stringer Access to Voltron

Thank you for sharing, Sandy – yes, this was indeed raised yesterday by VOA at the CMS meeting as a **blocker** for Mandarin, but this email has more details which is useful.

(b) (6), please let me know any other info you want to share. Also, to ensure we are on the same page, do Mandarin stringers currently have access to Pangea?

Cheers

From: Sandy Sugawara (b) (6)
Date: Thursday, June 4, 2020 at 10:21 AM
To: (b) (6)
Cc: Matthew Walsh (b) (6), Grant Turner (b) (6)
Subject: Fw: ATO and Stringer Access to Voltron

(b) (6) – Hi. This has probably come up in your cms meetings, but if not I wanted to put on your radar. This stringer issue will be a blocker for Mandarin. As (b) (6) can explain, the Mandarin service stringers must have access.

Sandy

From: Jim Tunnessen (b) (6)
Sent: Thursday, June 4, 2020 10:17 AM
To: Sandy Sugawara (b) (6); (b) (6)
Subject: ATO and Stringer Access to Voltron

Sandy and (b) (6):

You asked about the stringer access to Voltron. Here is the current state:

We submitted the original paperwork for the stringer access to the TSI Change Advisory Board (CAB) on February 25, 2020. This was denied at that time because we were working under a denial of authority to operate (ATO).

We have since submitted all the necessary paperwork for the full approval of an ATO. This paperwork was provided March 10, 2020. I have spoken to JR about the ATO. He informed me that his staff reviewed the paperwork and recommended a full ATO, he just hasn't gotten around to reviewing it himself yet.

We resubmitted the CAB paperwork for stringer access to Voltron June 1st. This will entail using the Invite External User feature of Active Directory and (b) (6) regularly reviewing the guest accounts with the language service chiefs. The CAB was scheduled for June 2 and then cancelled. We are down to the wire for a solution for stringer access to Voltron. The Mandarin service is scheduled for deployment on Voltron the week of June 17, 2020. This service

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requires stringer access and without it this will be a blocker.

(b) (the VOA Information System Security Officer) and I have reached out to JR to ensure this is on his radar, but we are cutting it close. I'll let you know when I have more information about the situation.

Jim

Jim Tunnessen

CIO & Chief Digital Officer

Voice of America

From: (b) (6)
To: [Sandy Sugawara](#); (b) (6); (b) (6); [Amanda Bennett](#)
Subject: RE: Burundi Election
Date: Tuesday, June 9, 2020 4:23:40 PM
Attachments: [image001.png](#)

We just received another note I wanted to share. " Please pass on my admiration for the reporters who are covering this under such intense circumstances." Their dedicated work is not going unnoticed!

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 3:19 PM
To: (b) (6); (b) (6);
(b) (6); Amanda Bennett (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

That's wonderful. Thank you

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:16 PM
To: (b) (6); (b) (6); Sandy Sugawara (b) (6); Amanda Bennett (b) (6)
Cc: (b) (6); (b) (6)
Subject: Re: Burundi Election

"This is important work and it's good for us to know just how much these reporters are putting on the line."

From: (b) (6)
Date: Tuesday, June 9, 2020 at 3:10 PM
To: (b) (6); Sandy Sugawara (b) (6); Amanda Bennett (b) (6); (b) (6); (b) (6)
Cc: (b) (6)
Subject: Re: Burundi Election

didn't see feedback from the Hill.

From: (b) (6)
Sent: Tuesday, June 9, 2020 3:05 PM
To: (b) (6); Sandy Sugawara (b) (6); Amanda

Bennett (b) (6) (b) (6)
Cc: (b) (6)
Subject: Fwd: Burundi Election

Sharing this feedback from the Hill on the VOA coverage of the Burundi election. (b) (6) did a great write-up that we shared with multiple offices.

Sent from my iPhone

Begin forwarded message:

From: (b) (6) (b) (6)
Date: June 9, 2020 at 2:31:44 PM EDT
To: (b) (6)
Cc: (b) (6)
Subject: Burundi Election

Hi (b) (6) and (b) (6),

I wanted to say thank you again for pulling together the information regarding the Burundi election. It was very well received by staffers on the Hill. I specifically wanted to share the following note we received: "This is important work and it's good for us to know just how much these reporters are putting on the line."

Keep up the good work! We love telling the African service's story on the Hill.

Best,

(b) (6)
Congressional Liaison
U.S. Agency for Global Media/Voice of America
(b) (6) (b) (6)
PH: (b) (6)



From: [Sandy Sugawara](#)
To: (b) (6); (b) (6); [Amanda Bennett](#)
Cc: (b) (6)
Subject: Re: Burundi Election
Date: Tuesday, June 9, 2020 3:19:01 PM
Attachments: [image001.png](#)

That's wonderful. Thank you

From: (b) (6); (b) (6)
Sent: Tuesday, June 9, 2020 3:16 PM
To: (b) (6); (b) (6); Sandy Sugawara; (b) (6); Amanda Bennett; (b) (6)
Cc: (b) (6); (b) (6)
Subject: Re: Burundi Election

"This is important work and it's good for us to know just how much these reporters are putting on the line."

From: (b) (6); (b) (6)
Date: Tuesday, June 9, 2020 at 3:10 PM
To: (b) (6); Sandy Sugawara; (b) (6); Amanda Bennett; (b) (6); (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: Re: Burundi Election

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Sent: Tuesday, June 9, 2020 3:05 PM
To: (b) (6); Sandy Sugawara; (b) (6); Amanda Bennett; (b) (6); (b) (6)
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Keep up the good work! We love telling the African service's story on the Hill.

Best,

(b) (6)

Congressional Liaison

U.S. Agency for Global Media/Voice of America

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

PH: (b) (6)



From: (b) (6)
To: (b) (6); [Jim Tunnessen](#); (b) (6); [CEO Office](#); (b) (6); (b) (6);
[Terry Balazs](#); [Amanda Bennett](#); (b) (6); [Matthew Walsh](#); (b) (6);
(b) (6); [James Reeves](#); (b) (6); [Oanh Tran](#); [Sandy Sugawara](#)
Subject: Re: CMS meeting
Date: Wednesday, June 10, 2020 10:55:23 AM

All,

Looking forward to chat today, I have a hard out at 12:15 due to a 12:30 presentation prep so we will be starting directly on time. Thank you!

Cheers

--

(b) (6)
Chief Technology Officer
U.S. Agency for Global Media
(b) (6) (direct)

From: (b) (6) (b) (6)
When: 12:00 PM – 1:00 PM June 10, 2020
Subject: CMS meeting
Location: Chairman's office room 3300A

Updated meeting invite list.

Updated this new invite to recurring weekly

New invite --- switching from Skype to Teams – also, call in information should be visible below.

All,

Per CEO Lansing's request, we will be starting weekly Voltron meetings, akin to what was done for VOA 365.

The purpose of the meetings is to ensure smooth launch, coordination and sync between USAGM, VOA and the other entities when the time comes. Also, to handle and prioritize any issues that arise. (b) (6) is keen on the successful launch of the CMS and the impact it will have to the agency and its networks.

While the initial invite list will be small, it will no doubt vary with need.

A Skype number is included for remote use, I am looking to book the chairman's office for this weekly meeting. Will confirm booking in a separate email.

Thanks

[Join Microsoft Teams Meeting](#)

(b) (6) United States, New York City (Toll)

Conference ID (b) (6)

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

From: (b) (6)
To: (b) (6); [Jim Tunnessen](#); (b) (6); [CEO Office](#); (b) (6);
(b) (6); [Terry Balazs](#); [Amanda Bennett](#); (b) (6); [Matthew Walsh](#); (b) (6);
(b) (6); [James Reeves](#); (b) (6); [Oanh Tran](#); [Sandy Sugawara](#)
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All,

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Cheers

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(b) (6)
Chief Technology Officer
U.S. Agency for Global Media
(b) (6) (direct)

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While the initial invite list will be small, it will no doubt vary with need.

A Skype number is included for remote use, I am looking to book the chairman's office for this weekly meeting. Will confirm booking in a separate email.

Thanks

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FOIA20-046 043

[Join Microsoft Teams Meeting](#)

(b) (6) United States, New York City (Toll)

Conference ID: (b) (6)

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

From: (b) (6); Sandy Sugawara (b) (6)
To: (b) (6)
Subject: RE: FINAL WARNING: 26 May 2020
Date: Wednesday, June 10, 2020 2:25:54 PM
Attachments: (b) (6)

(b) (6)

The draft message seems fine from Contracts perspective

(b) (6)

From: (b) (6)
Sent: Wednesday, June 10, 2020 1:37 PM
To: Sandy Sugawara (b) (6); (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Fw: FINAL WARNING: 26 May 2020

All...

As you can see below, Amanda emailed me separately about how to deal with the latest emails from (b) (6).

Following her suggestion, I drafted the email to (b) (6) you see immediately below this. I have not heard back from Amanda -- I assume there are other issues occupying her time -- so I'm looking for guidance as to whether the draft is appropriate to send.

Thanks,

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Union of Concerned
(b) (6)
www.yournews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 4:57 PM
To: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Let me know if this draft to (b) (6) meets with your approval:

(b) (5)

(b) (6)

(b) (6)

(b) (6)

(b) (6)

Regards,

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 11:56 AM
To: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
www.voanews.com
#AFreePressMatters

From: Amanda Bennett (b) (6)
Sent: Tuesday, June 9, 2020 11:08 AM
To: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

From: (b) (6), (b) (6)
Sent: Tuesday, June 9, 2020 11:01 AM
To: Amanda Bennett (b) (6), (b) (6)
(b) (6)
Cc: (b) (6), (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: Amanda Bennett (b) (6)
Sent: Tuesday, June 9, 2020 10:10 AM
To: (b) (6) (b) (6) (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (5)

From: (b) (6) (b) (6)
Sent: Tuesday, June 9, 2020 9:20:38 AM
To: (b) (6)
> Amanda Bennett: (b) (6)
Cc: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

More from (b) (6) below.

(b) (6), (b) (5)

(b) (6)
From: (b) (6) (b) (6)
Sent: Tuesday, June 9, 2020 8:50 AM
To: (b) (6) (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Date: 9 June 2020

Ms Bennett,

A VOA show smeared me on live air in February accusing me of treason and dual loyalty. Mill ons of people have seen t live, and hundreds of thousands have seen t online since.

I informed you back in February, then followed up in March, April, May, and now it's June. But no action has been taken.

My photo is still up on YouTube: (b) (6)

And on Instagram: (b) (6)

My photo must be removed from all VOA platforms and an apology issued by tomorrow, 10 JUNE 2020.

(b) (6)

On Tue, Jun 9, 2020 at 8:33 AM (b) (6) wrote:

Nothing new to tell you as of this morning.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 1:07 AM

To: Amanda Bennett (b) (6) (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

What is the update on this? It's June 9.

On Fri, Jun 5, 2020 at 7:30 PM (b) (6) wrote:

My pleasure. Do let me know when next steps are taken.

As I said, I want my photo removed from all online platforms. And an apology issued in the same show, and posted on the same online platforms where millions of viewers have seen the smear attack on me.

Best,
(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6) (b) (6)
Sent: Friday, June 5, 2020 2:45 PM

To: (b) (6)

Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), I asked (b) (6) the origin of the photo in the screengrab I sent yesterday. This is her reply:

This was a large gathering of thousands of Iranian-Americans, including journalists from various outlets such as BBC Persian. In fact (b) (6) own husband, journalist (b) (6), was in the gathering as well. It was years ago, during the Obama administration, when American and Iranian officials constantly met and took photos.

To give you a bit more context:

Two of VOA Persian's own journalists, (b) (6), came to the gathering. BBC Persian's (b) (6) was there. NBC's (b) (6) was also there, as well as other journalists.

As you know, Iran is not an open democracy with a free press like the US. Access to Iranian officials is not easy. They don't grant interviews as often and are not very responsive and accountable to media.

So if the photo in question was used and commented on out of context by (b) (6), where does that leave things?

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 9:27 AM

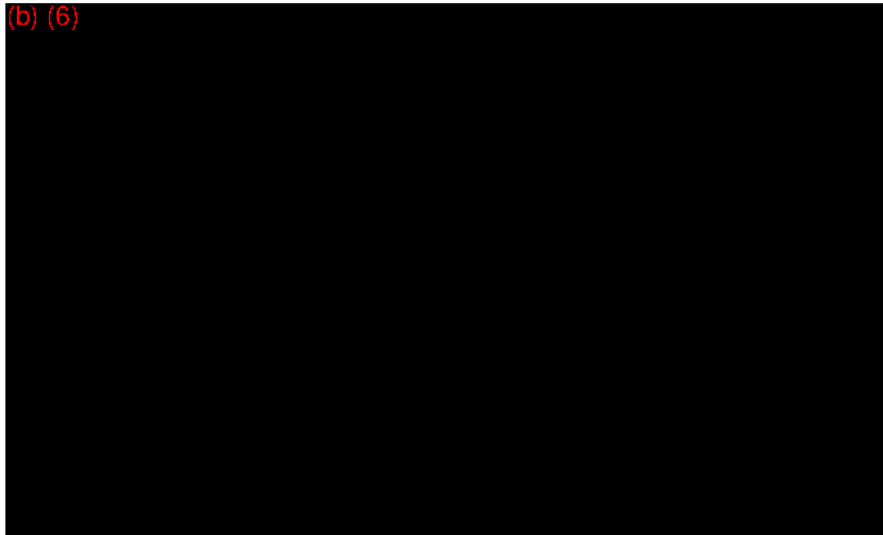
To: (b) (6)

Cc: (b) (6)
Subject: Fw: FINAL WARNING: 26 May 2020

On a parallel track which some of you are aware of, (b) (6) has been emailing me and Amanda about another incident, this one involving (b) (6) and her Tablet program.

The most up to date thread follows. (b) (6), (b) (5)

(b) (6)



.....
(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 9:07 AM
To: (b) (6)
Cc: Amanda Bennett, (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

On Thu, Jun 4, 2020 at 8:46 AM (b) (6) wrote:

What is the update?
The part about me is only 30 seconds I had sent the timecode (minute 7:25)

On Thu, Jun 4, 2020 at 5:54 AM (b) (6) wrote:

I have the English translation and am reviewing it along with the video.

.....
(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 12:55 AM
To: (b) (6)
Cc: Amanda Bennett, (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

What is the update on this? I notified you in February It's June now

On Fri, May 29, 2020 at 3:16 PM (b) (6) wrote:

It was sent to the outside company we use for transcriptions and translations; they were told it was a priority job I've not heard back from the person who arranged it so it probably hasn't been completed

Sent from my iPhone

On May 29, 2020, at 3:03 PM, (b) (6) wrote:

What is the update on this?

(b) (6)

On Thu, May 28, 2020 at 2:01 PM (b) (6) wrote:

The entire program is being translated.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, May 28, 2020 2:00 PM
To: (b) (6)

Subject: Re: FINAL WARNING: 26 May 2020

The translation must be done in context, considering the fact that (b) (6) used the same exact word "Maleh-Kesh" to refer to me that State Department has used to refer to Iranian government officials

On Thu, May 28, 2020 at 1:22 PM (b) (6) wrote:

I have requested a translation by an outside company of the program in question so that I can properly review what was said in the program. I have asked that it be completed ASAP.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, May 28, 2020 12:54 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Thursday 28 May 2020 (Second note)
Sent to: Amanda Bennett and (b) (6)

(b) (6)

On Thu, May 28, 2020 at 8:41 AM (b) (6) wrote:

28 May 2020

Sent to:
Amanda Bennett
(b) (6)

(b) (6)

(b) (6)
[Redacted]
[Redacted]
[Redacted]

On Thu, May 28, 2020 at 8:18 AM (b) (6) wrote:

(b) (6)
Although I have your email from February 20, 2020, I wasn't able to find your March 29, 2020 email and hadn't seen it until you sent it on Tuesday.
We are aware of your complaint about *Tablet*, and it is not through any lack of concern that you've not gotten a response. I will look into this.
Steve

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#FreePressMatters

From: (b) (6)
Sent: Tuesday, May 26, 2020 10:57 AM
To: Amanda Bennett (b) (6), (b) (6)
Subject: FINAL WARNING: 26 May 2020

Tuesday 26 May 2020
Sent to:
Ms Amanda Bennett, Director at Voice of America
Ms Sandy Sugawara, Deputy Director at Voice of America

(b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

On Sun, Mar 29, 2020 at 2:27 PM (b) (6) wrote:

Please forward to:
Ms Amanda Bennett, Director at Voice of America
Ms Sandy Sugawara, Deputy Director at Voice of America

(b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

On Mon, Mar 9, 2020 at 1:49 PM (b) (6) wrote:

To:

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

Monday 09 March 2020

Following up on my letter below sent to you on 21 February 2020 I have received no response and the show is still up online

(b) (6)

On Fri, Feb 21, 2020 at 9:40 AM (b) (6) wrote:

Friday 21 February 2020

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

(b) (6)

On Thu, Feb 20, 2020 at 6:08 PM (b) (6) wrote:

Thursday 20 February 2020

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

Dear Ms Bennett,

(b) (6)

(b) (6)

Thursday 20 February 2020

On Mon, Aug 26, 2019 at 5:23 PM (b) (6) wrote:

Hello,

Please pass the following letter to:

1) Amanda Bennett, 2) Sandy Sugawara, 3) (b) (6), and 4) (b) (6)

Thank you

(b) (6)

Monday 26 August 2019

Ms. Amanda Bennett, Director at Voice of America
Ms. Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

(b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Best,

(b) (6)

On Aug 20, 2019, at 2:02 PM, (b) (6) wrote:

Dear Ms Bennett and (b) (6)

I am an Iranian-American journalist, and a former VOA employee who worked with the Persian and English service for (b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (6)

[Redacted]

[Redacted]

[Redacted]

(b) (6) [Redacted]

) (6) [Redacted]

I look forward to hearing from you

Best,
(b) (6) [Redacted]

On Fri, May 29, 2020 at 3:16 PM (b) (6) wrote:

It was sent to the outside company we use for transcriptions and translations; they were told it was a priority job I've not heard back from the person who arranged it so it probably hasn't been completed

Sent from my iPhone

On May 29, 2020, at 3:03 PM, (b) (6) wrote:

What is the update on this?

(b) (6)

On Thu, May 28, 2020 at 2:01 PM (b) (6) wrote:

The entire program is being translated.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, May 28, 2020 2:00 PM
To: (b) (6)

Subject: Re: FINAL WARNING: 26 May 2020

The translation must be done in context, considering the fact that (b) (6) used the same exact word "Maleh-Kesh" to refer to me that State Department has used to refer to Iranian government officials

On Thu, May 28, 2020 at 1:22 PM (b) (6) wrote:

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(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

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Sent: Thursday, May 28, 2020 12:54 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Thursday 28 May 2020 (Second note)
Sent to: Amanda Bennett and (b) (6)

(b) (6), (b) (5)
[Redacted content]

On Thu, May 28, 2020 at 8:41 AM (b) (6) wrote:

28 May 2020

Sent to:
Amanda Bennett
(b) (6)

(b) (6)
[Redacted content]

(b) (6)
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[Redacted]
[Redacted]

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Steve

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#FreePressMatters

From: (b) (6)
Sent: Tuesday, May 26, 2020 10:57 AM
To: Amanda Bennett; (b) (6); (b) (6)
Subject: FINAL WARNING: 26 May 2020

Tuesday 26 May 2020
Sent to:
Ms Amanda Bennett, Director at Voice of America
Ms Sandy Sugawara, Deputy Director at Voice of America

(b) (6)
[Redacted]
(b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

On Sun, Mar 29, 2020 at 2:27 PM (b) (6) wrote:

Please forward to:
Ms Amanda Bennett, Director at Voice of America
Ms Sandy Sugawara, Deputy Director at Voice of America

(b) (6)
[Redacted]
(b) (6)
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]
[Redacted]

On Mon, Mar 9, 2020 at 1:49 PM (b) (6) wrote:

To:

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

Monday 09 March 2020

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(b) (6)

On Fri, Feb 21, 2020 at 9:40 AM (b) (6) wrote:

Friday 21 February 2020

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

(b) (6)

On Thu, Feb 20, 2020 at 6:08 PM (b) (6) wrote:

Thursday 20 February 2020

Amanda Bennett, Director at Voice of America
Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

Dear Ms Bennett,

(b) (6)

(b) (6)

Thursday 20 February 2020

On Mon, Aug 26, 2019 at 5:23 PM (b) (6) wrote:

Hello,

Please pass the following letter to:

1) Amanda Bennett, 2) Sandy Sugawara, 3) (b) (6), and 4) (b) (6)

Thank you

(b) (6)

Monday 26 August 2019

Ms. Amanda Bennett, Director at Voice of America
Ms. Sandy Sugawara, Deputy Director at Voice of America

(b) (6)

(b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Best,

(b) (6)

On Aug 20, 2019, at 2:02 PM, (b) (6) wrote:

Dear Ms Bennett and (b) (6)

I am an Iranian-American journalist, and a former VOA employee who worked with the Persian and English service for (b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (6)

[Redacted]

[Redacted]

[Redacted]

(b) (6) [Redacted]

) (6) [Redacted]

I look forward to hearing from you

Best,
(b) (6) [Redacted]

From: (b) (6)
To: (b) (6); Sandy Sugawara (b) (6)
Subject: RE: FINAL WARNING: 26 May 2020
Date: Wednesday, June 10, 2020 2:25:54 PM
Attachments: (b) (5) (b) (6)

(b) (6)

The draft message seems fine from Contracts perspective

(b) (6)

From: (b) (6)
Sent: Wednesday, June 10, 2020 1:37 PM
To: Sandy Sugawara (b) (6) (b) (6)
>
Cc: (b) (6)
Subject: Fw: FINAL WARNING: 26 May 2020

All...

As you can see below, Amanda emailed me separately about how to deal with the latest emails from (b) (6) .

Following her suggestion, I drafted the email to (b) (6) you see immediately below this. I have not heard back from Amanda -- I assume there are other issues occupying her time -- so I'm looking for guidance as to whether the draft is appropriate to send.

Thanks,

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 4:57 PM
To: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Let me know if this draft to (b) (6) meets with your approval:

Dear (b) (6),

I hope you're doing well and staying safe during this rather unusual time.

(b) (6), (b) (5) (b) (6)

(b) (6)

(b) (6), (b) (5)

(b) (6)

(b) (6), (b) (5)

[Redacted]

(b) (6)
Editor, News Standards & Best Practices
Voice of America
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 11:56 AM
To: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
www.voanews.com
#AFreePressMatters

From: Amanda Bennett (b) (6)
Sent: Tuesday, June 9, 2020 11:08 AM
To: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

From: (b) (6)
Sent: Tuesday, June 9, 2020 11:01 AM
To: Amanda Bennett (b) (6) (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)

(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: Amanda Bennett (b) (6)
Sent: Tuesday, June 9, 2020 10:10 AM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (5)

From: (b) (6)
Sent: Tuesday, June 9, 2020 9:20:38 AM
To: (b) (6)
Cc: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

More from (b) (6) below.

(b) (6), (b) (5)
apology to come from (b) (6).

(b) (6)
From: (b) (6)
Sent: Tuesday, June 9, 2020 8:50 AM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Date: 9 June 2020

Ms Bennett,

(b) (6)

Jun 9, 2020 at 8:33 AM (b) (6) wrote:

Nothing new to tell you as of this morning.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Tuesday, June 9, 2020 1:07 AM

To: Amanda Bennett; (b) (6); (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

What is the update on this? It's June 9.

On Fri, Jun 5, 2020 at 7:30 PM (b) (6) wrote:

My pleasure. Do let me know when next steps are taken.

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

Best,
(b) (6)

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Friday, June 5, 2020 2:45 PM

To: (b) (6)
(b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

This has gotten more, for the lack of a better word, interesting. I asked (b) (6) the origin of the photo in the screengrab I sent yesterday. This is her reply:

This was a large gathering of thousands of Iranian-Americans, including journalists from various outlets such as BBC Persian. In fact, (b) (6) own husband, journalist (b) (6), was in the gathering as well. It was years ago, during the Obama administration, when American and Iranian officials constantly met and took photos.

To give you a bit more context:

Two of VOA Persian's own journalists, (b) (6) and (b) (6), came to the gathering. BBC Persian's (b) (6) was there. NBC's (b) (6) was also there, as well as other journalists.

As you know, Iran is not an open democracy with a free press like the US. Access to Iranian officials is not easy. They don't grant interviews as often and are not very responsive and accountable to media.

So if the photo in question was used and commented on out of context by (b) (6), where does that leave things?

(b) (6)

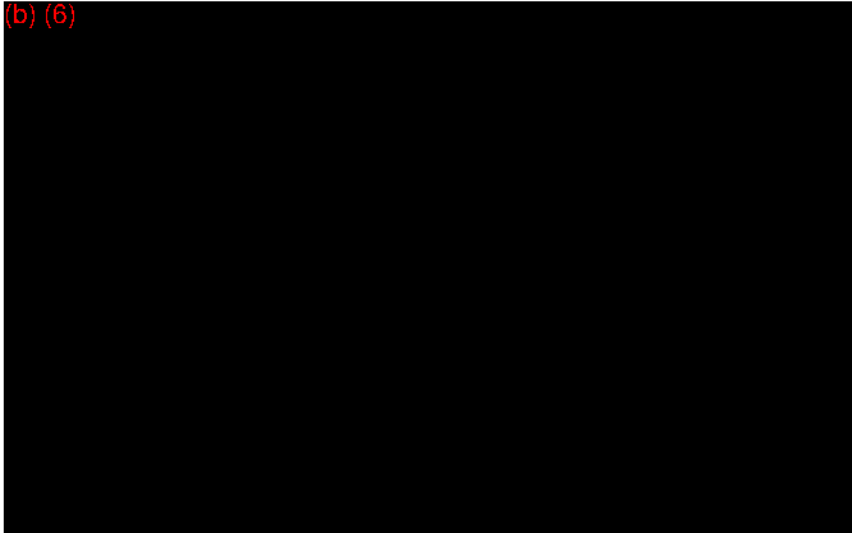
(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 9:27 AM

To: (b) (6)
(b) (6)
Cc: (b) (6)
Subject: Fw: FINAL WARNING: 26 May 2020

(b) (6), (b) (5)
(b) (6)
(b) (6)
(b) (6)

(b) (6)



.....
(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 9:07 AM
To: (b) (6) >
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

(b) (6)

On Thu, Jun 4, 2020 at 8:46 AM (b) (6) wrote:

What is the update?

The part about me is only 30 seconds I had sent the timecode (minute 7:25)

On Thu, Jun 4, 2020 at 5:54 AM (b) (6) wrote:

I have the English translation and am reviewing it along with the video.

.....
(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, June 4, 2020 12:55 AM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

What is the update on this? I notified you in February It's June now

On Fri, May 29, 2020 at 3:16 PM (b) (6) > wrote:

It was sent to the outside company we use for transcriptions and translations; they were told it was a priority job I've not heard back from the person who arranged it so it probably hasn't been completed

Sent from my iPhone

On May 29, 2020, at 3:03 PM, (b) (6) wrote:

What is the update on this?

(b) (6)

On Thu, May 28, 2020 at 2:01 PM (b) (6) wrote:

The entire program is being translated.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, May 28, 2020 2:00 PM
To: (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

(b) (6)

Thu, May 28, 2020 at 1:22 PM (b) (6) wrote:

I have requested a translation by an outside company of the program in question so that I can properly review what was said in the program. I have asked that it be completed ASAP.

(b) (6)
Editor, News Standards & Best Practices
Voice of America
(b) (6)
www.voanews.com
#AFreePressMatters

From: (b) (6)
Sent: Thursday, May 28, 2020 12:54 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6)
Subject: Re: FINAL WARNING: 26 May 2020

Thursday 28 May 2020 (Second note)
Sent to: Amanda Bennett and (b) (6)

(b) (6)

On Thu, May 28, 2020 at 8:41 AM (b) (6) wrote:

28 May 2020

Sent to:
Amanda Bennett
(b) (6)

(b) (6)

From: private email redacted pursuant to Exemption 6
To: (b) (6)
Cc: [Sandy Sugawara](#)
Subject: Re: Form Submission - Contact - Rejoicing Tuesday,
Date: June 16, 2020 9:47:49 AM

Thanks (b) (6)

Sent from my iPhone

On Jun 16, 2020, at 9:46 AM, (b) (6) wrote:

Thanks for passing this on. I've notified FPS Threat Management of the emails, but have not heard anything from them yet.

(b) (6)
Special Agent, Investigations Division
Insider Threat Program Manager
U.S. Agency for Global Media
Office of Security
[330 Independence Ave. SW](#)
[Washington, DC 20237](#)

(b) (6) (Office)
(b) (6) (Cell)

Email: (b) (6)
OpenNet: [REDACTED]
ClassNet: [REDACTED]

On Jun 16, 2020, at 7:43 AM, Sandy Sugawara
private email redacted pursuant to Exemption 6 wrote:

(b) (6) - I received this email yesterday.
y

----- Forwarded message -----

From: private email redacted pursuant to Exemption 6

Date: Mon, Jun 15, 2020 at 3:55 PM

Subject: Form Submission - Contact - Rejoicing

To: private email redacted pursuant to Exemption 6

Name: (b) (6)

(b) (6)

[Redacted]

[Redacted]

[Redacted]

[Redacted]

Sent via [private email redacted pursuant to Exemption 6](#))

From: (b) (6)
To: (b) (6)
Cc: [Sandy Sugawara](#)
Subject: Re: Form Submission - Contact - Rejoicing
Date: Tuesday, June 16, 2020 9:46:14 AM

Thanks for passing this on. I've notified FPS Threat Management of the emails, but have not heard anything from them yet.

(b) (6)
Special Agent, Investigations Division
Insider Threat Program Manager
U.S. Agency for Global Media
Office of Security
[330 Independence Ave. SW](#)
[Washington, DC 20237](#)

(b) (6) (Office)
(b) (6) (Cell)

Email: (b) (6)
OpenNet: [REDACTED]
ClassNet: [REDACTED]

On Jun 16, 2020, at 7:43 AM, Sandy Sugawara (b) (6) wrote:

(b) (6) - I received this email yesterday.
Sandy

----- Forwarded message -----

From: (b) (6)
Date: Mon, Jun 15, 2020 at 3:55 PM
Subject: Form Submission - Contact - Rejoicing
To: (b) (6)

Name: (b) (6)

Email Address: (b) (6)

Subject: Rejoicing

Message: (b) (6)

(b) (6) [Redacted]

[Redacted]

[Redacted] via *private email redacted pursuant to Exemption 6*)

Subject: Goodbye...

June 15, 2020

Friends –

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been

USAGM-20-1819-B-000382

a part of that mission.

Our best,

Amanda and Sandy

(b) (6)

On Jun 15, 2020, at 11:50 AM, Amanda Bennett
(b) (6) wrote:

Friends --

I wanted to thank you all for everything you have done for the past four years. Without your calm, supportive and thoughtful bipartisan presence, none of the accomplishments we shared with the staff would have been possible. VOA and USAGM owe a great deal to you all. Working at VOA has been the most moving experience of my professional life and I thank you all for giving me that opportunity and for supporting me along the way. I hope you take this VOA report we sent out as a record of your own accomplishments too. It would never have happened otherwise.

My best,

Amanda

From: Amanda Bennett
Sent: Monday, June 15, 2020 11:18 AM
To: VOA Notices (b) (6)
Subject: Goodbye...

June 15, 2020

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-

arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

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Our best,

Amanda and Sandy

From: [Sandy Sugawara](#)
To: [Grant Turner](#); (b) (6)
Cc: [Amanda Bennett](#)
Subject: Re: Immediate Administrative Actions
Date: Tuesday, June 9, 2020 10:43:11 AM

I'll forward this to Jim

From: Grant Turner (b) (6)
Sent: Tuesday, June 9, 2020 10:41 AM
To: (b) (6)
Cc: Sandy Sugawara (b) (6); Amanda Bennett
(b) (6)
Subject: Re: Immediate Administrative Actions

I am assuming so. I think for Voltron, Jim could write something up to explain. The fact that it is already paid-for probably helps. Though it could lead to some briefings. I'm not sure what they are thinking here precisely with #3.

Get [Outlook for iOS](#)

From: (b) (6)
Sent: Tuesday, June 9, 2020 10:35:57 AM
To: Grant Turner (b) (6)
Cc: Sandy Sugawara (b) (6); Amanda Bennett
(b) (6)
Subject: Re: Immediate Administrative Actions

Technical migrations? Like update Window 7? Is Voltron part of it? The first two are normal parts of transition, technical migration had not been included in the past.

Sent from my iPhone

On Jun 9, 2020, at 10:30 AM, Grant Turner (b) (6) wrote:

Hi Sandy (b) (6),

See below related to technical migrations in particular.

Grant

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From: Michael Pack (b) (6)
Sent: Tuesday, June 9, 2020 10:03 AM
To: David Kligerman

Cc: Grant Turner; Diane Cullo; Marie Lennon

Subject: Immediate Administrative Actions

Effective immediately, there is a freeze on the following actions: (1) obligations for new contracts or extensions of any contract; (2) all personnel actions relating to hiring or promotion, and excluding retirements, and (3) all technical migrations. If you believe it is necessary to move on any of these matters immediately, please bring the matter to the attention of the CEO, with a written justification for the basis for such action.

Please make sure this is implemented across the agency.

Best,
Michael

From: [Marie Lennon](#)
To: [Sandy Sugawara](#)
Cc: [Amanda Bennett](#); (b) (6)
Subject: RE: parking
Date: Monday, June 15, 2020 5:49:09 PM

I can't see any reason why you should have any issues. If you do, however, please contact me.

From: Sandy Sugawara (b) (6)
Sent: Monday, June 15, 2020 5:34 PM
To: Marie Lennon (b) (6)
Cc: Amanda Bennett (b) (6); (b) (6)
Subject: parking

Marie,

Hi. We are going to the Cohen building tomorrow at 10am to pack up our offices. Will we have problems parking?

From: [Sandy Sugawara](#)
To: [Grant Turner](#); (b) (6); [Amanda Bennett](#)
Subject: Re: Performance Tuning of Voltron
Date: Tuesday, June 9, 2020 5:42:23 PM

I can't image why Matt Walsh needs to get involved in whether we go ahead with the Mandarin and Persian migration.

From: Grant Turner (b) (6)
Sent: Tuesday, June 9, 2020 5:37 PM
To: Sandy Sugawara (b) (6); (b) (6)
Subject: Re: Performance Tuning of Voltron

Oh yes, I just saw that. I was reading my emails from the top down. I thought it was a good description of the system, benefits, and need to continue implementing!

Get [Outlook for iOS](#)

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 5:35:27 PM
To: Grant Turner (b) (6); Kelu Chad (b) (6)
Subject: Re: Performance Tuning of Voltron

Thanks. Jim already sent a note to Pack. He copied (b) (6), me, Matt, JR etc

From: Grant Turner (b) (6)
Sent: Tuesday, June 9, 2020 5:31 PM
To: Sandy Sugawara (b) (6); (b) (6)
Subject: Fwd: Performance Tuning of Voltron

FYI as a heads up on a request from Matt potentially.

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From: Grant Turner (b) (6)
Sent: Tuesday, June 9, 2020 5:30 PM
To: David Kligerman; Matthew Walsh
Subject: Re: Performance Tuning of Voltron

Thanks Matt,

Maybe Dan and Diane have a preferred approach? You might check with them. I don't think it's a CFO call really. When I passed the note to VOA this morning (and to OCB as well) Sandy and Kelu quickly wrote back to ask about the impact on Voltron implementation. I pointed out that the instruction from the CEO would seem to apply to Voltron implementation,

but that Michael provided for a written justification to weigh any technical migrations that should continue. They must have quickly got Jim Tunnesen working on a justification. Agree that Voltron is becoming an agency-wide platform. VOA (and MBN) might like having (b) (6) present a broader agency-wide justification, but I'm not sure. I think it's really Michael's preference here, so getting Dan and Diane to poll him might be the best next step.

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From: David Kligerman (b) (6)
Sent: Tuesday, June 9, 2020 4:45:20 PM
To: Matthew Walsh (b) (6)
Cc: Grant Turner (b) (6)
Subject: Re: Performance Tuning of Voltron

Agree.

Sent from my iPhone

On Jun 9, 2020, at 3:56 PM, Matthew Walsh (b) (6) wrote:

Grant, see below. I'm trying to make sure that everyone implements what Michael, so have been working with folks all day to make sure we're on top of this in my areas of responsibility.

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Voltron is not just a VOA initiative (MBN already has implemented, for example), so it seems like it would make more sense for it to either go to Pack as a USAGM update or at least reflect a whole-of-organization viewpoint. USAGM (via (b) (6)) runs the weekly Voltron coordination meetings, which include USAGM, VOA, MBN, and RFE, and coordinates with all five networks. So I worry if this comes right from VOA to Pack it's going to paint a partial picture of what's going on with Voltron.

From: Sandy Sugawara (b) (6)
Sent: Tuesday, June 9, 2020 3:22 PM
To: Matthew Walsh (b) (6); Jim Tunnessen (b) (6); (b) (6)
Cc: (b) (6); James Reeves (b) (6); (b) (6)
Subject: Re: Performance Tuning of Voltron

Matt,

Grant suggested that Jim and (b) (6) send something to Michael Pack, explaining the Voltron situation, which I think they did.

One of them can respond.

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To: Jim Tunnessen (b) (6); Sandy Sugawara (b) (6)
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Subject: FW: Performance Tuning of Voltron

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Jim, in the immediate term this shouldn’t slow anything down since Russian and Mandarin are both delayed. Any sense of when those launches were going to be pushed to?

Will circle back as soon as I learn anything else, but definitely by tomorrow. I think if at that point we’ve been unable to get any clarity, it likely will make sense for us to send him something in writing.

Cheers, Matt

From: Jim Tunnessen (b) (6)
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Cc: (b) (6)
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Jim

Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: [Grant Turner](#)
To: [Sandy Sugawara](#); (b) (6)
Subject: Re: Performance Tuning of Voltron
Date: Tuesday, June 9, 2020 5:37:44 PM

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Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: [Sandy Sugawara](#)
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Jim

Jim Tunnessen

CIO & Chief Digital Officer
Voice of America

From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Amanda Bennett](#); (b) (6)
Subject: Re: Plagiarism issues -- meeting for Thursday
Date: Wednesday, June 10, 2020 7:44:17 PM

in addition to (b) (6), could you also add (b) (6) and (b) (6). Thanks

From: (b) (6)
Sent: Wednesday, June 10, 2020 7:43 PM
To: (b) (6)
Cc: Sandy Sugawara (b) (6); Amanda Bennett
(b) (6); (b) (6)
Subject: Re: Plagiarism issues -- meeting for Thursday

Yes

Sent from my iPhone

On Jun 10, 2020, at 6:42 PM, (b) (6) wrote:

Can you add (b) (6) as well?

Thanks,

(b) (6)

(b) (6)
*Deputy Director, Office of Human Resources
Voice of America
U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6); Cell phone: (b) (6)*

This message may contain information that may be confidential and subject to the attorney-client privilege, work-product doctrine, or other applicable protection. If you have received this message in error, please advise the sender by reply e-mail and delete the message. If you are not the intended addressee, you should not use, copy, transfer, or disclose to anyone else this message, attached documents, or any information relating to this message.

From: (b) (6)
Sent: Wednesday, June 10, 2020 6:37 PM
To: Sandy Sugawara (b) (6)

Cc: (b) (6) Amanda Bennett

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

Subject: Re: Plagiarism issues -- meeting for Thursday

Ok

Sent from my iPhone

On Jun 10, 2020, at 6:36 PM, Sandy Sugawara

(b) (6) wrote:

(b) (6),

Can you set up a 30 minute meeting with (b) (6), Amanda, Kelu and me for Thursday. Feel free to move by 11:30 meeting with

(b) (6) or cancel my 12 noon visual storytelling meeting.

Thanks

From: (b) (6)

Sent: Wednesday, June 10, 2020 9:56 AM

To: Amanda Bennett (b) (6); Sandy Sugawara

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

Subject: RE: Plagiarism issues

Did you guys have any thoughts on the issues below?

(b) (6) has provided explanations. Would you like to review them as well?

Thanks,

(b) (6)

(b) (6)

Deputy Director, Office of Human Resources

Voice of America

U.S. Agency for Global Media

330 Independence Avenue, SW, Washington, DC 20237

Office phone: (b) (6); Cell phone: (b) (6)

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From: (b) (6)
Sent: Tuesday, June 2, 2020 12:03 PM
To: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); (b) (6)
Subject: Plagiarism issues

This is what (b) (6) found (with attachment):

Attached is a Word doc with coverage of 18 of (b) (6) radio programs, from November 2019 to April 2020. I originally had 22 programs transcribed and researched, going into mid-May, but somehow the four most recent disappeared into the Microsoft Office ether. If necessary I can re-do them.

A few notes:

-The only part of the programs that I checked were her opening remarks that provide the background to the topic and introduces the guests. I'm unable to determine, of course, how she went about compiling her information and what decisions she made as she was writing her copy. The rest of the programs are in a Q&A format, and it would be difficult to parse every question, because I can't see inside her head as was formulating the next question for her guests.

-Nine of the 18 programs have instances of plagiarism of some sort.

-Each entry shows the title of the program, its date and subject matter, followed by either a number or NONE. The number indicates how many citations I found for plagiarized information.

-I've included the timecode for each quote from her programs, followed by the source and date of the original content, the paragraph in which it appears and the link to the article.

-In some cases the wording may seem too "easy," in the sense that anyone could have thought of it. But in other cases, while the information may be "easy," the particular phrasing sets it apart.

Let me know once you have had a chance to review it.

Thanks,

(b) (6)

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*Deputy Director, Office of Human Resources
Voice of America
U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6) Cell phone: (b) (6)*

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From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Amanda Bennett](#); (b) (6)
Subject: Re: Plagiarism issues -- meeting for Thursday
Date: Wednesday, June 10, 2020 8:34:56 PM

thanks

From: (b) (6)
Sent: Wednesday, June 10, 2020 8:25 PM
To: Sandy Sugawara (b) (6); (b) (6)
Cc: Amanda Bennett (b) (6); (b) (6)
Subject: RE: Plagiarism issues -- meeting for Thursday

Meeting is scheduled tomorrow at 11:30.

From: Sandy Sugawara (b) (6)
Sent: Wednesday, June 10, 2020 7:44 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6); (b) (6)
Subject: Re: Plagiarism issues -- meeting for Thursday

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Sent from my iPhone

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Deputy Director, Office of Human Resources

USAGM-20-1819-B-000403

FOIA20-046 091

Voice of America
U.S. Agency for Global Media
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Office phone: (b) (6) Cell phone: (b) (6)

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From: (b) (6)
To: (b) (6); [Sandy Sugawara](#)
Cc: [Amanda Bennett](#); (b) (6)
Subject: RE: Plagiarism issues -- meeting for Thursday
Date: Wednesday, June 10, 2020 6:42:35 PM

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Sent: Wednesday, June 10, 2020 6:37 PM
To: Sandy Sugawara (b) (6)
Cc: (b) (6); Amanda Bennett (b) (6); (b) (6)
Subject: Re: Plagiarism issues -- meeting for Thursday

Ok

Sent from my iPhone

On Jun 10, 2020, at 6:36 PM, Sandy Sugawara (b) (6) wrote:

(b) (6),

Can you set up a 30 minute meeting with (b) (6) Amanda, (b) (6) and me for Thursday. Feel free to move by 11:30 meeting with (b) (6) or cancel my 12 noon visual storytelling meeting.

Thanks

From: (b) (6)
Sent: Wednesday, June 10, 2020 9:56 AM
To: Amanda Bennett (b) (6); Sandy Sugawara
(b) (6); (b) (6)
Subject: RE: Plagiarism issues

Did you guys have any thoughts on the issues below?

(b) (6) has provided explanations. Would you like to review them as well?

Thanks,

(b) (6)

(b) (6)
*Deputy Director, Office of Human Resources
Voice of America*

*U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6); Cell phone: (b) (6)*

This message may contain information that may be confidential and subject to the attorney-client privilege, work-product doctrine, or other applicable protection. If you have received this message in error, please advise the sender by reply e-mail and delete the message. If you are not the intended addressee, you should not use, copy, transfer, or disclose to anyone else this message, attached documents, or any information relating to this message.

From: (b) (6)
Sent: Tuesday, June 2, 2020 12:03 PM
To: Amanda Bennett (b) (6); Sandy Sugawara
(b) (6); (b) (6)
Subject: Plagiarism issues

This is what (b) (6) found (with attachment):

Attached is a Word doc with coverage of 18 of (b) (6) radio programs, from November 2019 to April 2020. I originally had 22 programs transcribed and researched, going into mid-May, but somehow the four most recent disappeared into the Microsoft Office ether. If necessary I can re-do them.

A few notes:

-The only part of the programs that I checked were her opening remarks that provide the background to the topic and introduces the guests. I'm unable to determine, of course, how she went about compiling her information and what decisions she made as she was writing her copy. The rest of the programs are in a Q&A format, and it would be difficult to parse every question, because I can't see inside her head as was formulating the next question for her guests.

-Nine of the 18 programs have instances of plagiarism of some sort.

-Each entry shows the title of the program, its date and subject matter, followed by either a number or NONE. The number indicates how many citations I found for plagiarized information.

-I've included the timecode for each quote from her programs, followed by the source and date of the original content, the paragraph in which it appears and the link to the article.

-In some cases the wording may seem too "easy," in the sense that anyone could have thought of it. But in other cases, while the information may be "easy," the particular phrasing sets it apart.

Let me know once you have had a chance to review it.

Thanks,

(b)

(b) (6)

*Deputy Director, Office of Human Resources
Voice of America*

*U.S. Agency for Global Media
330 Independence Avenue, SW, Washington, DC 20237
Office phone: (b) (6); Cell phone: (b) (6)*

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From: (b) (6)
To: [Sandy Sugawara](#)
Subject: RE: Somali and Central Africa Services
Date: Friday, June 12, 2020 2:39:49 PM
Attachments: [image001.png](#)

Thanks, Sandy

(b) (6)
Acting Director of Congressional Affairs
U.S. Agency for Global Media/Voice of America
(b) (6)
Work cell: (b) (6)



From: Sandy Sugawara (b) (6)
Sent: Friday, June 12, 2020 1:52 PM
To: (b) (6); (b) (6); (b) (6)
(b) (6)
Subject: Fw: Somali and Central Africa Services

From: (b) (6)
Sent: Friday, June 12, 2020 1:31 PM
To: VOA African Division (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara
(b) (6); (b) (6)
(b) (6)
(b) (6)
(b) (6)
Subject: Kudos to Somali and Central Africa Services!

It has been another week of hard work and excellent coverage.

Congratulations to the Somali Service who this week produced and aired their special [town hall](#) focusing on Covid-19 as part of our series of virtual town halls on the pandemic. The discussion aired as a special edition of the weekly Qubanaha television show and has been broadcast by a number of affiliate stations including Somali National Television, Universal TV, and Star FM.

The engaging program informed Somali audiences about information needed to fight the

pandemic and stay healthy. Four medical doctors and health experts participated in the discussion via Skype from Mogadishu, Hargeisa, Djibouti, and London.

I would like to express my heartfelt thanks to the show's host (b) (6), executive producer (b) (6), Somali Service Chief, (b) (6), teleprompter operator (b) (6), as well as other members of the service whose work contributed to the program. Thank you to our Business Development colleagues (b) (6) and (b) (6) for promoting this program with Somali affiliates and to studio director (b) (6), TV technicians (b) (6) and (b) (6), and our Broadcast Operations colleagues (b) (6), (b) (6), and (b) (6) along with Special Events Coordinator (b) (6).

As I've said before, these programs are reaching audiences at a time when they need honest advice from professionals, and I'm extremely pleased with the enthusiasm of our colleagues to produce these town halls.

I would also like to highlight the work of the Central Africa service during events surrounding the death of Burundi President Pierre Nkurunziza. They worked tirelessly to gather all the facts and present them in a timely and comprehensive manner, getting reactions from former Burundi Presidents, Burundi's first Vice President, legal analysts, and those in Burundian refugee camps in DRC, Tanzania, Rwanda and Uganda. Thank you as well to our other language services for coordinating coverage to make sure that breaking news was included in all programs.

Thank you all for your dedication week after week, for jumping in to help one another, and always ensuring our audiences can rely on us for news and information about everything happening in today's world.

Wishing you a great weekend.

(b) (6)
Director
VOA-Africa Division
Email: (b) (6)
Tel: (b) (6)
www.voanews.com

From: (b) (6)
To: Sandy Sugawara; (b) (6)
Cc: (b) (6)
Subject: RE: VOA Burmese Report Saved Those Trapped in Nepal
Date: Thursday, June 11, 2020 12:35:28 PM
Attachments: [image001.png](#)

Wow, thanks for letting us know! Great work, (b) (6) !

(b) (6)
Acting Director of Congressional Affairs
U.S. Agency for Global Media/Voice of America
(b) (6)
Work cell (b) (6)



From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:13 PM
To: (b) (6)
Cc: (b) (6); (b) (6)
(b) (6)
Subject: Re: VOA Burmese Report Saved Those Trapped in Nepal

wow. Amazing
(b) (6) and (b) (6)

From: (b) (6) >
Sent: Thursday, June 11, 2020 10:55 AM
To: (b) (6); Sandy Sugawara (b) (6)
Cc: (b) (6)
Subject: VOA Burmese Report Saved Those Trapped in Nepal

Hi (b) (6), Sandy,
I wanted to share an incredible impact story. Burmese nationals who were trapped in Nepal (due to the covid-19 lockdown) reached out to VOA for help to let the Burmese authorities know of their situation. They had tried many times to get help from the Burmese embassy, but it got them no where. After VOA Burmese broadcast a report on their situation, we heard the Burmese Embassy contacted those who were trapped and provided transportation that afternoon!

Attached are the photos they shared with VOA. Here's the link to the report:

<https://burmese.voanews.com/a/covid-myanmar-in-nepal-return-to-home-country->

/5451452.html?nocache=1&fbclid=IwAR03GxCdHK9HaOmC6iPdI9ZXNf-LP_OJ0xO0pAA4JT27G_u3bDOUr41H_Tg

It has, so far, garnered almost 11K total engagement.

We will definitely include this in our weekly impact report, but I thought you should know right away.

Congrats to (b) (6) and VOA Burmese!

(b) (6)

From: (b) (6)
Sent: Wednesday, June 10, 2020 11:47 AM
To: VOA Burmese Service (b) (6)
Subject: Burmese Service Impact (PM team)

Burmese Service Impact
(Burmese Nationals trapped in Nepal get help due to Burmese Service broadcast about their story)

Some Burmese who were trapped in Nepal due to Covid-19 lockdown said they had no help from both Burmese Embassy in Kathmandu, Nepal, nor Ministry of Foreign Affairs. They said they had contacted both places for several times.

They had contacted VOA Burmese Service through Facebook Messenger and express they wanted to let Burmese authorities know. They have been trapped in Nepal for more than two months when they contacted us.

Some of them had left their kids back home, some are students who are running out of money to continue to stay in different country, and most of them are pilgrims.

Nepal imposed the lockdown on March 23rd due to Coronavirus.

Burmese Service PM team got their contact numbers and broadcasted the situation on May 22nd PM (Evening) air show.

On June 4th evening they again contacted Burmese Service PM team again and said they are will be leaving Nepal that afternoon (Local time). They said they were contacted by Burmese Embassy in Kathmandu, following day after their story was broadcasted, and asked the lists of people who wish to go back to Burma. The officer from Embassy said there is a chance they might be able to arrange the special relief flight for them.

They contacted VOA Burmese Service to say thank you. They said are being able to return home to see their love ones because VOA had broadcasted their story. The PM team followed

through their story and asked them about their experiences, including how they were contacted by Embassy, what they had to do before their departure from Nepal, how many people were returning to Burma with them, etc., soon after they arrived their respective homes. PM team also told them we were glad that we could make a difference. PM team had interviewed two returnees.

Burmese Embassy along Ministry of Foreign Affairs had arranged the military flight for them. The relief flight had brought 42 Burmese nationals.

We are glad that we could make an immediate impact on this story!

From: [Sandy Sugawara](#)
To: (b) (6); [Marie Lennon](#)
Cc: (b) (6)
Subject: Re: Welcome from VOA Studio and Production Operations
Date: Saturday, June 13, 2020 12:42:33 AM

(b) (6)

Yes. I keep urging everyone to keep you informed of any urgent contracts and Marie of hiring issues.

Hope you are well.

Sandy

From: (b) (6)
Sent: Friday, June 12, 2020 5:05 PM
To: Sandy Sugawara (b) (6); Marie Lennon (b) (6)
Cc: (b) (6)
Subject: Re: Welcome from VOA Studio and Production Operations

Hi Sandy,

Thanks for sharing (b) (6) message! Helpful to see the upcoming contract requirements too.

Best,

(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Friday, June 12, 2020 4:57:32 PM
To: (b) (6); Marie Lennon (b) (6)
Cc: (b) (6)
Subject: Fw: Welcome from VOA Studio and Production Operations

From: (b) (6)
Sent: Friday, June 12, 2020 4:26 PM
To: Michael Pack (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); (b) (6)
Subject: Welcome from VOA Studio and Production Operations

Hi Michael,

I wanted to add my welcome to USAGM and VOA and also provide an introduction. My name is (b) (6) . (b) (6)

One of the main goals upon joining VOA was to improve the image, branding and overall look and feel of our programs. The team has improved lighting in all the studios, reimagined the Persian broadcasts into a network called VOA 365 with new music, graphics and a modernized TV studio 50, transformed TV master control into HD and completely rebuilt TV studio 47 along with radio on TV studios 2 and 18. I have attached some photos from the launch of the studios to show the new modern look.

Here is a quick overview of Studio and Production Operations (SPOP), a bit of history, current status and the future. With 185 FTE employees along with 90 contractors, SPOP builds, operates and maintains the broadcast infrastructure of VOA, with 8 television studios, 32 video editing suites, 21 radio broadcast studios, 20 audio production and recording studios, 26 professional audio mixing and dubbing stations along with radio and TV facilities for master control, recording, scheduling, feed intake and graphic production.

The division has staff and facilities primarily in Washington DC, but also New York, Los Angeles, London, and travels worldwide in support of VOA productions.

We have the following major projects underway this year, some of these projects may need contract modification or updates of the statement of work. I will be sending you next week a separate list of priorities as we collaborate with our contracting office on this contract modifications:

- A complete renovation of our two New York City bureau studios, building on the bright new modern look from TV studio 47. We are redesigning the control rooms and facilities to incorporate elements for a COOP plan as well as increased production capability.
- A complete rebuild of TV Studio 52, one of VOA's largest.
- Completion of a 3-year project to build a new Radio Master control
- A new Quality Control (QC) center that will consolidate 3 functions into one area to check remote signals for broadcast standards.
- Completing the build out of our new HD house router that is the backbone of our TV infrastructure.
- Support language services in the coverage of the conventions and U.S. elections.

For the future:

SPOP has proposed an aggressive 3-year plan to continue to update and modernize our TV

USAGM-20-1819-B-000416

and radio studios to improve the look and change the studios from dark outdated designs to bright modern ones.

I am very proud and happy to be a part of VOA, while we have some big challenges, I feel that we have been able to address many of them over the past two years and lay the groundwork to improve our production environment for all our studios.

I look forward to working with you and please let me know if you have any questions.

Best regards,

(b) (6)

From: (b) (6)
To: [Sandy Sugawara](#); [Marie Lennon](#)
Cc: (b) (6)
Subject: Re: Welcome from VOA Studio and Production Operations
Date: Friday, June 12, 2020 5:05:39 PM

Hi Sandy,

Thanks for sharing (b) (6) message! Helpful to see the upcoming contract requirements too.

Best,

(b) (6)

(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Friday, June 12, 2020 4:57:32 PM
To: (b) (6); Marie Lennon (b) (6)
Cc: (b) (6)
Subject: Fw: Welcome from VOA Studio and Production Operations

From: (b) (6)
Sent: Friday, June 12, 2020 4:26 PM
To: Michael Pack (b) (6)
Cc: Amanda Bennett (b) (6); Sandy Sugawara (b) (6); (b) (6)
Subject: Welcome from VOA Studio and Production Operations

Hi Michael,

I wanted to add my welcome to USAGM and VOA and also provide an introduction. My name is (b) (6) (b) (6)

(b) (6). One of the main goals upon joining VOA was to improve the image, branding and overall look and feel of our programs. The team has improved lighting in all the studios, reimagined the Persian broadcasts into a network called VOA 365 with new music, graphics and a modernized TV studio 50, transformed TV master control into HD and completely rebuilt TV studio 47 along with radio on TV studios 2 and 18. I have attached some photos from the launch of the studios to show the new modern look.

Here is a quick overview of Studio and Production Operations (SPOP), a bit of history, current status and the future. With 185 FTE employees along with 90 contractors, SPOP builds,

USAGM-20-1819-B-000418

operates and maintains the broadcast infrastructure of VOA, with 8 television studios, 32 video editing suites, 21 radio broadcast studios, 20 audio production and recording studios, 26 professional audio mixing and dubbing stations along with radio and TV facilities for master control, recording, scheduling, feed intake and graphic production.

The division has staff and facilities primarily in Washington DC, but also New York, Los Angeles, London, and travels worldwide in support of VOA productions.

We have the following major projects underway this year, some of these projects may need contract modification or updates of the statement of work. I will be sending you next week a separate list of priorities as we collaborate with our contracting office on this contract modifications:

- A complete renovation of our two New York City bureau studios, building on the bright new modern look from TV studio 47. We are redesigning the control rooms and facilities to incorporate elements for a COOP plan as well as increased production capability.
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- Completion of a 3-year project to build a new Radio Master control
- A new Quality Control (QC) center that will consolidate 3 functions into one area to check remote signals for broadcast standards.
- Completing the build out of our new HD house router that is the backbone of our TV infrastructure.
- Support language services in the coverage of the conventions and U.S. elections.

For the future:

SPOP has proposed an aggressive 3-year plan to continue to update and modernize our TV and radio studios to improve the look and change the studios from dark outdated designs to bright modern ones.

I am very proud and happy to be a part of VOA, while we have some big challenges, I feel that we have been able to address many of them over the past two years and lay the groundwork to improve our production environment for all our studios.

I look forward to working with you and please let me know if you have any questions.

Best regards,

(b) (6)

From: (b) (6)
To: [Sandy Sugawara](#)
Subject: RE: worrisome emals
Date: Thursday, June 11, 2020 1:39:48 PM

Hi Sandy,

(b) (6) let me know of the situation.

For some reason, the actual emails didn't forward to me. When you have a chance, could you forward all communications you have received from (b) (6) to me?

Thanks,

(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 1:17 PM
To: Marie Lennon (b) (6); (b) (6)
(b) (6)
Subject: Re: worrisome emals

Thanks Marie. (b) (6) never contacts me via work email, just my personal website. (b) (6) also called (b) (6) once, so we have (b) (6) phone number. (b) (6)

From: Marie Lennon (b) (6)
Sent: Thursday, June 11, 2020 12:35 PM
To: Sandy Sugawara (b) (6); (b) (6)
Cc: (b) (6); Amanda Bennett (b) (6)
Subject: RE: worrisome emals

Sandy,

I'm sorry I wasn't able to take your call earlier, but listened to your voicemail and now see what you're dealing with. (b) (6) and his team will know what to do and will probably loop in IT to see if there is anything that can be done from their side.

I'm glad you brought this forward – I agree these are very worrisome.

Take care,
Marie

From: Sandy Sugawara (b) (6)

Sent: Thursday, June 11, 2020 12:31 PM

To: (b) (6)

Cc: (b) (6); Marie Lennon (b) (6); Amanda Bennett (b) (6)

Subject: Fw: worrisome emails

(b) (6)

(b) (6)

Sandy

(b) (6)

From: Sandy Sugawara (b) (6)

Sent: Thursday, June 11, 2020 12:18 PM

To: (b) (6)

Cc: Amanda Bennett (b) (6); (b) (6)

Subject: worrisome emails

(b) (6)

(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.

(b) (6) and I gave (b) (6) excellent recommendations. I think (b) (6) got a new job around the winter of 2019.

I can fill you in on more if you have time to discuss.

Sandy

From: (b) (6)
To: [Sandy Sugawara](#)
Cc: (b) (6); [Marie Lennon](#); [Amanda Bennett](#); (b) (6)
Subject: Re: worrisome emals
Date: Thursday, June 11, 2020 12:49:26 PM

Sandy,
I've read your email and the attached messages and believe that this situation will be best handled by our Insider Threat Investigator, (b) (6). I have added him to this thread and I'm sure he'll be reaching out to you shortly. Let me know if there is anything else I can do.
Respectfully,

(b) (6)

(b) (6)

U.S. Agency for Global Media
330 Independence Ave SW
Washington, DC 20237

(b) (6)

f: (b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:30:39 PM
To: (b) (6)
Cc: (b) (6); Marie Lennon (b) (6); Amanda Bennett (b) (6)
Subject: Fw: worrisome emals

(b) (6),

The email I got today was particularly troubling:

(b) (6)

Sandy

(b) (6)

From: Sandy Sugawara (b) (6)
Sent: Thursday, June 11, 2020 12:18 PM
To: (b) (6)
Cc: Amanda Bennett (b) (6); (b) (6)
Subject: worrisome emals

(b) (6),

(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.

(b) and I gave (b) excellent recommendations. I think (b) got a new job around the winter of 2019.

I can fill you in on more if you have time to discuss.

Sandy

From: (b) (6)
To: [Amanda Bennett](#); [Sandy Sugawara](#)
Cc: (b) (6)
Subject: Termination OGE-278 forms and Exit Ethics Briefing on Criminal Post-Employment Restrictions
Date: Monday, June 15, 2020 12:07:03 PM
Importance: High

Hi Ladies-

Within 30 days of leaving USAGM, you are required to file a termination OGE-278.

Amanda –since you have not yet submitted your annual 278, I will reassign a new form for you that will serve as both an annual and a termination form. Please file it by July 1 if possible. If you need more time, please contact me.

Sandy- since I need additional information in order to certify your form (I am about to email you), I will return your form for updating. I also will assign a termination form that will be due 30 days from your resignation date.

You will need to have an exist briefing to review the criminal post-employment restrictions and any pledge obligations that continue to apply to you after your separation from USAGM/VOA.

Please let us know when works for you both so that we can set that up.

It's been a pleasure working with you!

Best,

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)

(b)

To access these documents, go to 3.0 USAGM Direct working group channel in Teams. All documents are under "Files Tab" in the folder called "4 Deliverables". All the Stakeholders have access to this channel in Teams. If anyone has issues with Teams or needs guidance navigating in Teams, contact me and I will assist you. Please, track your changes!

Also, all 4 deliverables presented last Friday are attached to this e-mail as well.

I have reached out to (b) (6) and the 3.0 USAGM Direct package needs to be sent to CON ASAP. As soon as we receive feedback from you, this will be sent out.

As agreed, June 8th is the deadline for feedback. If anyone needs extension on this let me know.

Thank you for your time,

(b) (6) – Project Manager
Office of Business Development (b) (6)
330 Independence Avenue SW,

(b) (6)

From: (b) (6)
Sent: Friday, May 29, 2020 10:42 AM
To: James Reeves (b) (6); (b) (6) Matthew Walsh
(b) (6); (b) (6)
(b) (6); Jim Tunnessen
(b) (6); (b) (6)
(b) (6); Sandy Sugawara (b) (6); (b) (6)
(b) (6)
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(b) (6)
(b) (6)
(b) (6)
(b) (6)
(b) (6)

Subject: 4 deliverables for the 3.0 USAGM Direct Market Research Phase attached

Colleagues,

Thank you for attending this presentation.

Here is the recording: (b) (6)

As we have agreed, I will reach out to (b) (6) and ask when is the deadline for the whole

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

From: [Sandy Sugawara](#)
To: (b) (6)
Cc: [Amanda Bennett](#); (b) (6)
Bcc: [Sandy Sugawara](#)
Subject: worrisome emals
Date: Thursday, June 11, 2020 12:18:35 PM
Attachments: (b) (6)

(b) (6),
(b) (6) recommended that I forward these emails to you. They come from the (b) (6) of a PMF who worked for Amanda and me. We did not keep (b) (6) (b) (6) on after this PMF was over.

(b) (6) and I gave (b) (6) excellent recommendations. I think (b) (6) got a new job around the winter of 2019.

I can fill you in on more if you have time to discuss.

Sandy

From: [USAGM House Announcements](#)
To: [USAGM Staff](#)
Subject: Goodbye...
Date: Monday, June 15, 2020 11:54:29 AM
Attachments: [VOA 2016-2020 \(6-15-20\).pdf](#)

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership. We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

Amanda and Sandy

From: (b) (6)
To: [Michael B. Williams](#)
Subject: Follow-up
Date: Monday, June 22, 2020 11:26:29 PM
Attachments: (b) (5)

Hi Michael,

Thanks for your time today! I think it was a great conversation and I know we will have many more as you get settle into your new role at USAGM.

I wanted to send an email to follow-up on **3 time-sensitive action items.**

1. Enterprise Risk Management (ERM) Framework (attached) - requires your review and signature, and signature of CEO Pack;
2. Risk Management Council (RMC) Charter (attached) – requires your review and signature; and
3. ORM pending contracts for FY2020; as discussed, ORM has not spent any money in FY 2020 - all 3 of its FY 2019 contracts are for compliance purposes and *expire in the next 100 days*. As such, I am requesting a total of (b) (4). Attached is a justifications of these 3 contracts, as submitted to OMS after the “spending freeze.” I can provide more detail on these contracts, if necessary.

In addition to providing the Framework and Charter in PDF format, I also provided them in MS Word format for your convenience if you want to make any changes.

Please reach out to me with any questions or concerns you have. I am very much looking forward to working with you.

Best,

(b) (6)

(b) (6)

United States Agency for Global Media
330 Independence Avenue, SW
Washington, DC 20237
Office: (b) (6)
Mobile: (b) (6)
www.usagm.gov

From: [Emily Pauline Newman](#)
To: [Andre Mendes](#); [Michael B. Williams](#)
Cc: [Diane Cullo](#)
Subject: FW: VOA J-1 Visa and Permanent Residence Requests
Date: Wednesday, June 24, 2020 1:42:57 PM
Attachments: [Time Sensitive J-1 Visa Extension Request for VOA \(b\) \(6\)](#)
[Time Sensitive J-1 Visa Extension Request for VOA \(b\) \(6\)](#)
[Permanent Residency Sponsorship Request for VOA \(b\) \(6\)](#)

Andre & Michael:

Please see below.

As discussed, Oanh should not be using the CEO Office list serve, and this type of information should flow up the chain through her direct report only, not the entire front office (plus whomever is included on this list serve). Please ensure this is addressed again today.

Additionally, it remains unclear to me why Oanh is involved in this matter at all. Who typically handles these types of requests? This is a process question that may require further consideration.

Thank you,
Emily

From: Oanh Tran (b) (6)
Sent: Wednesday, June 24, 2020 1:25 PM
To: Diane Cullo (b) (6); Emily Pauline Newman (b) (6)
Cc: CEO Office (b) (6)
Subject: VOA J-1 Visa and Permanent Residence Requests

Hi Diane/Emily,

Just wanted to check back with you on VOA's requests to either extend J-1 visa or sponsor permanent residency for the following employees:

- J-1 visa extension for VOA (b) (6)
- J-1 visa extension for VOA (b) (6)
- Permanent Residency Sponsorship for VOA (b) (6)

For your convenience, I've attached the emails again.

VOA is worried about the two J-1 visa holders—(b) (6) is on an expired visa and (b) (6)'s visa will expire on July 26.

Please let us know soon the status of the above individuals.

Many thanks!

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: update in status Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 12:29:12 PM
Attachments: [plf.4.PI.Motion.Open.Tech.ECF.pdf](#)

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)
To: [Michael B. Williams](#)
Cc: (b) (6)
Subject: Open Technology Fund et al v. Pack : TRO/PI Motion, Order, Declarations and Exhibits
Date: Thursday, June 25, 2020 12:37:31 PM
Attachments: [4-2 - Attachment to Proposed TRO.pdf](#)
[4-3 - \(b\) \(6\) Declaration.pdf](#)
[4-1 Proposed TRO.pdf](#)
[4 - TROPI.pdf](#)
[4-8 - Exhibit E.pdf](#)
[4-9 - Exhibit F.pdf](#)
[4-10 - Exhibit G.pdf](#)
[4-11 - Exhibit H.pdf](#)
[4-12 - Turner Declaration.pdf](#)
[4-13 - Exhibit A.pdf](#)
[4-14 - Exhibit B.pdf](#)
[4-7 - Exhibit D.pdf](#)
[4-4 - Exhibit A.pdf](#)
[4-16 - Exhibit D.pdf](#)
[4-15 - Exhibit C.pdf](#)
[4-5 - Exhibit B.pdf](#)
[4-6 - Exhibit C.pdf](#)

Dear Mr. Williams--

Attached please find a service copy of the motion for a temporary restraining order and preliminary injunction filed today against Michael Pack, in his capacity as CEO of the U.S. Global Media Agency. These documents were filed in the United States District Court for the District of Columbia.

Please don't hesitate to reach out to counsel for the plaintiffs, (b) (6), if you would like to discuss.

Best,

(b) (6)

--

(b) (6)

From: [David Kligerman](#)
To: [Lillian Cheng](#); [Michael B. Williams](#)
Subject: Fwd: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 2:46:43 PM
Attachments: [4.1 - Pls." TRO-PI Exhibits.pdf](#)
[ATT00001.htm](#)

FYI

Sent from my iPhone

Begin forwarded message:

From: (b) (6)
Date: June 25, 2020 at 2:39:06 PM EDT
To: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

FYI—Here are the exhibits attached to the TRO motion. I think that already includes all the agreements and bylaws for the entities (plus a couple of the termination letters at the very end).

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6);
(b) (6);
(b) (6) Michael B. Williams
(b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) (b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)


(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for

USAGM-20-1819-B-000439

TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Lillian Cheng](#)
To: [Michael B. Williams](#)
Cc: [David Kleiman](#)
Subject: Irreparable harm
Date: Thursday, June 25, 2020 9:26:13 PM

Michael,

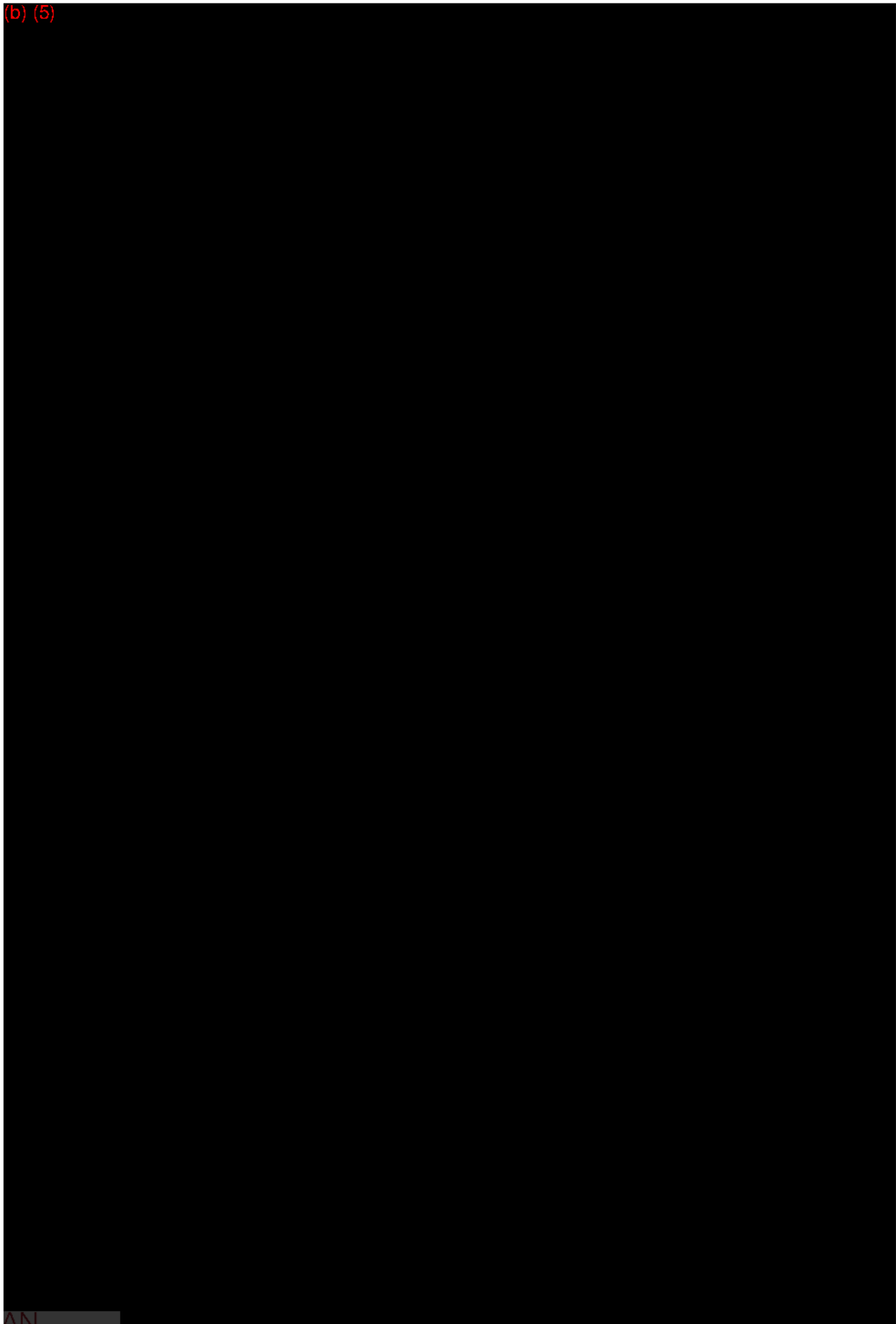
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

(b) (5)



(b) (5)



(b) (5)

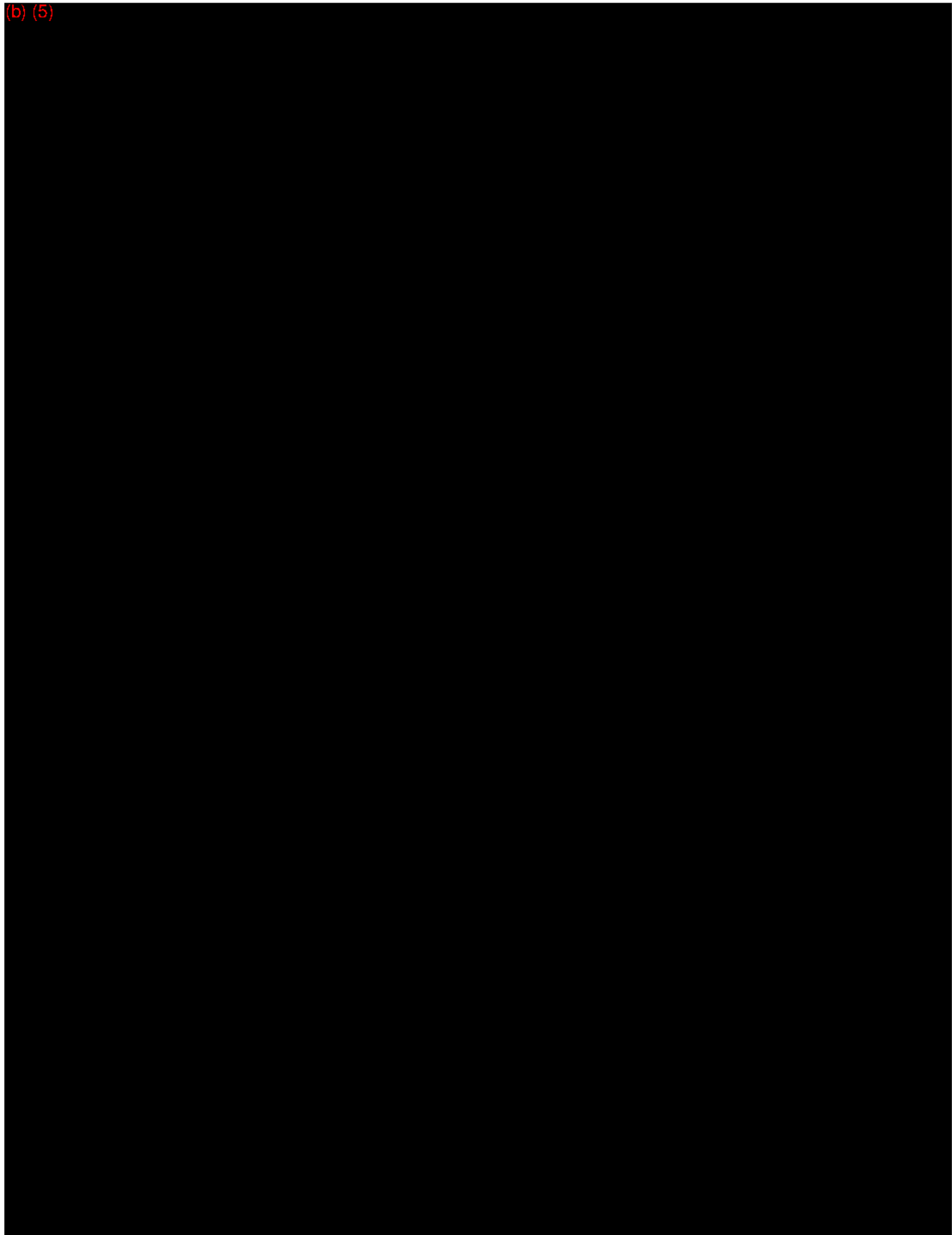


From: [Lillian Cheng](#)
To: (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO
Date: Thursday, June 25, 2020 9:59:56 PM

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams (b) (6)
David Kligerman (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

USAGM-20-1819-B-000452

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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USAGM-20-1819-B-000454

FOIA20-046 023

charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to: :

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9baaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3] [a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec665aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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][397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: [Michael B. Williams](#); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:12:53 PM

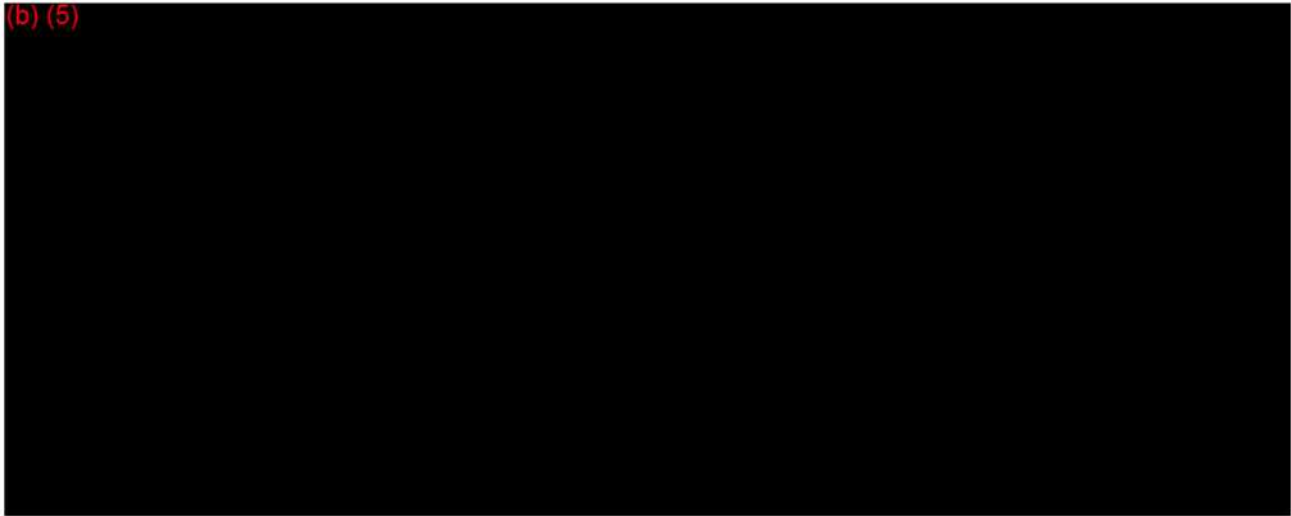
(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6); (b) (6)
David Kligerman (b) (6); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc:

(b) (6)

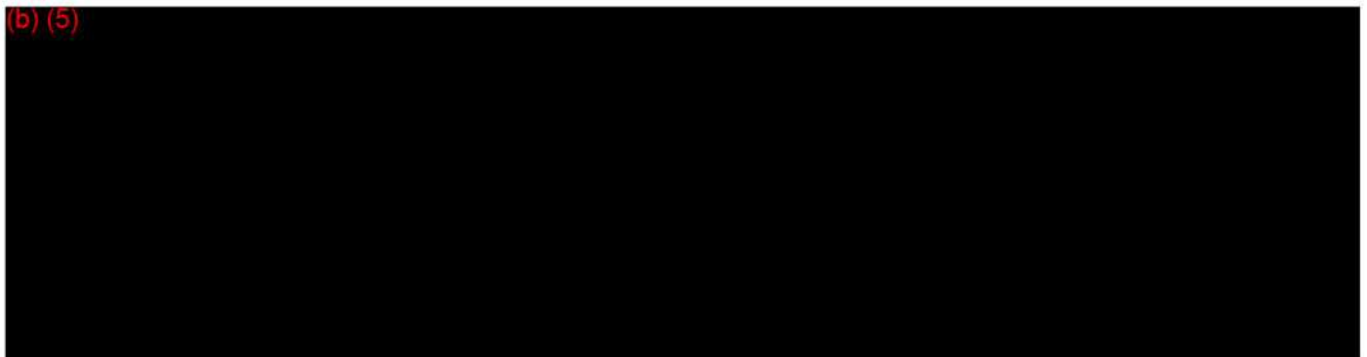
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

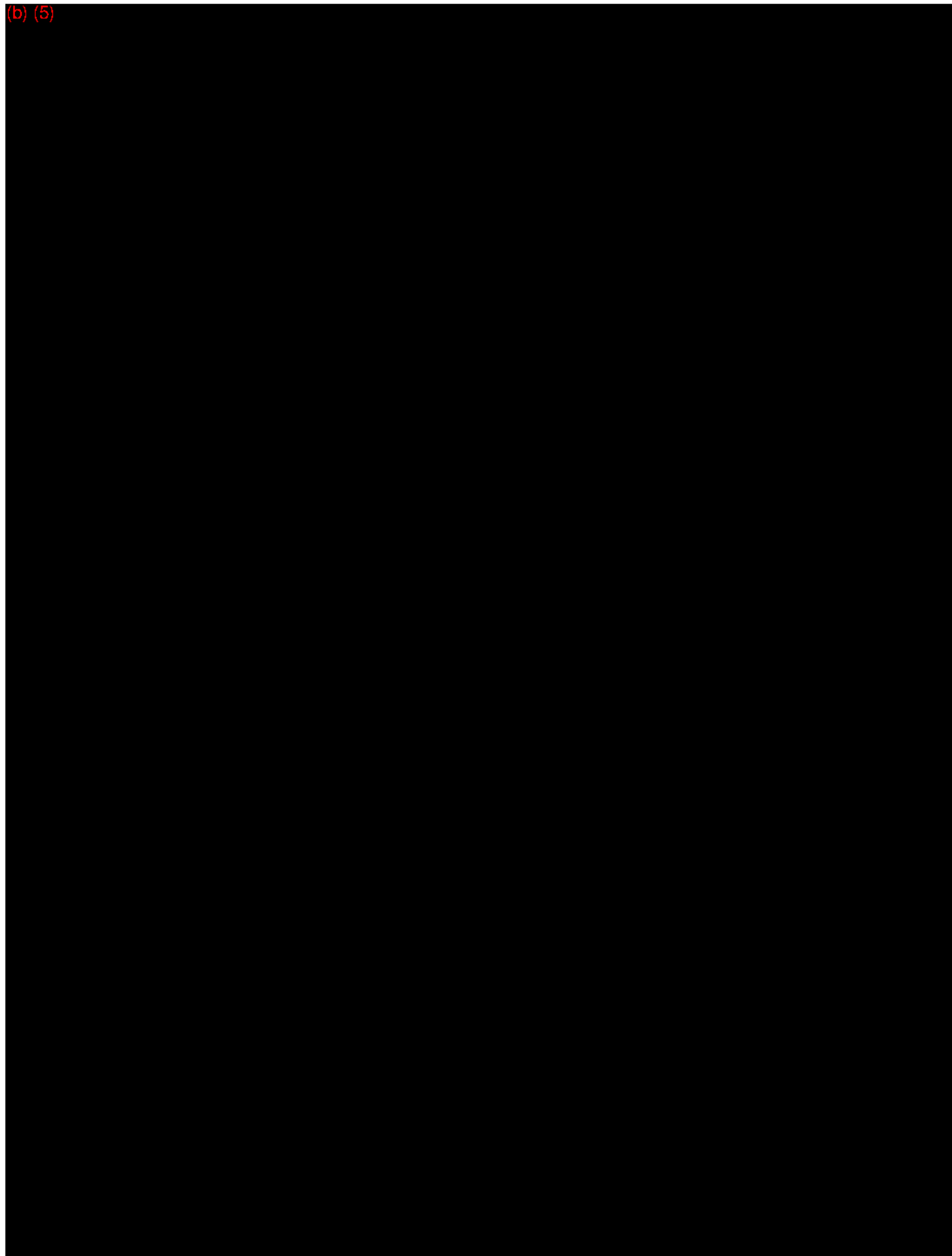


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)



From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
(b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

USAGM-20-1819-B-000465

FOIA20-046 034

To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)
Sent: Thursday, June 25, 2020 12:09 PM
To: (b) (6)
Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, #](#)

(11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:19:01 PM
Attachments: (b) (5)

Here is some background on the OTF grantee and its incorporation by RFA.

(b) (5)

From: Michael B. Williams
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

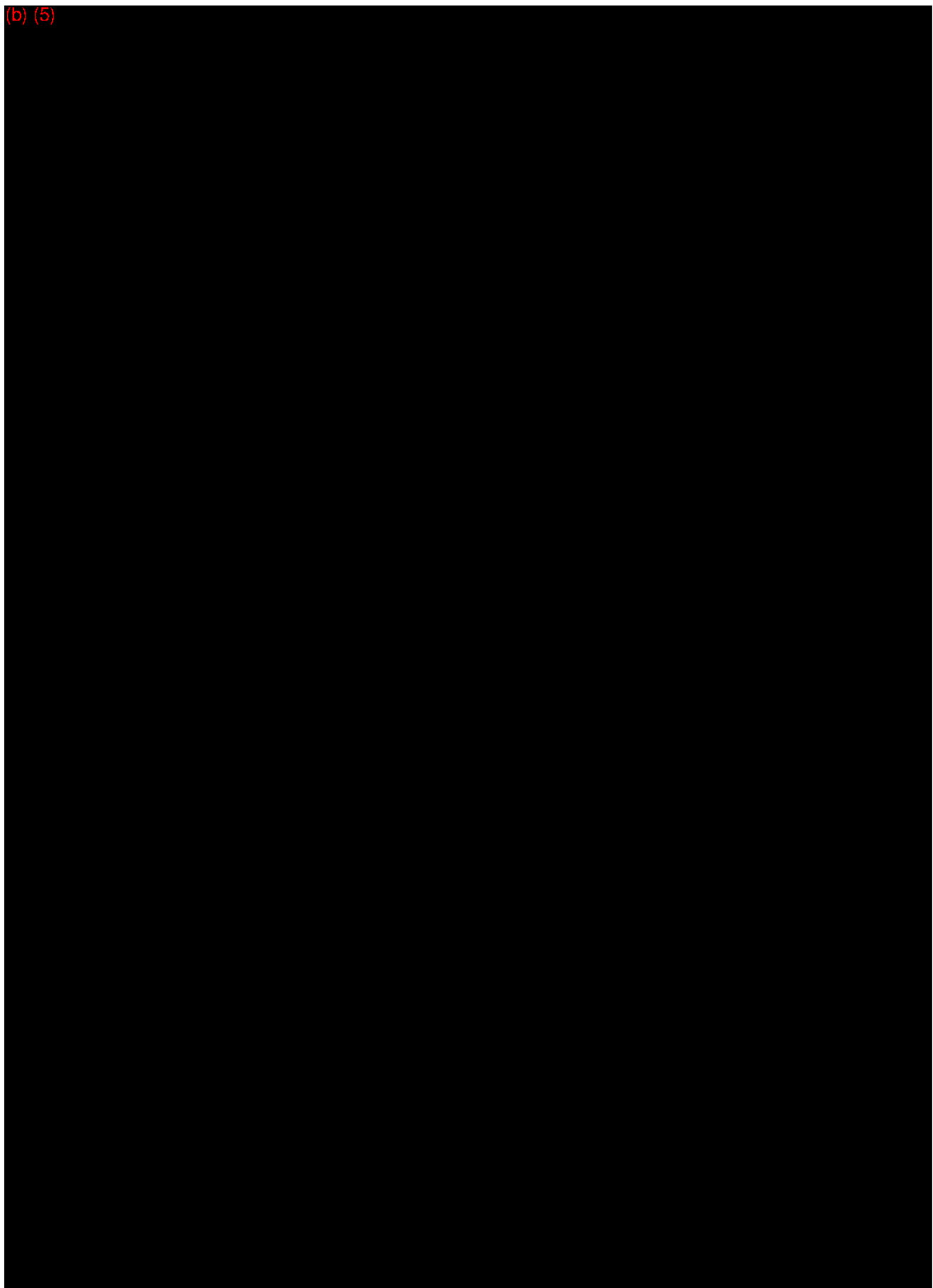
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

USAGM-20-1819-B-000473

(b) (6)

Cc

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)

Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Attendee code: (b) (6)

Someone from our office will serve as the host.

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Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

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Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)
(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

(b) (6), (b) (6)
[Redacted]

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)
[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)
[Redacted]

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

USAGM-20-1819-B-000478

FOIA20-046 047

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b1aa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6] [35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e52374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12] [2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [REDACTED]
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 2:54:15 AM
Attachments: (b) (6)

(b) (6) Here you go.

(b) (5) [REDACTED]

From: David Kligerman
Sent: Friday, June 26, 2020 12:52 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6): thanks for speaking just now. (I'm searching through the appropriation acts now. Let me see what I can find.)

Dave

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 11:34 PM

To: (b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Attached is the memo that we sent earlier this afternoon. (This is the document that I indicate (below) contains certain provisions of OTF bylaws that address their board and officers).

I am going to follow up with an additional document which highlights all relevant sections of their bylaws.

From: David Kligerman

Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

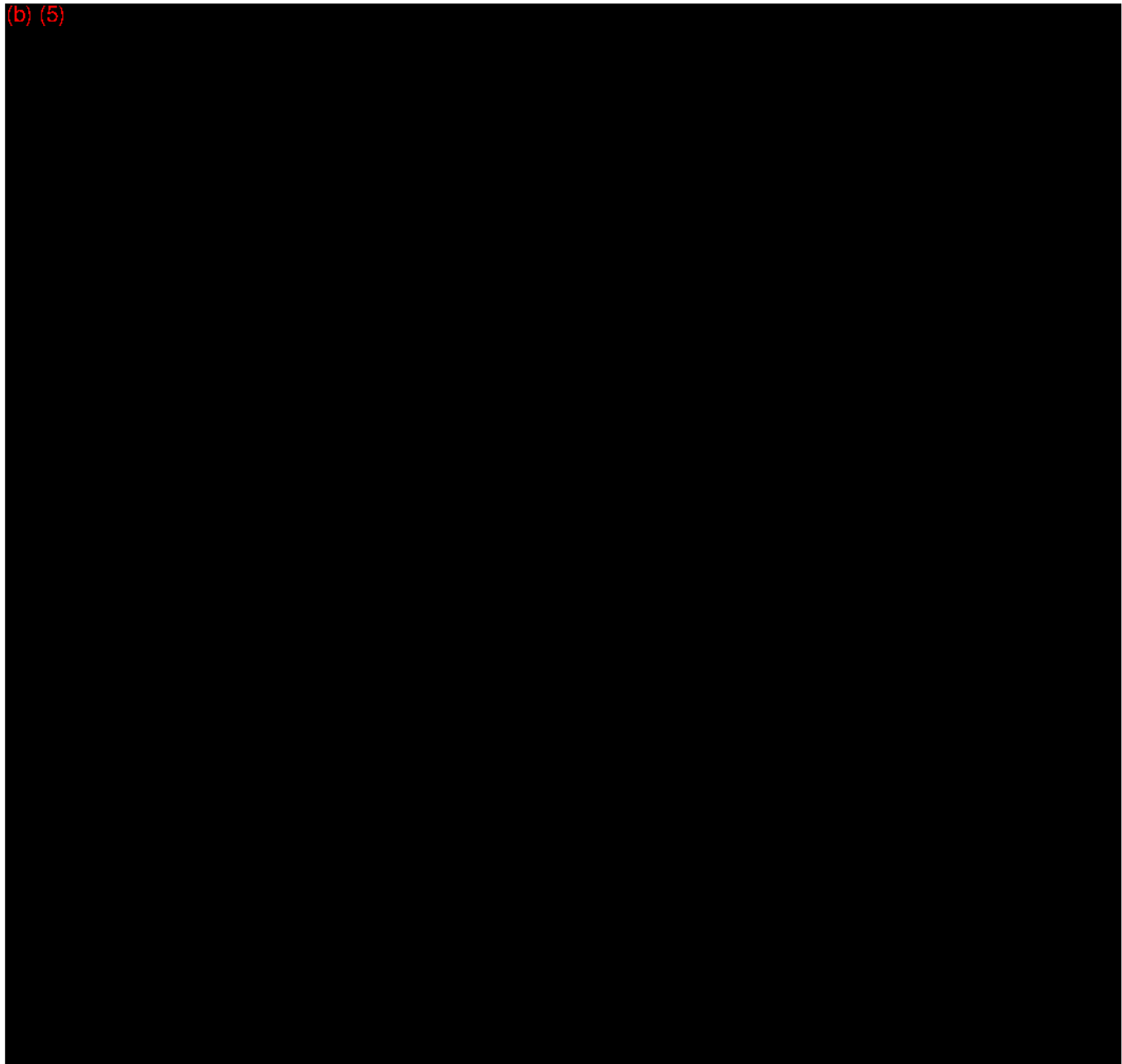
From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

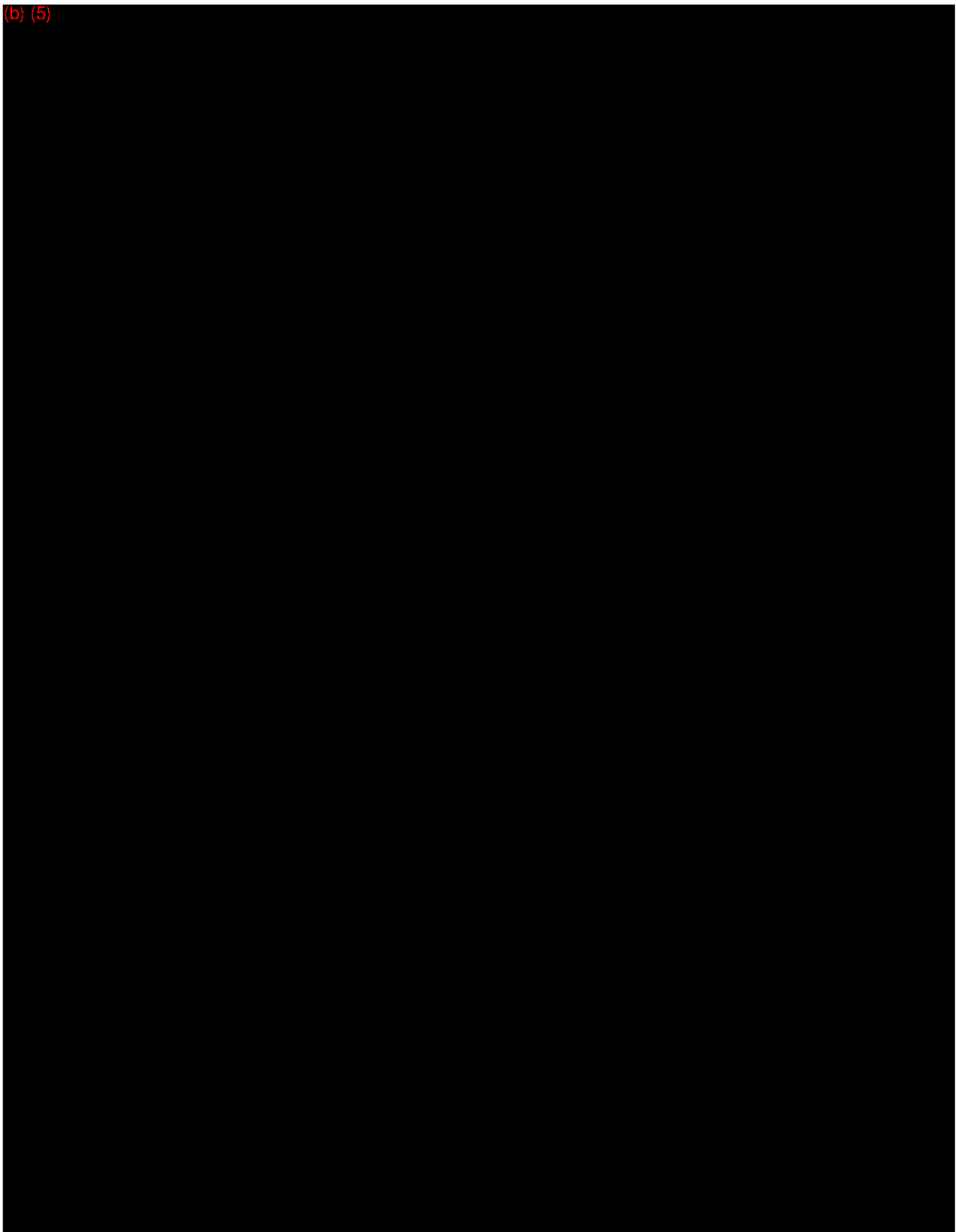
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

USAGM-20-1819-B-000489

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

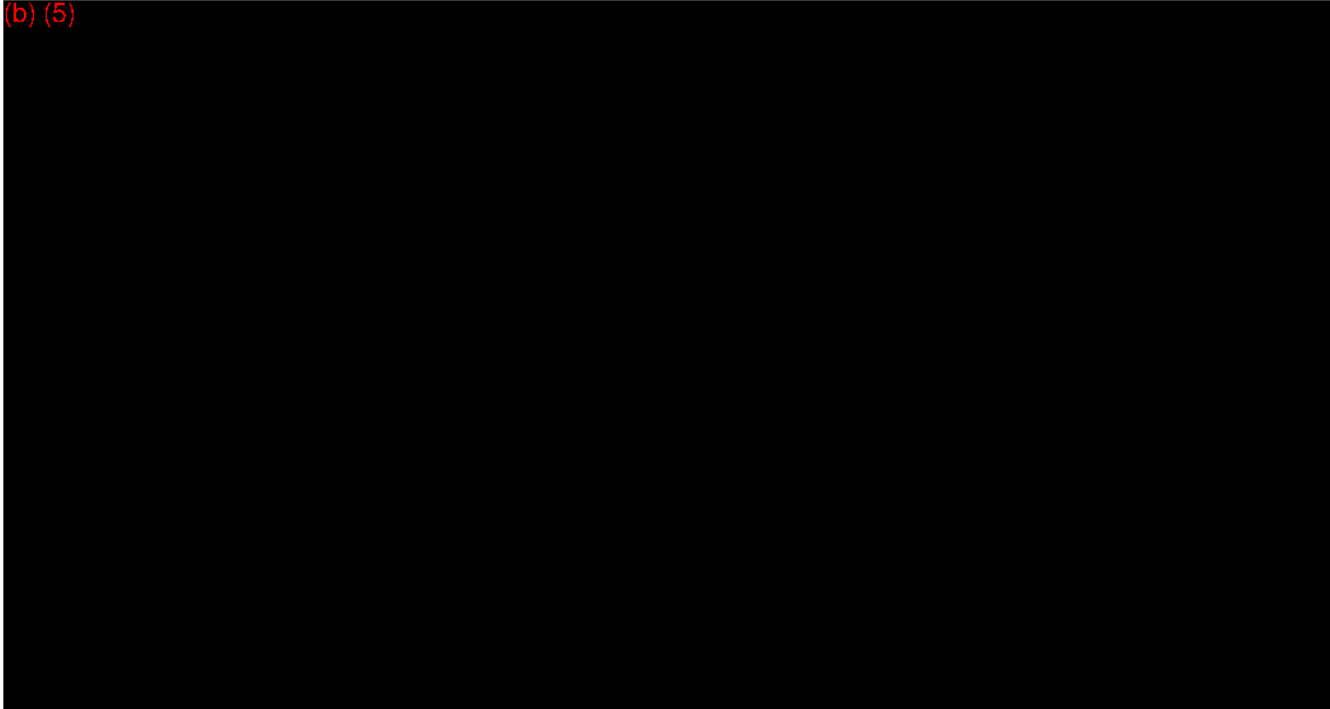
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

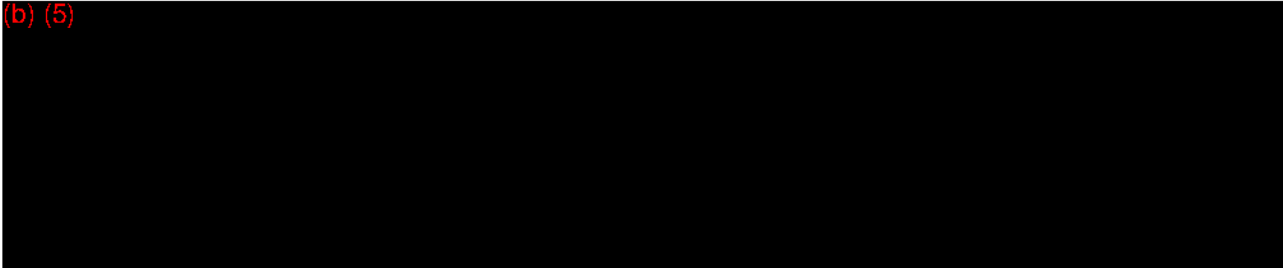
(b) (5)



Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6)
(b) (6)
Cc: Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM

USAGM-20-1819-B-000491

FOIA20-046 060

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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0dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12] [2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14] [022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03aa621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:13:17 AM

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

USAGM-20-1819-B-000497

FOIA20-046 066

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6);

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

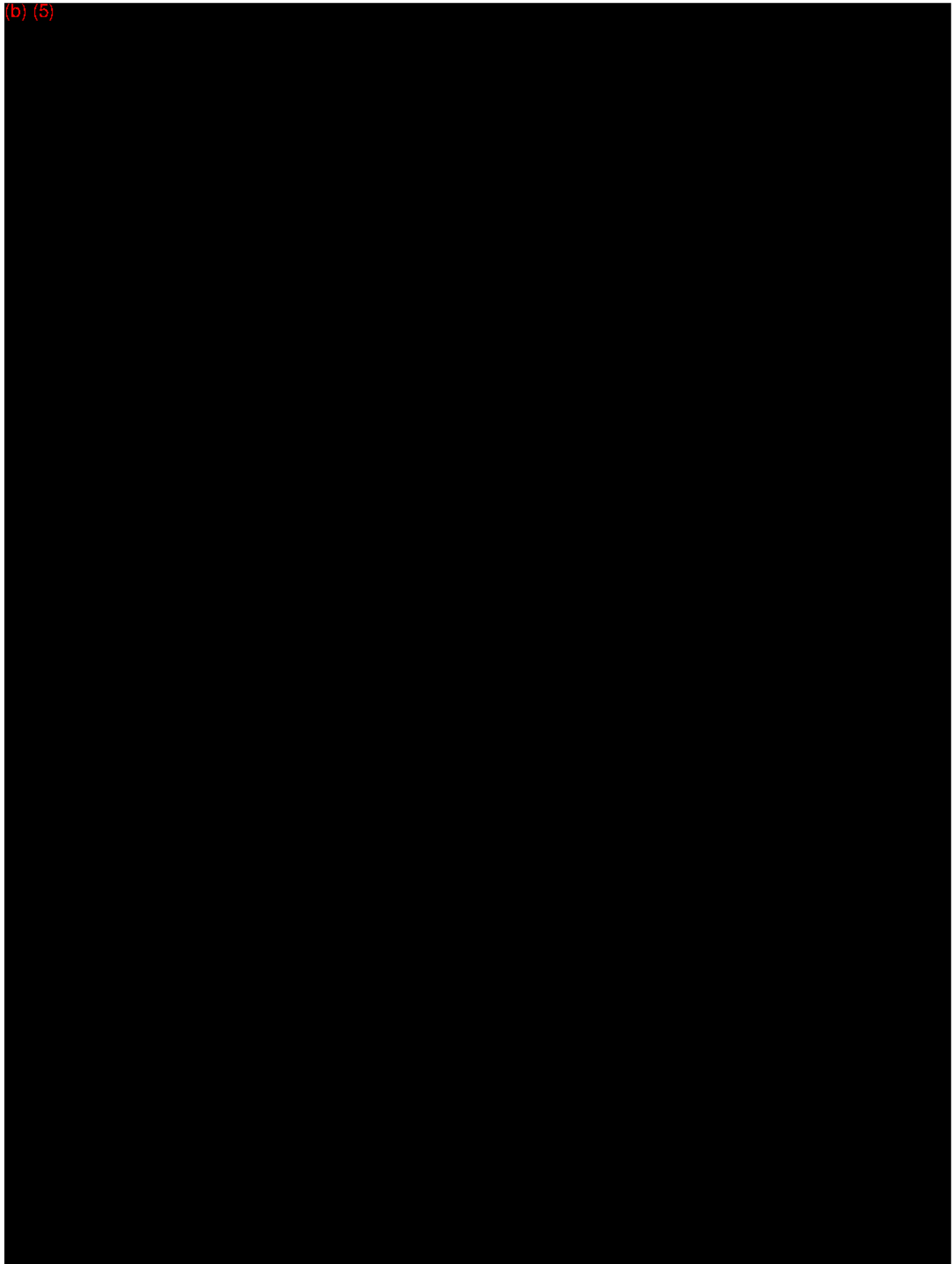
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, Hall, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); Michael B. Williams
Cc: Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6);

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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3999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:21:00 AM
Attachments: [OTF Grantee Bylaws 5 2020 comments.pdf](#)

OTF bylaws with highlights

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

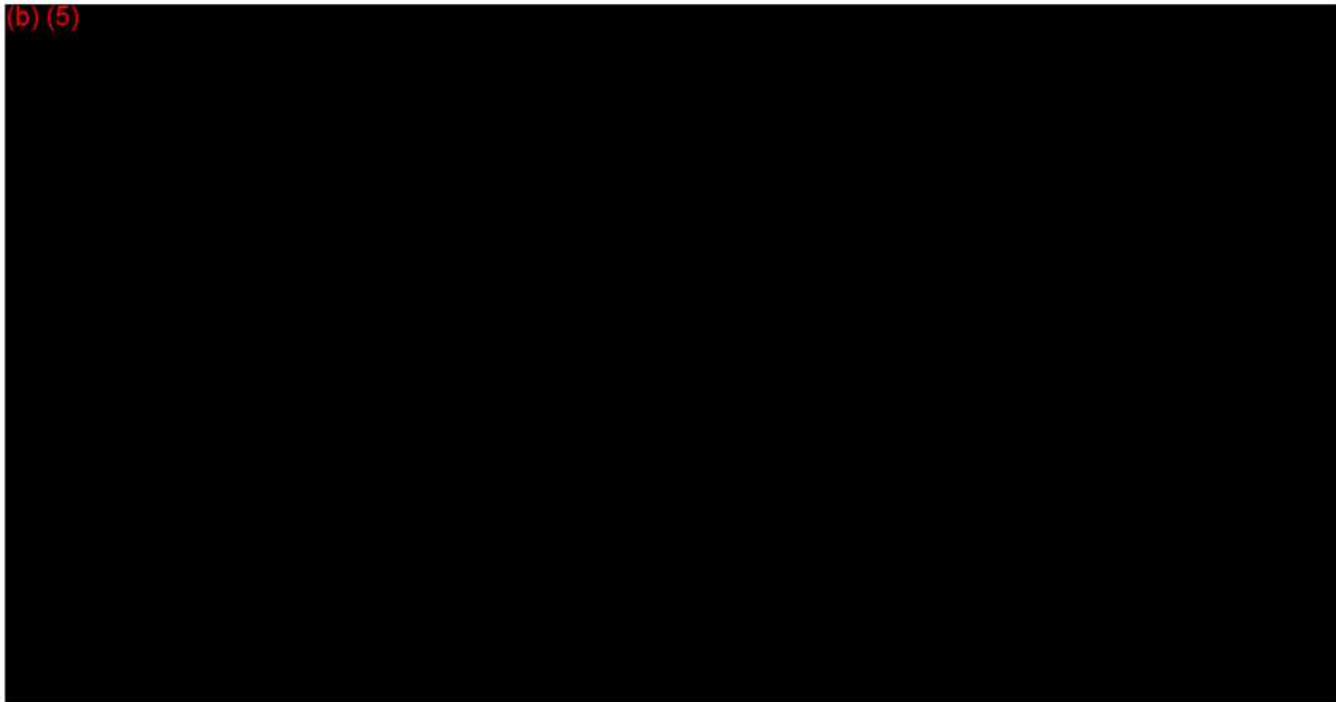
From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6);

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

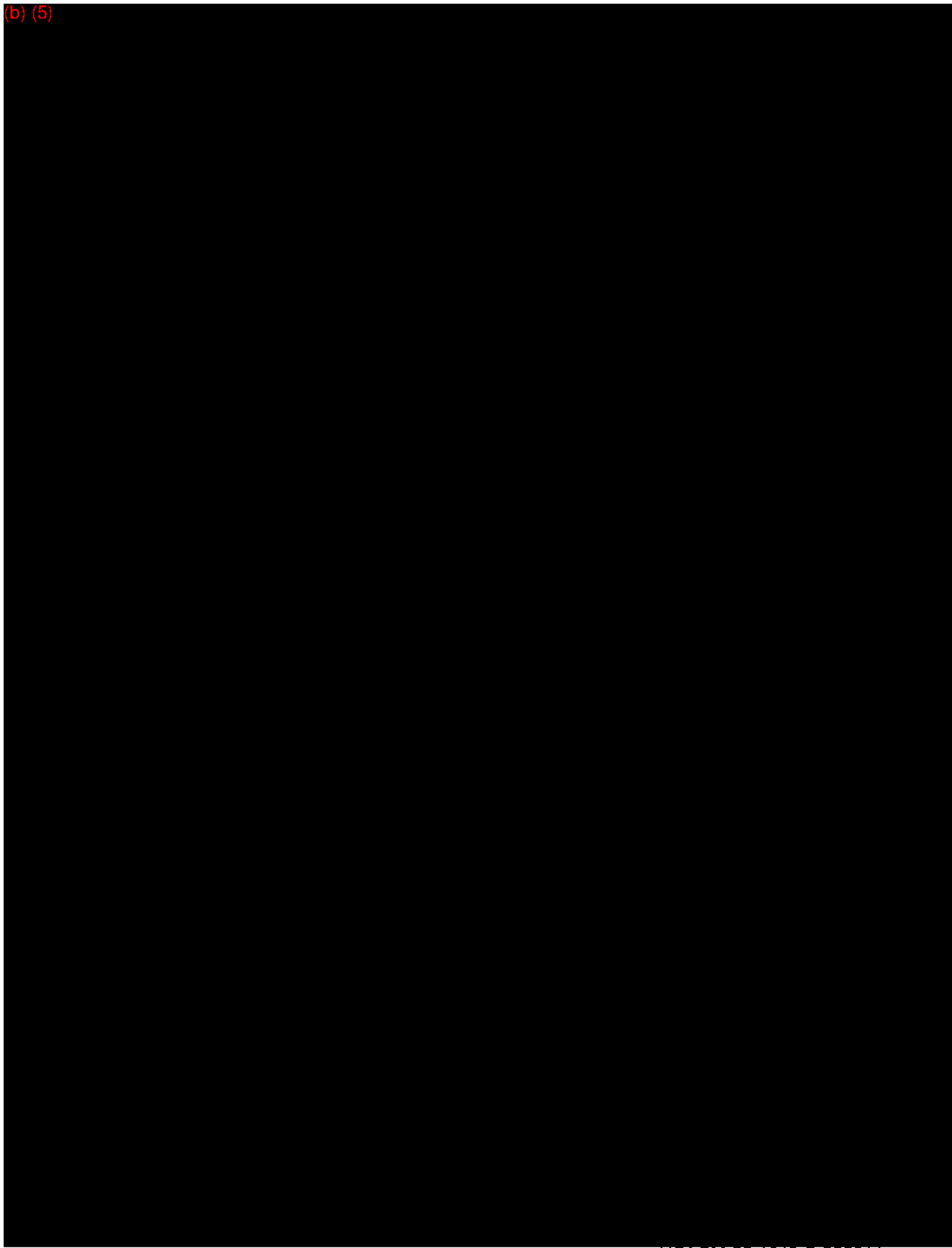
[Redacted]

Best,
Lillian

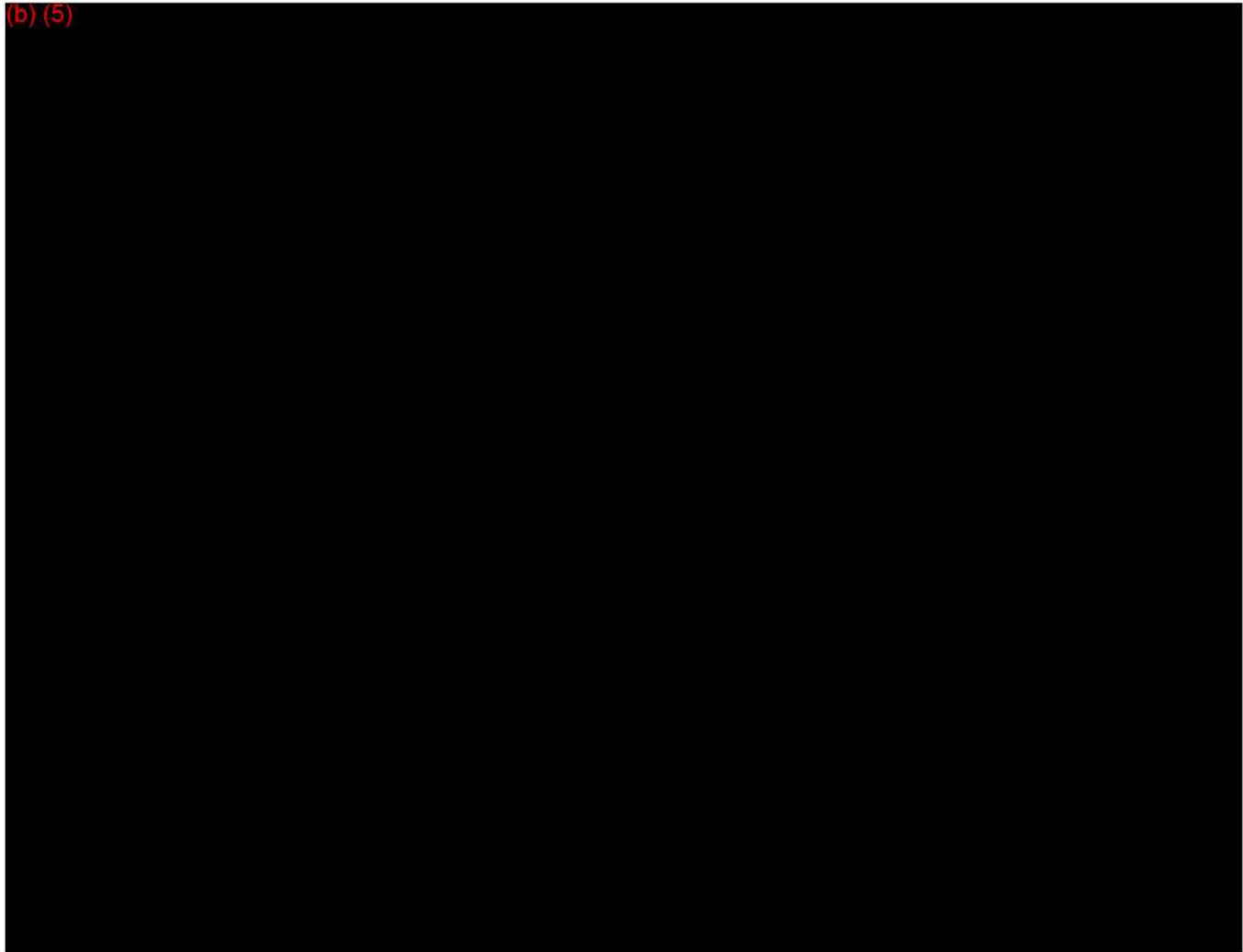
(b) (5)

[Redacted]

(b) (5)



(b) (5)

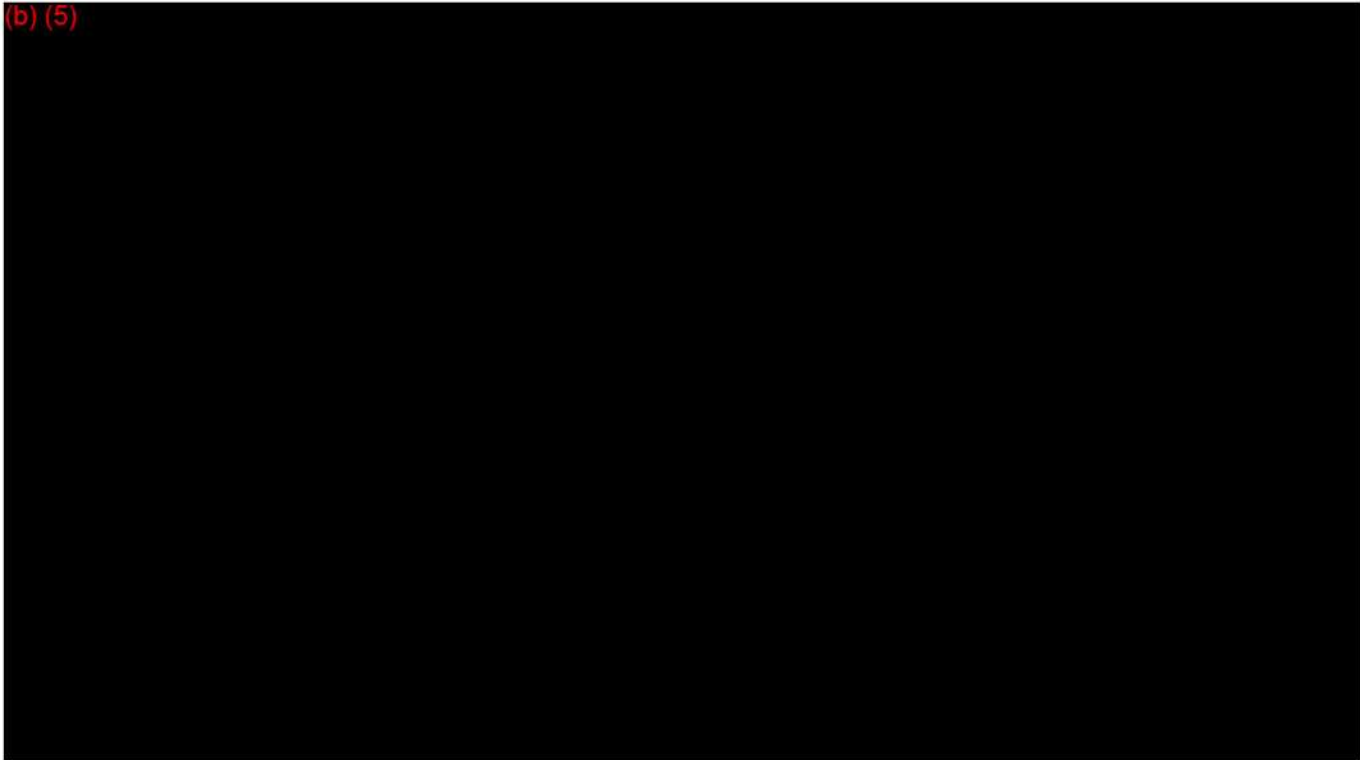


From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)

Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)

RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (6)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: (b) (6)

USAGM-20-1819-B-000519

FOIA20-046 088

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\)](#)

Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

- Document description:**Main Document
Original filename:suppressed
Electronic document Stamp:
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]
- Document description:**Text of Proposed Order
Original filename:suppressed
Electronic document Stamp:
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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- Document description:**Supplement
Original filename:suppressed
Electronic document Stamp:
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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- Document description:**Declaration
Original filename:suppressed
Electronic document Stamp:
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388
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- Document description:**Exhibit
Original filename:suppressed
Electronic document Stamp:
[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
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- Document description:**Exhibit
Original filename:suppressed
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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a621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6);
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:52:26 AM

(b) (5)

Dave

From: (b) (6)
Sent: Friday, June 26, 2020 12:13 AM
To: David Kligerman (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6). I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:20 PM

To: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6) Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

USAGM-20-1819-B-000525

FOIA20-046 094

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

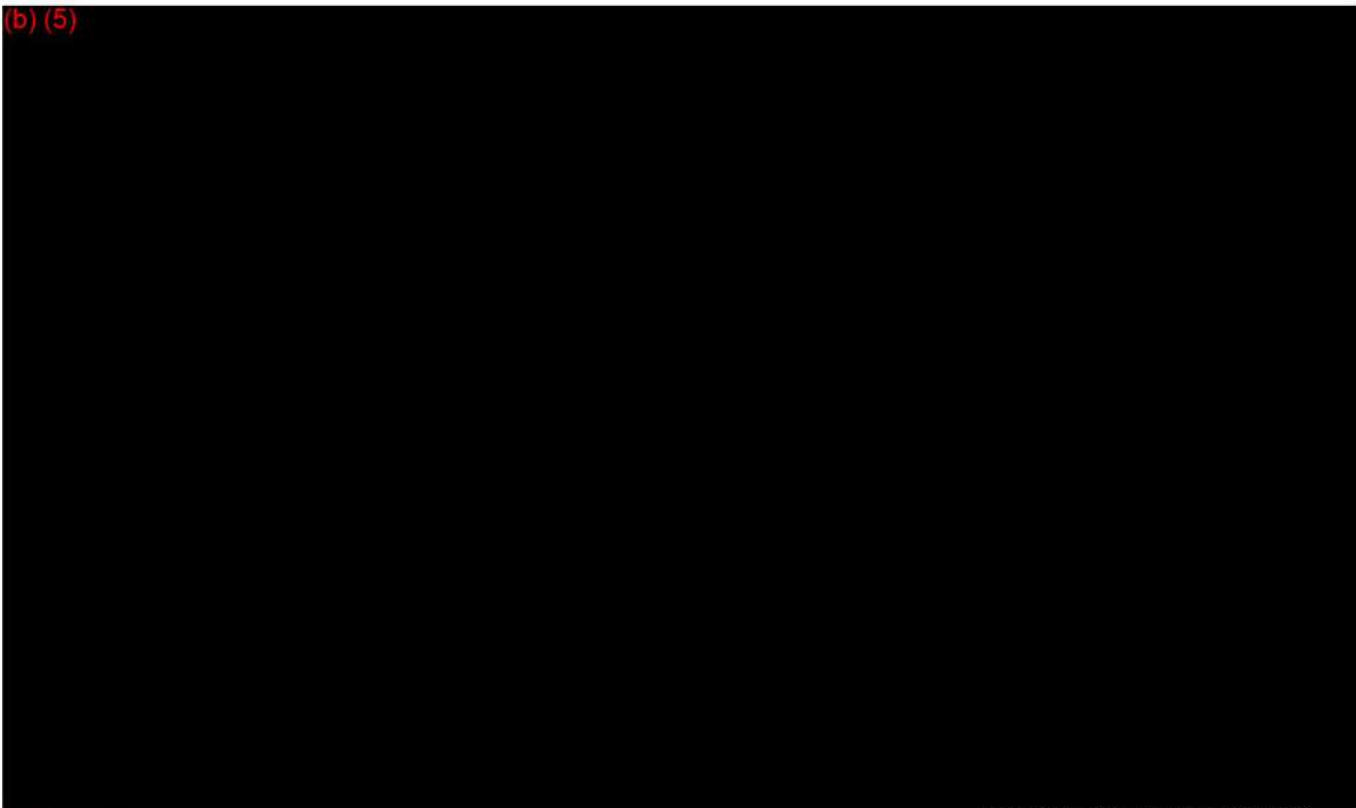
(b) (6)

Cc: (b) (6)

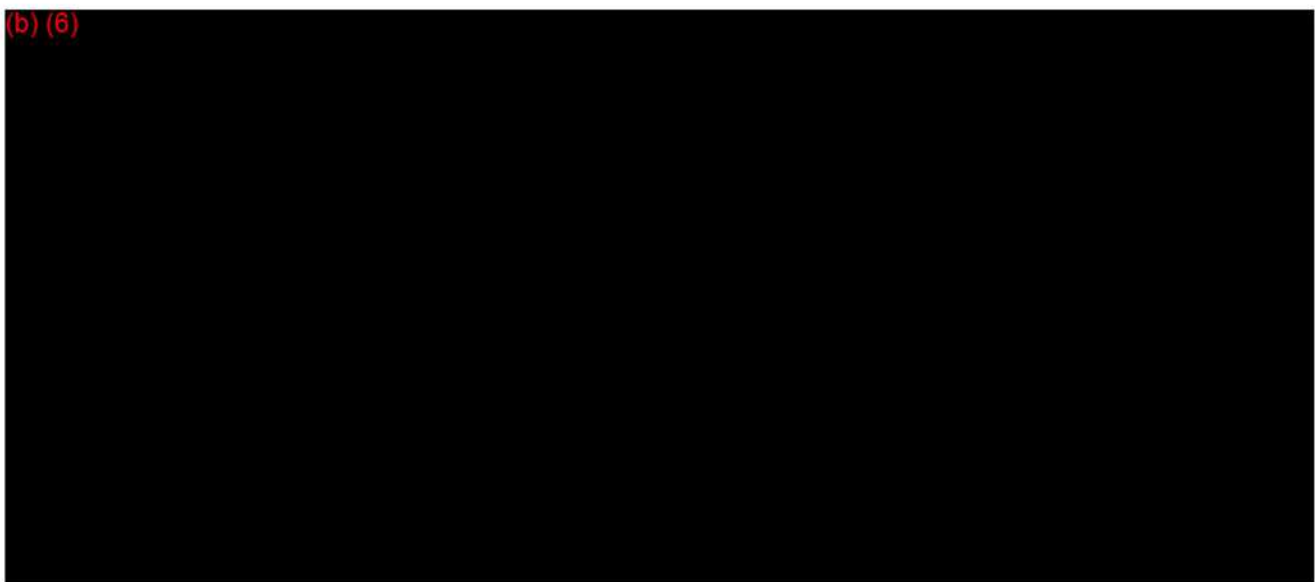
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (6)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

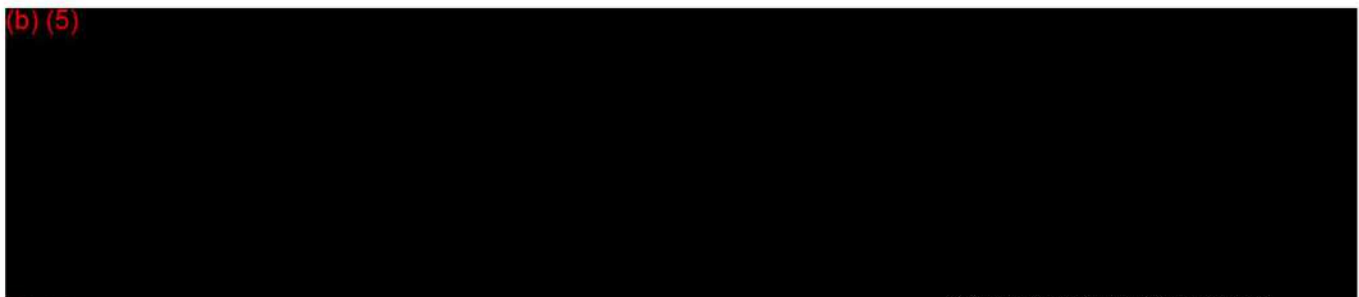
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

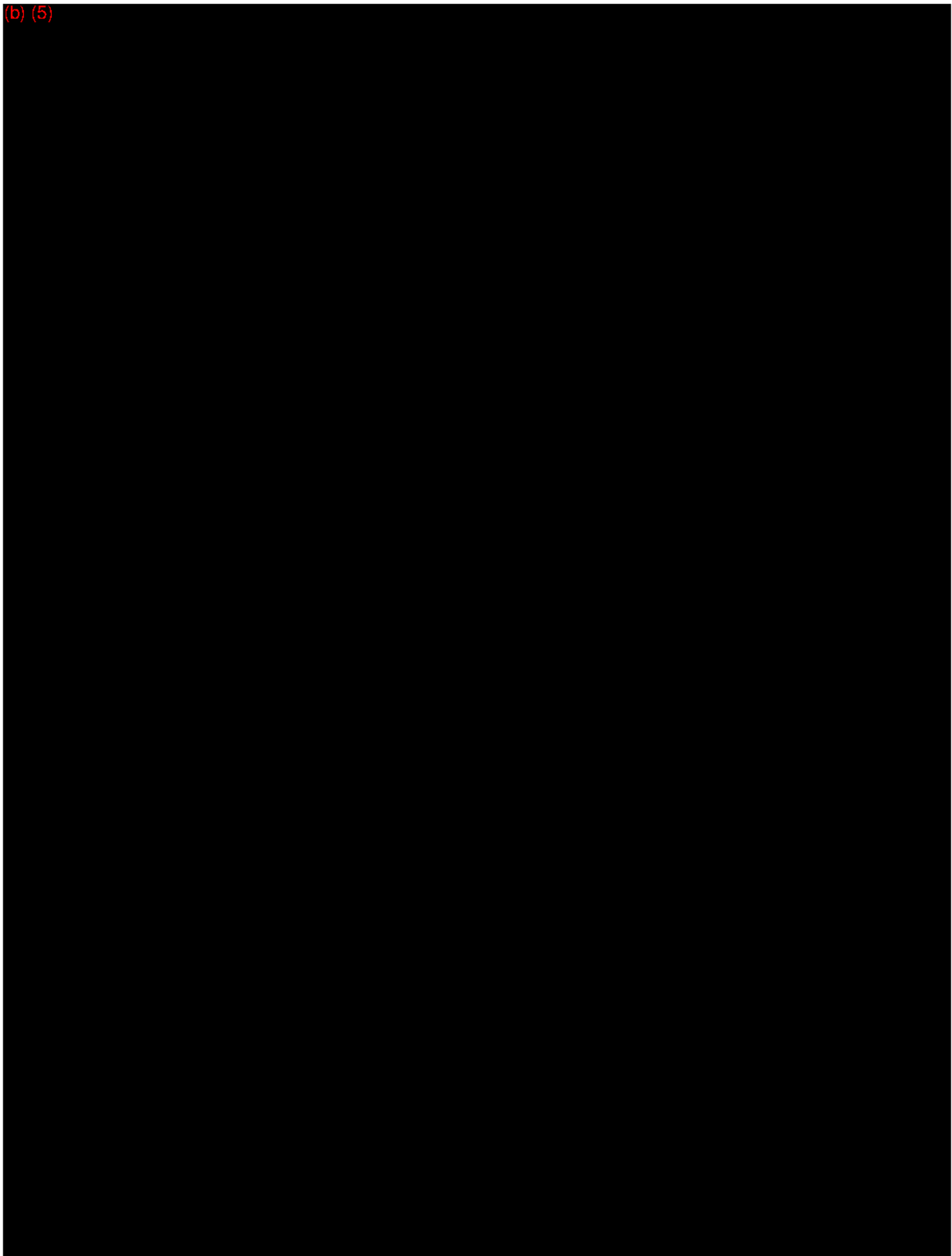


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

USAGM-20-1819-B-000530

FOIA20-046 099

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

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From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) [redacted]; Michael B. Williams

Cc: Lillian Cheng (b) (6) [redacted]

(b) (6) [redacted]

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6) [redacted]

From: David Kligerman (b) (6) [redacted]

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6) [redacted]

(b) (6) [redacted]
(b) (6) [redacted]

(b) (6) [redacted]
Michael B. Williams

Cc: Lillian Cheng (b) (6) [redacted]

(b) (6) [redacted]

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5) [redacted]

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text](#)

of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b1aa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d42309c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
2374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
[397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

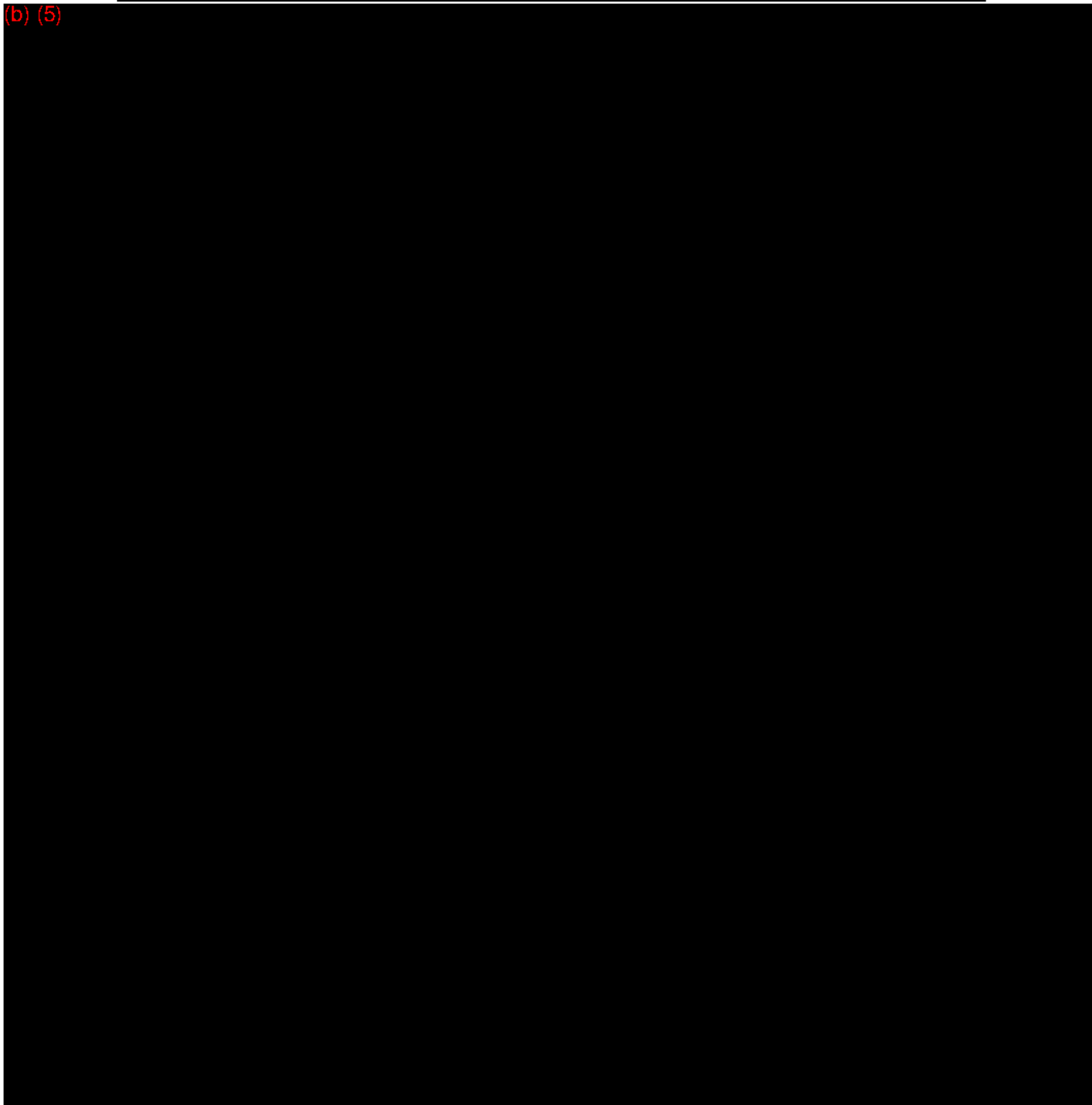
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][3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: Ethics next steps
Date: Friday, June 26, 2020 2:38:55 AM
Attachments: [Pack_Michael_finalEA.PDF](#)
[DAFO letter.pdf](#)
[Re 90 Day Ethics Agreement Certification Reminder - PACK.msg](#)
[EA Certification - USAGM_PACK.PDF](#)

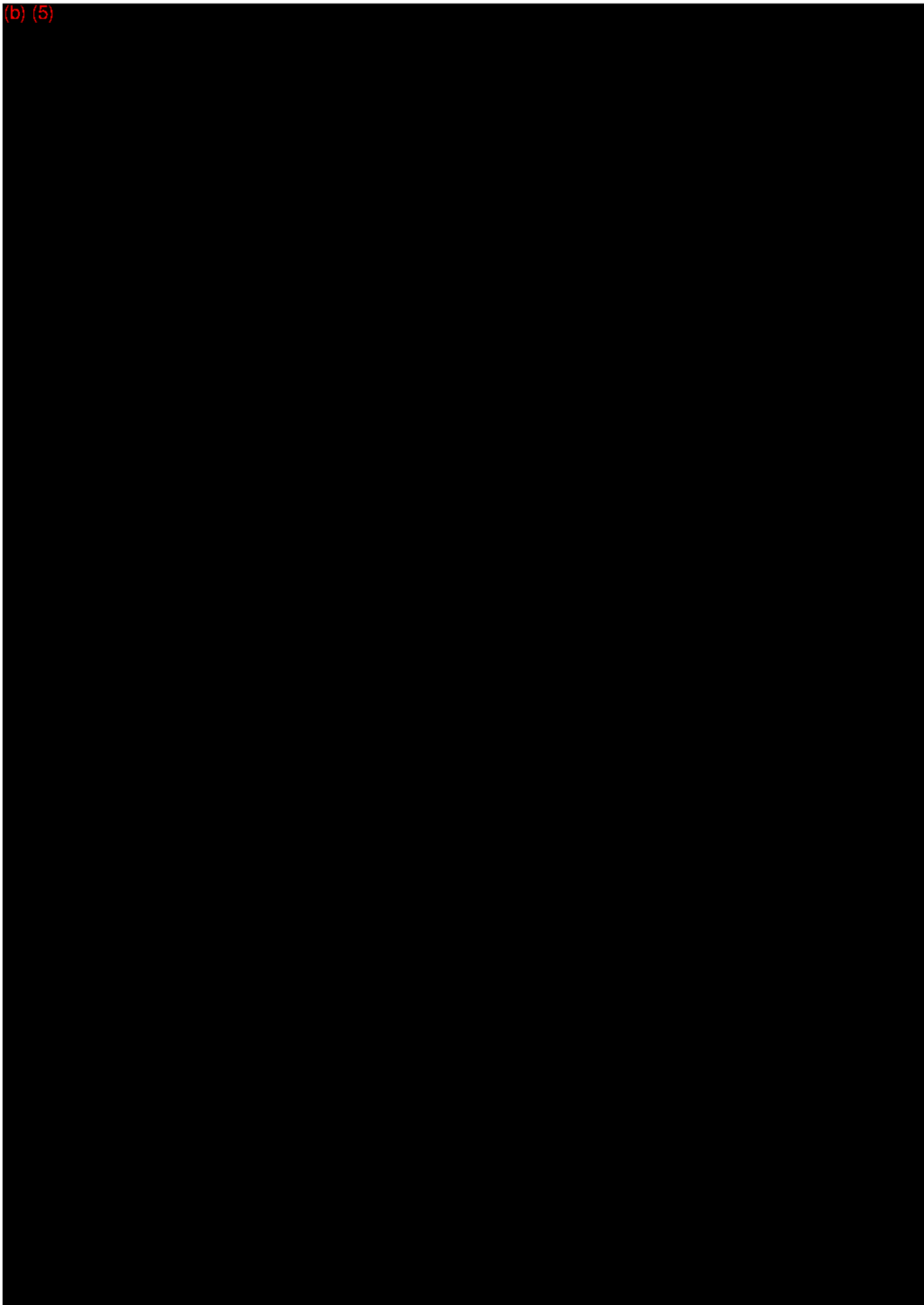
Attorney-communication

Michael: (b) (6)

(b) (5)



(b) (5)



From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams; Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:35:16 PM
Attachments: [RE Activity in Case 120-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO.msg](#)

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

(b) (6)

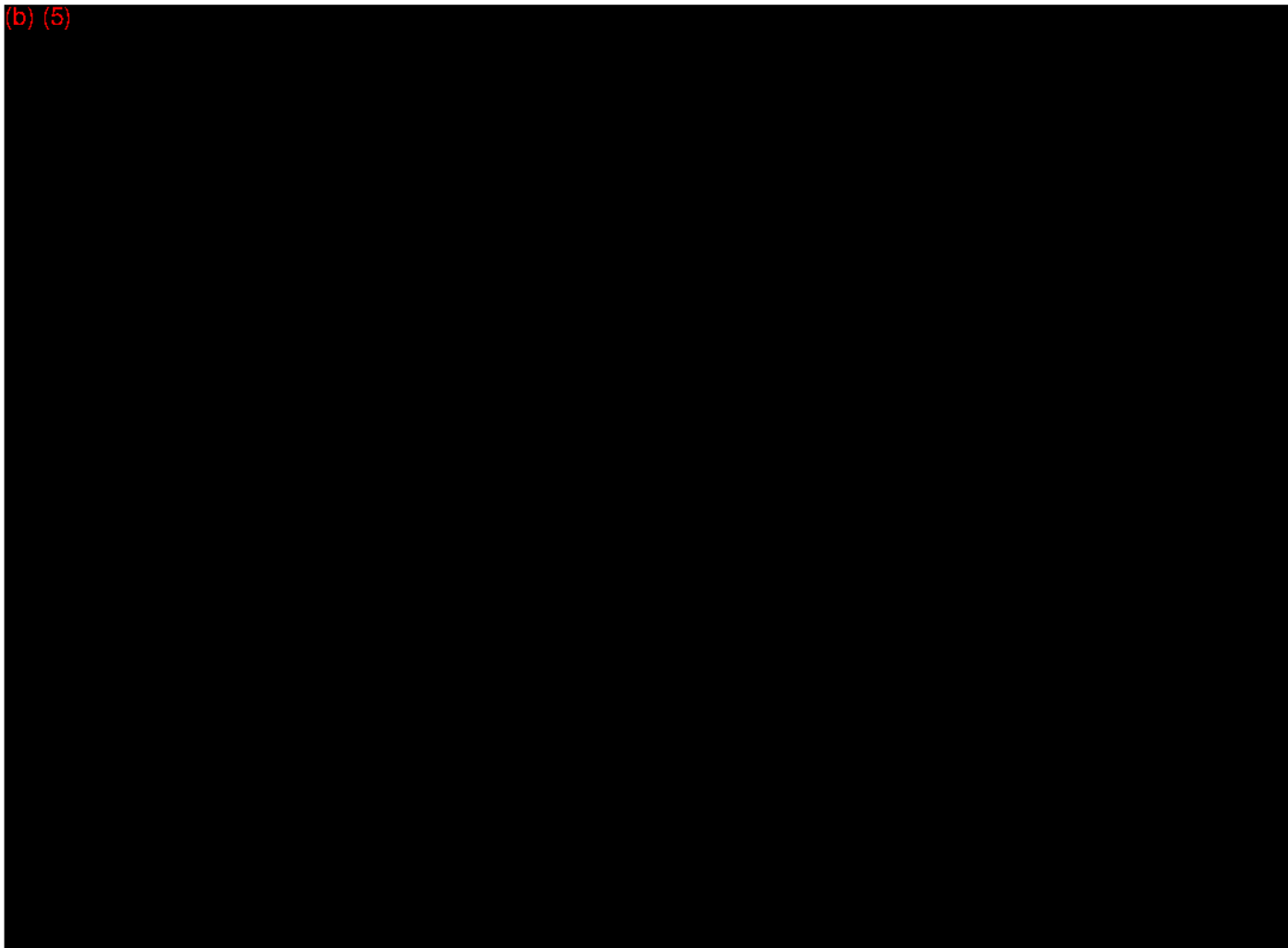
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

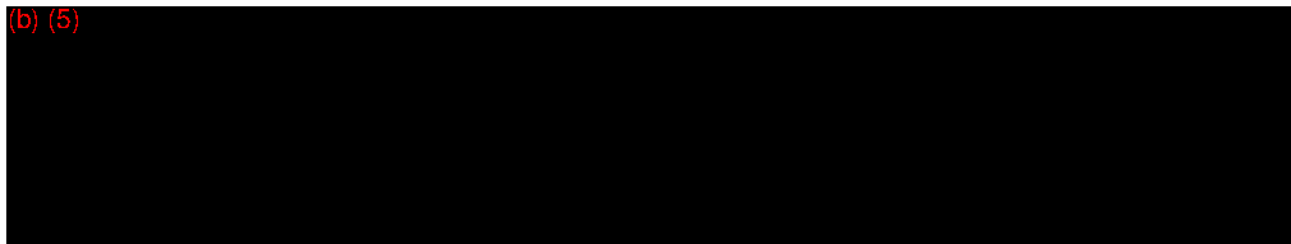
(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



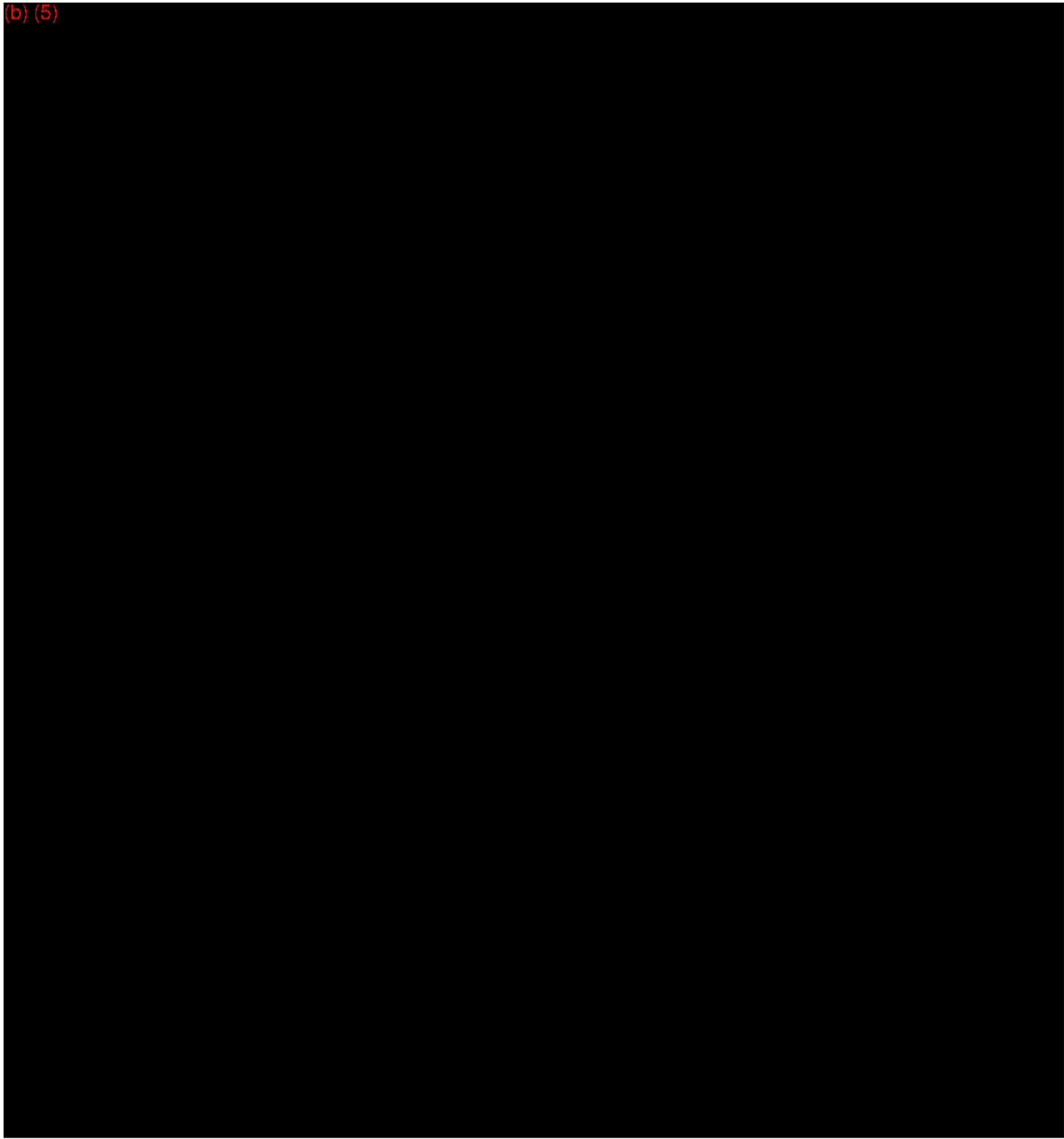
Best,

Lillian

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)

Cc: (b) (6); (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

+ Michael:

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER

USAGM-20-1819-B-000549

KAREN KORNBLUH
OPEN TECHNOLOGY FUND

(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9baaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3] [a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: (b) (6)
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 3:00:44 AM

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: David Kligerman
Sent: Friday, June 26, 2020 12:52 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : thanks for speaking just now. (I'm searching through the appropriation acts now. Let me see what I can find.)

Dave

From: (b) (6)

Sent: Friday, June 26, 2020 12:13 AM

To: David Kligerman (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6) I had an idea in light of Dave's background about OTF.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 11:34 PM

To: (b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Attached is the memo that we sent earlier this afternoon. (This is the document that I indicate (below) contains certain provisions of OTF bylaws that address their board and officers).

I am going to follow up with an additional document which highlights all relevant sections of their bylaws.

From: David Kligerman

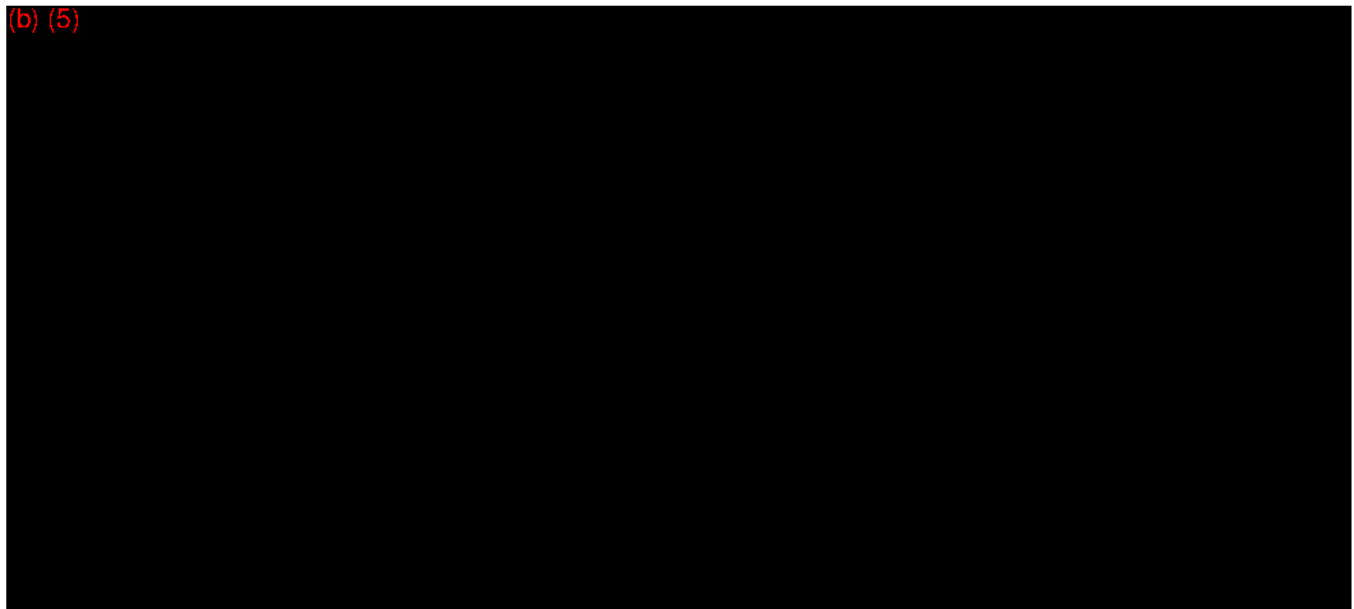
Sent: Thursday, June 25, 2020 11:27 PM

To: (b) (6)

Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6) : Sorry. Hit send too soon. Below I sent the OTF backgrounder, that should answer the following questions you asked:

(b) (5)



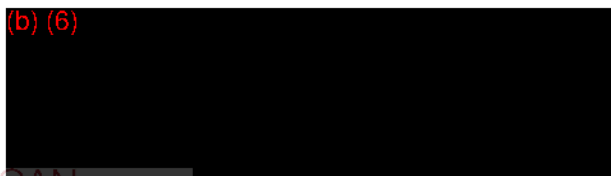
From: David Kligerman
Sent: Thursday, June 25, 2020 11:20 PM
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman
Sent: Thursday, June 25, 2020 11:18 PM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is some background on the OTF grantee and its incorporation by RFA.

Please also find attached:

(b) (6)



(b) (6)



From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6) Michael B. Williams (b) (6)

(b) (6)

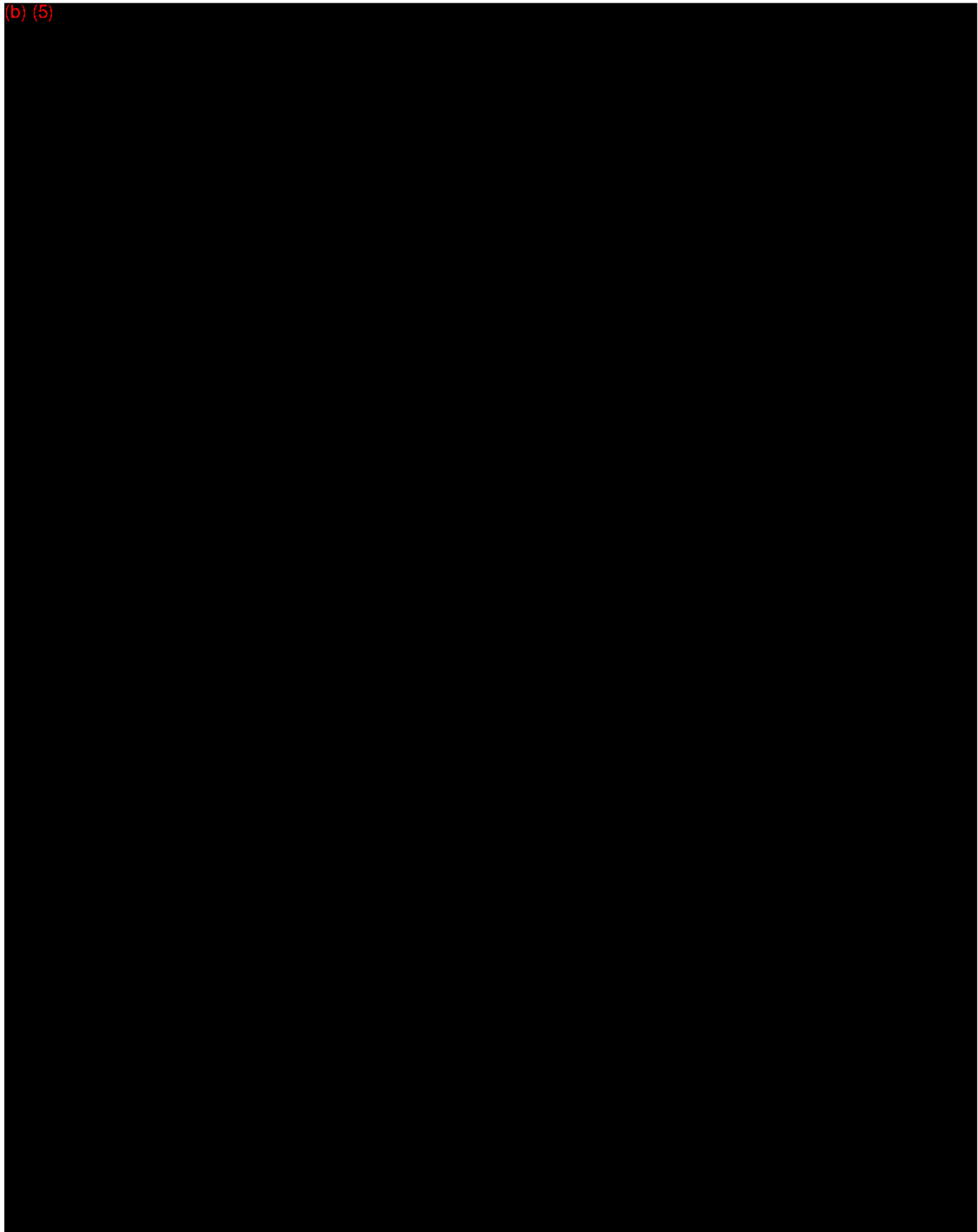
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6) Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

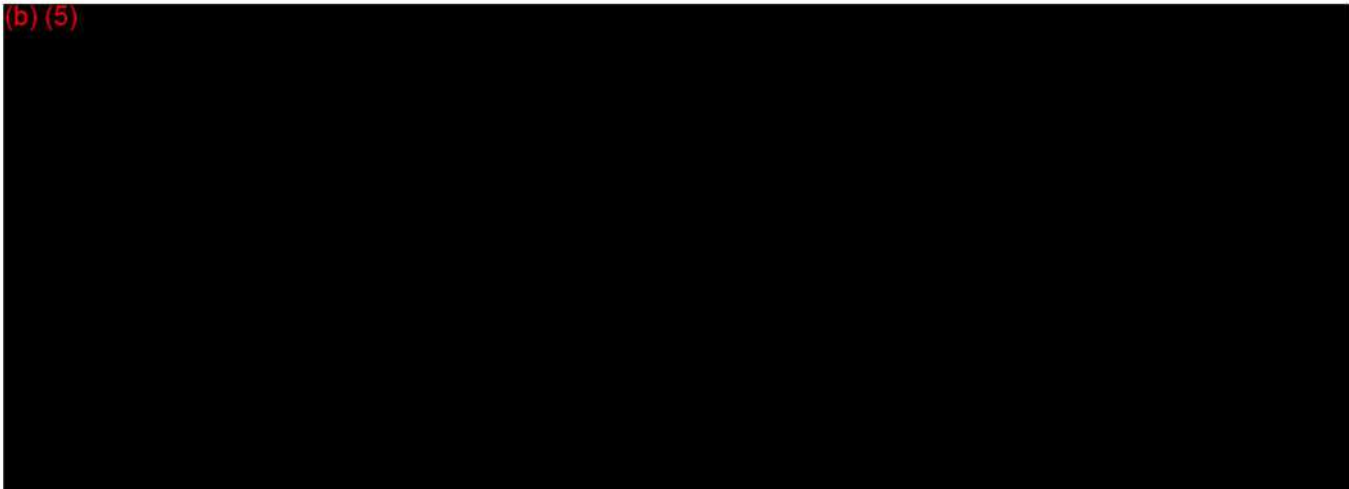
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Attendee code: (b) (6)

Someone from our office will serve as the host.

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Sent: Thursday, June 25, 2020 2:46 PM

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Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

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To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

USAGM-20-1819-B-000562

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

**U.S. District Court
District of Columbia**

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, (b) (6) (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)((b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
[4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d37
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Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16

] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [David Kligerman](#)
To: [Michael B. Williams](#)
Cc: [Lillian Cheng](#)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 3:11:08 AM

(b) (6)

(b) (6) Best, Dave

Sent from [Mail](#) for Windows 10

From: (b) (6)
Sent: Friday, June 26, 2020 3:00 AM
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)
(b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)

(b) (6)

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To: (b) (6)

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(b) (5)

From: David Kligerman

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To: (b) (6)

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(b) (6)

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(b) (6)

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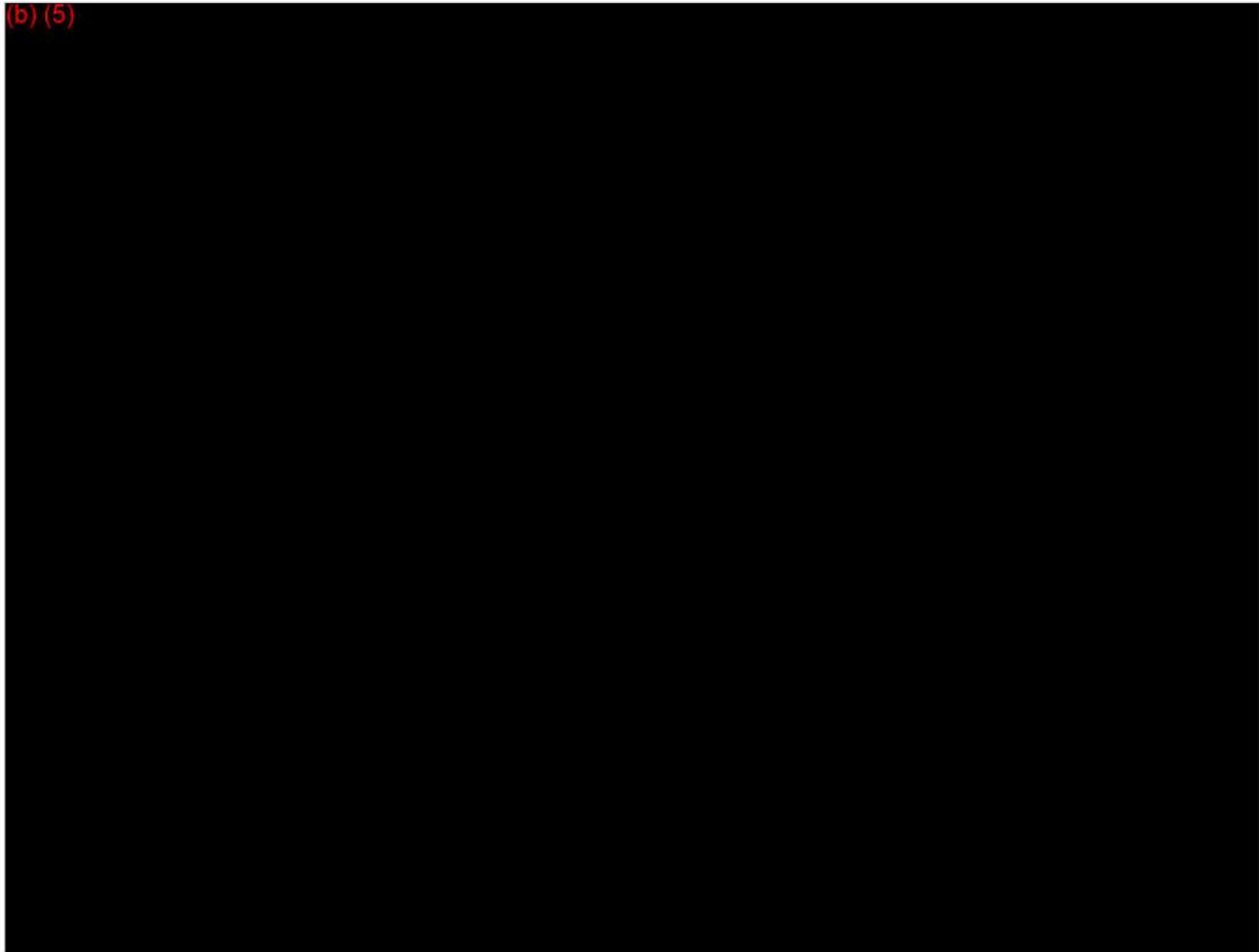
To: Lillian Cheng (b) (6)
David Kligerman (b) (6)
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

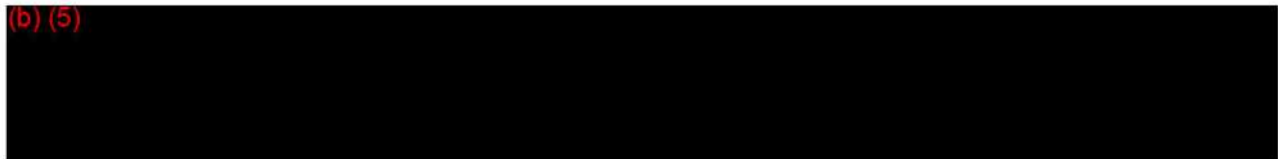
Cc: (b) (6)

(b) (6)

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DOJ Team,

(b) (5)

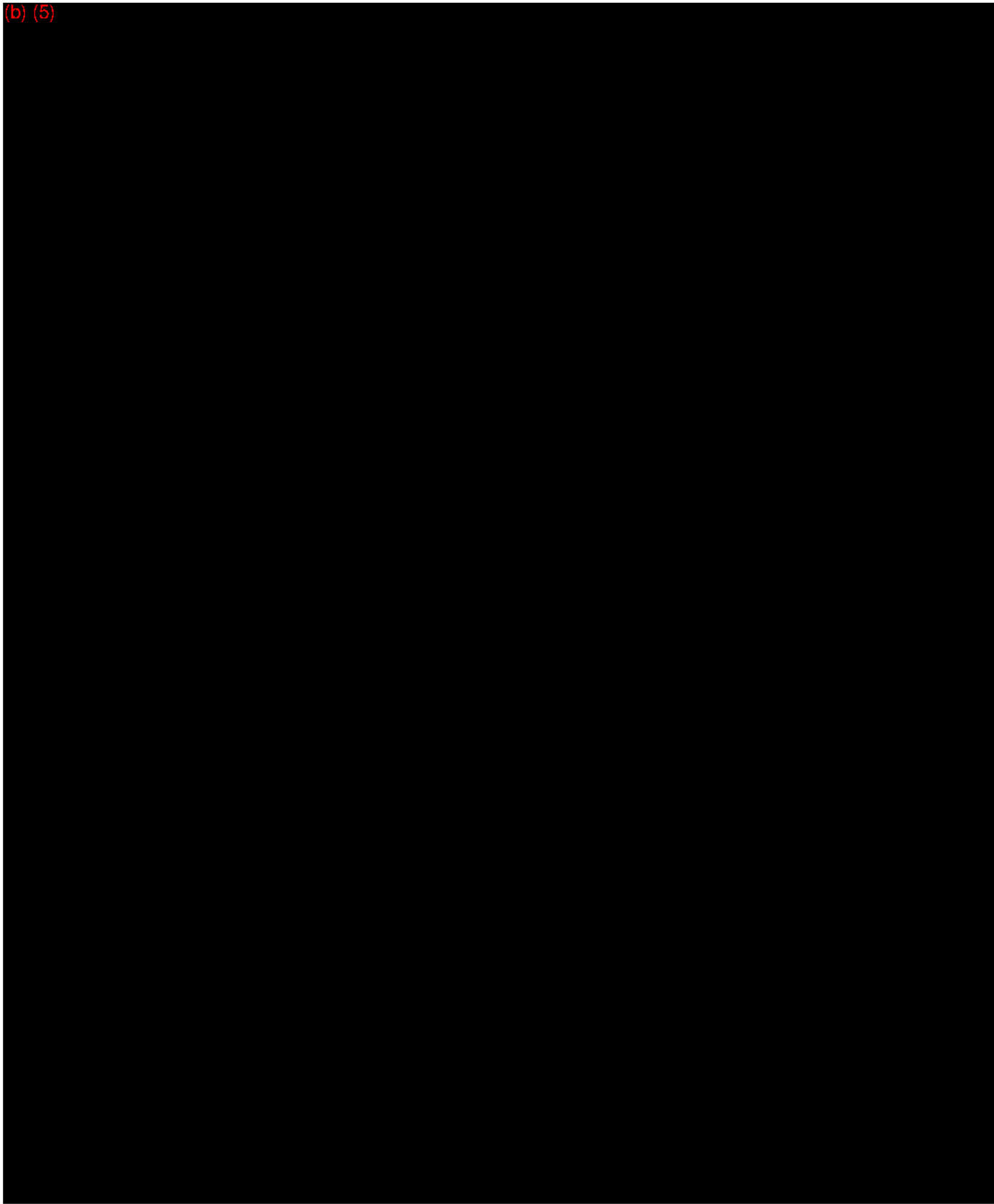


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(b) (5)



(b) (5)



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Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

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USAGM team,

(b) (5)



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(b) (6)

From: David Kligerman (b) (6)

USAGM-20-1819-B-000575

FOIA20-046 144

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Attendee code: (b) (6)

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(b) (6); Michael B. Williams (b) (6); Lillian Cheng

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Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)
(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

(b) (6) (b) (6)
(b) (6) Michael B. Williams

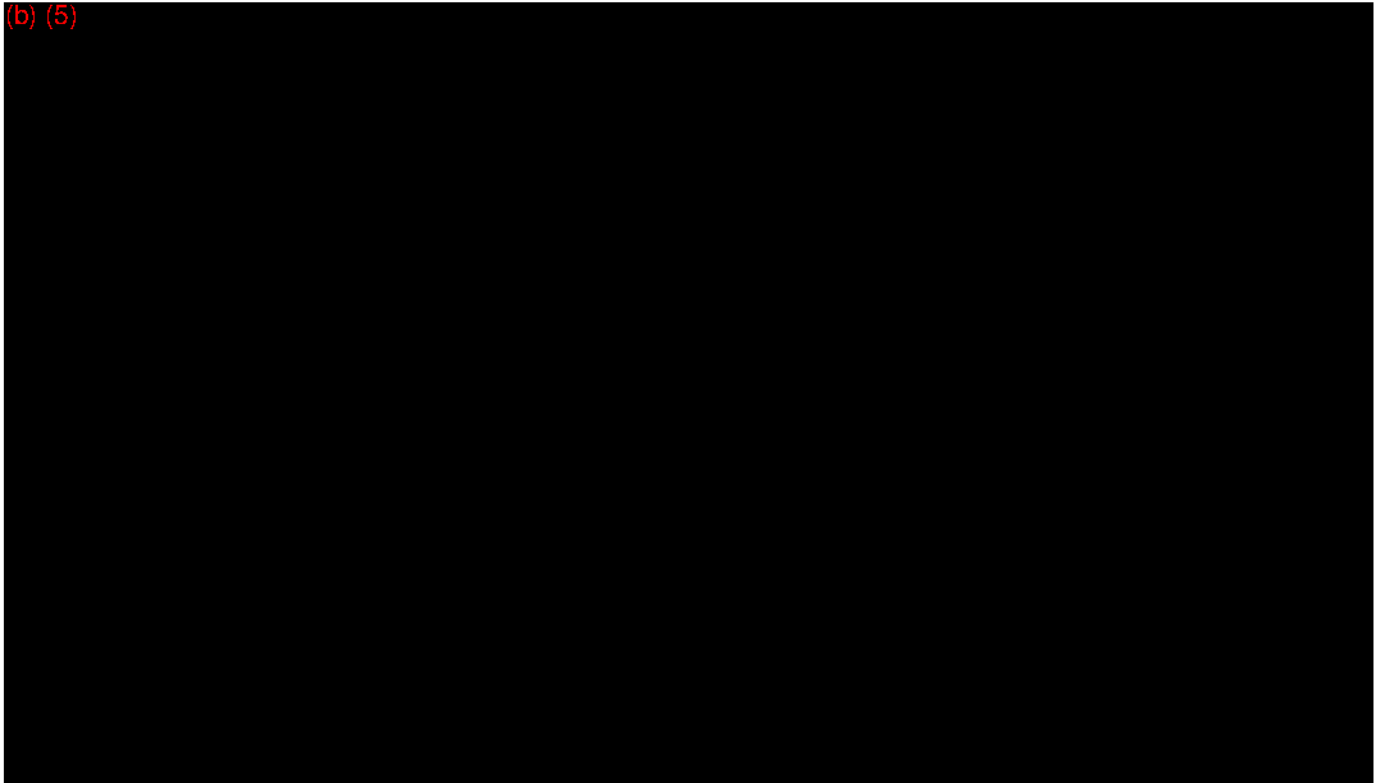
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

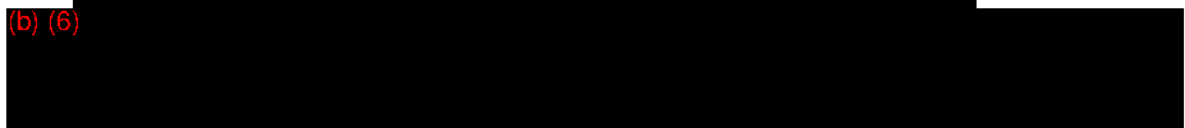


Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

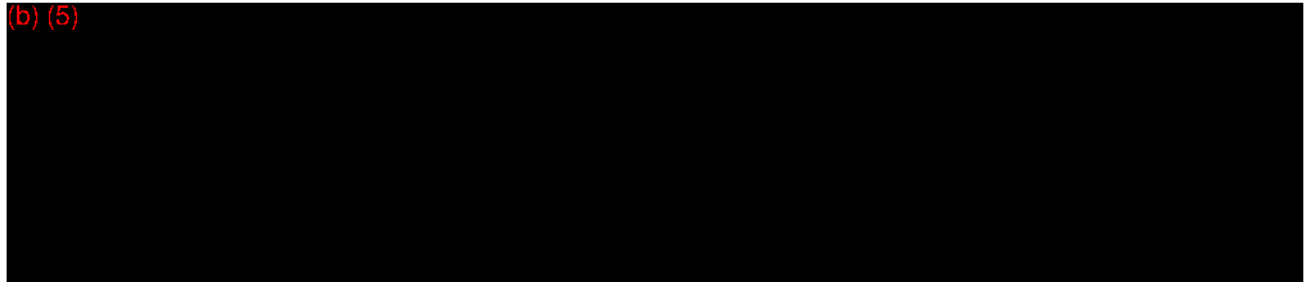
To: (b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

USAGM-20-1819-B-000579

FOIA20-046 148

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-B-000580

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: (b) (6)
To: [Michael B. Williams](#); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:37:42 AM

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6) wrote:

(b) (5)

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6) >
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

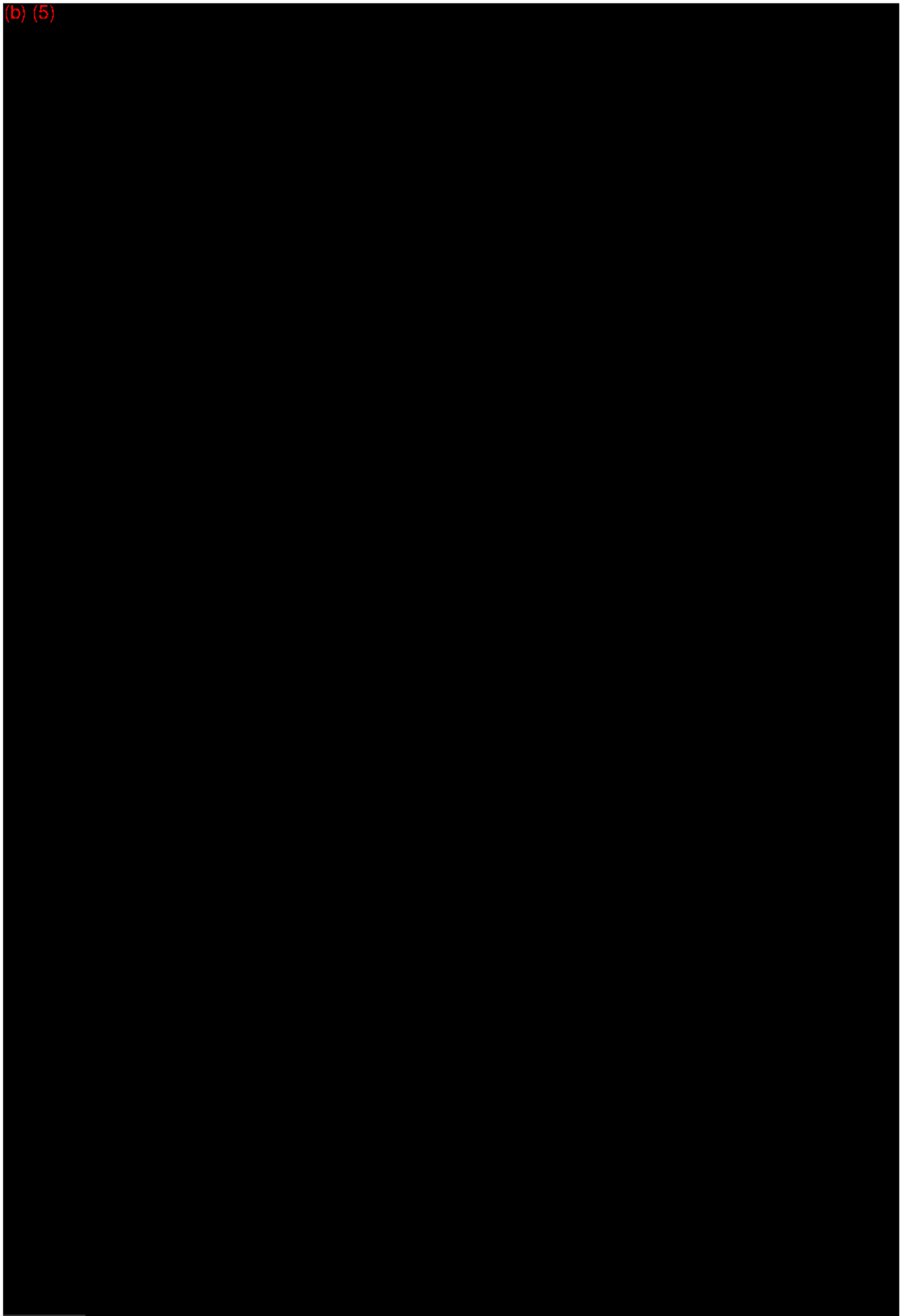
[Redacted]

Best,
Lillian

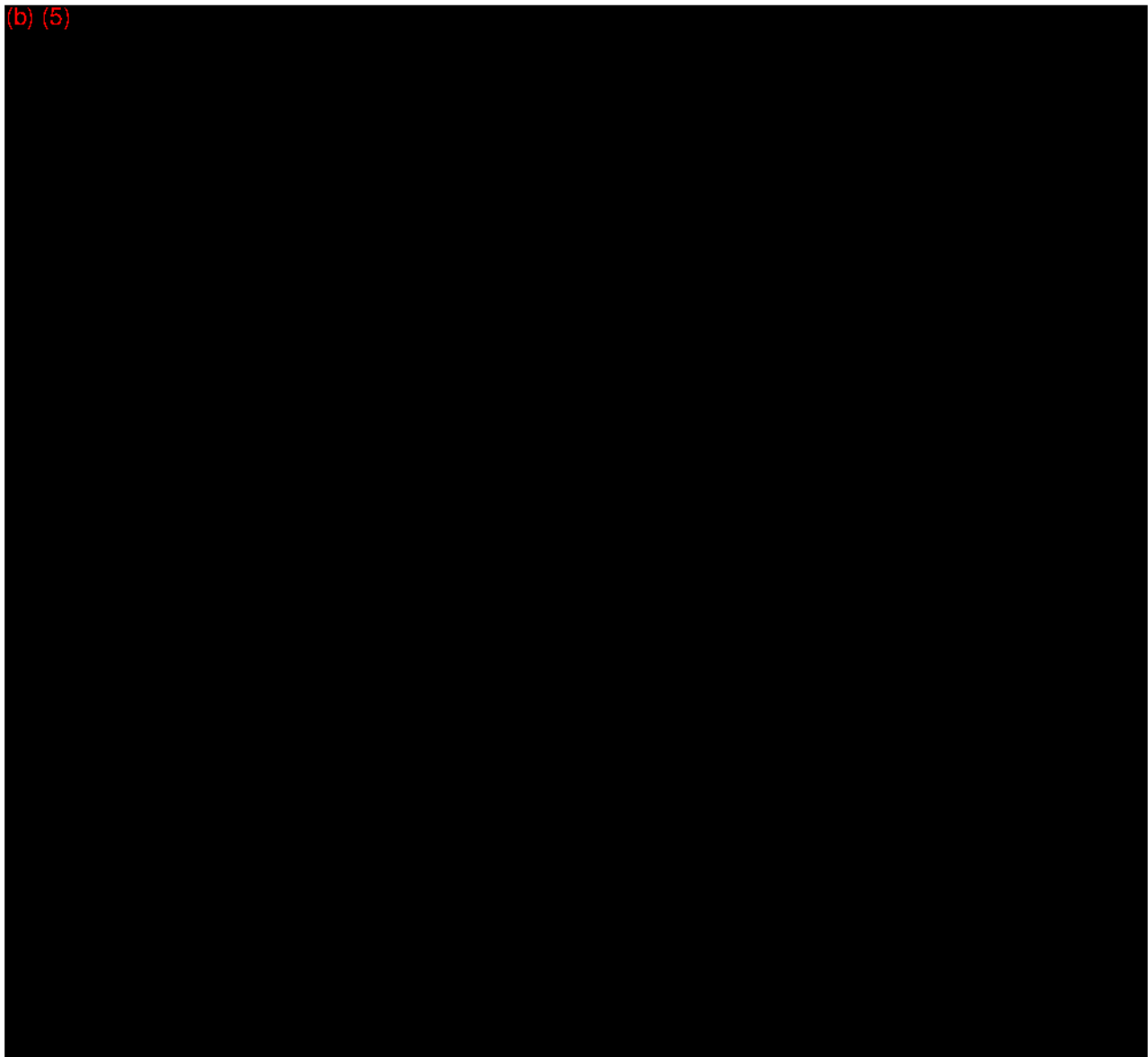
(b) (5)

[Redacted]

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

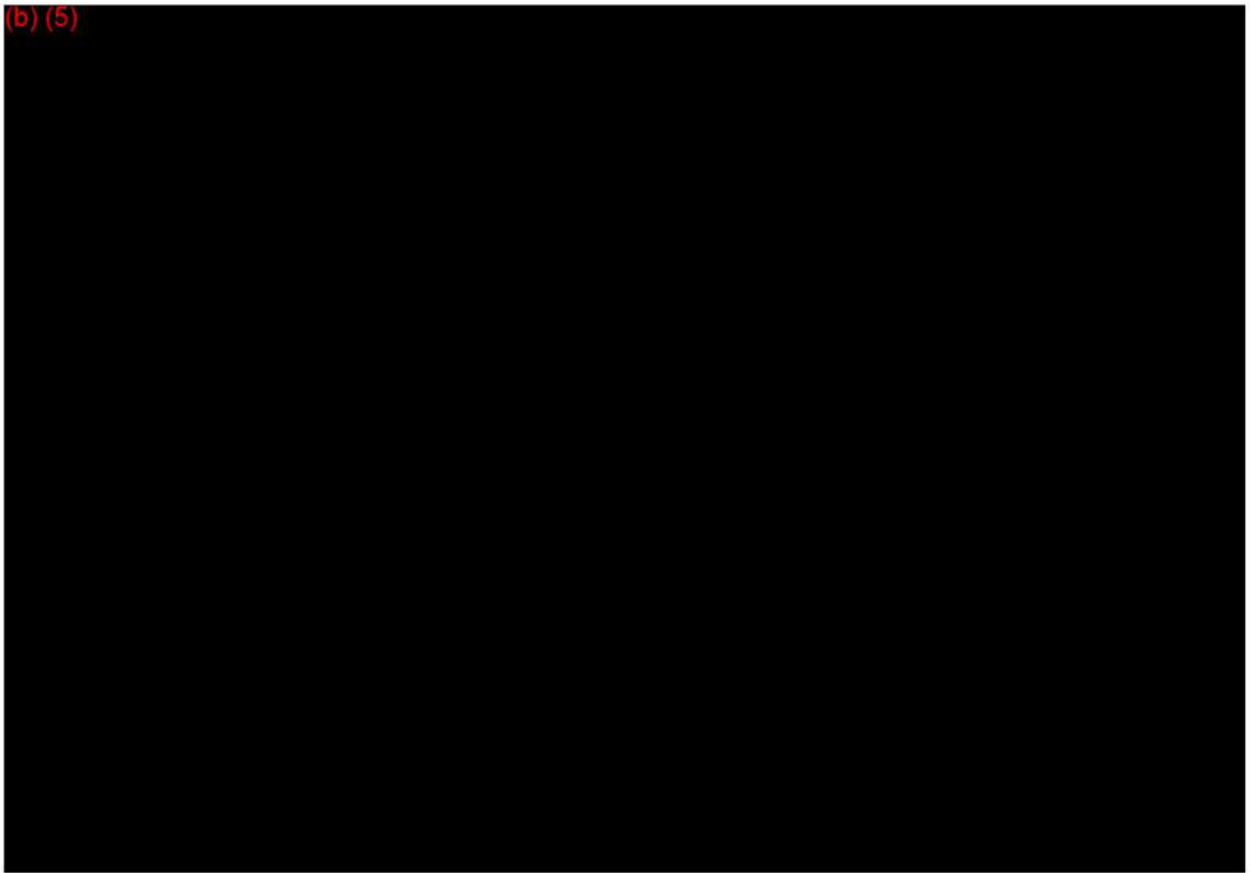
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN

USAGM-20-1819-B-000587

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6) Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6);
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6);
(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

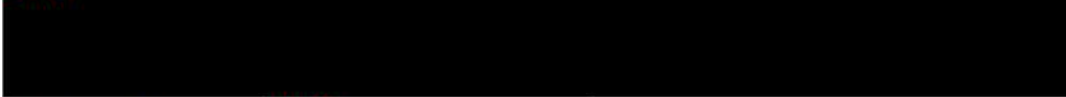


From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)



Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-B-000593

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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[4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d37

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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] [397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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] [4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a339
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

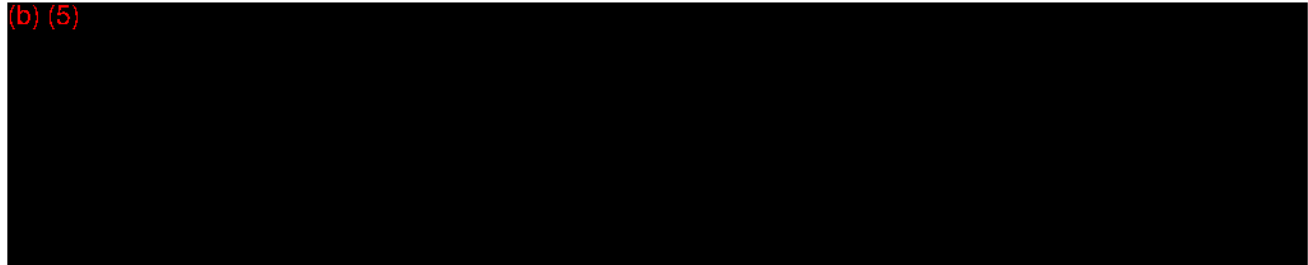
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Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: Michael B. Williams; Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 7:01:56 AM
Attachments: [Pack TRO-PI Opp'n v.1.docx](#)

(b) (5)



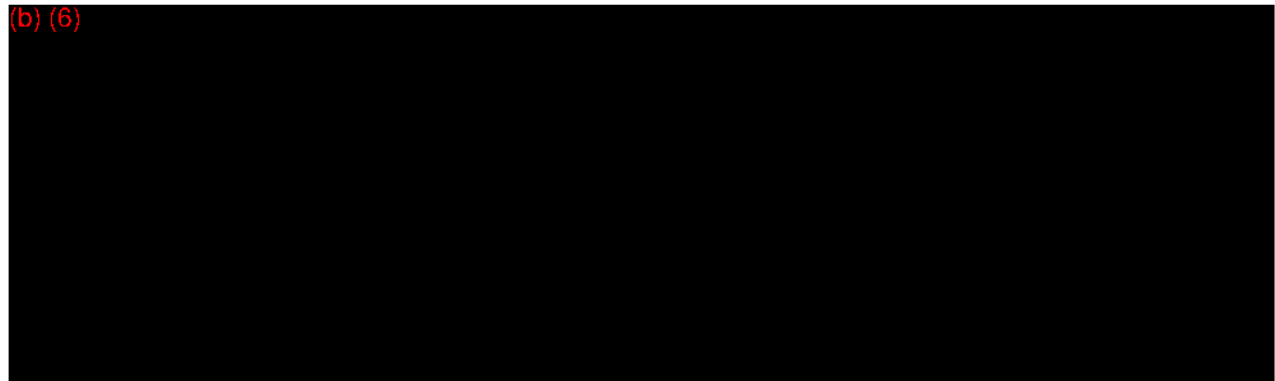
(b) (6)



From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (6)



Thanks,
(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

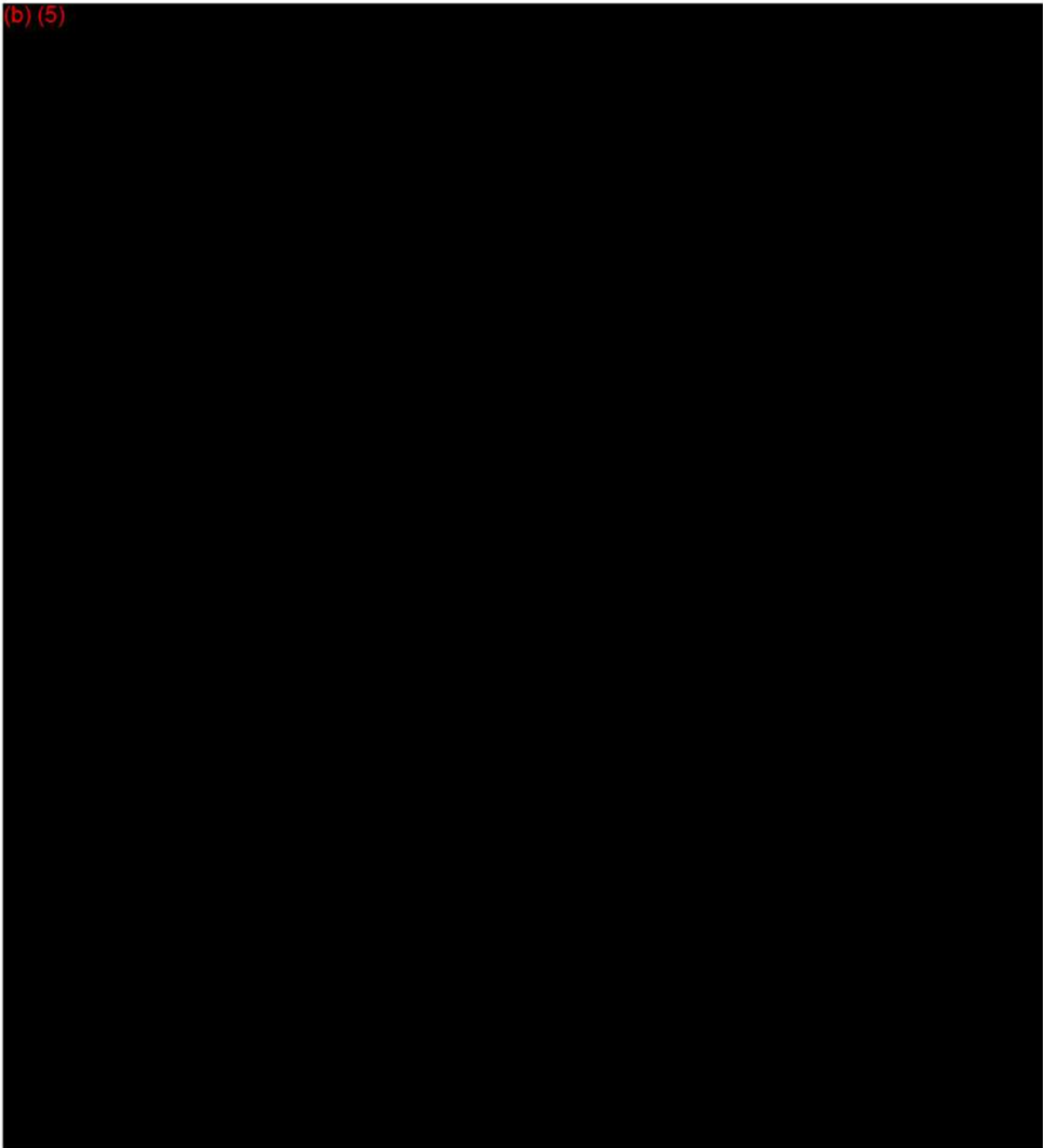
(b) (6); David Kligerman (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM-20-1819-B-000598

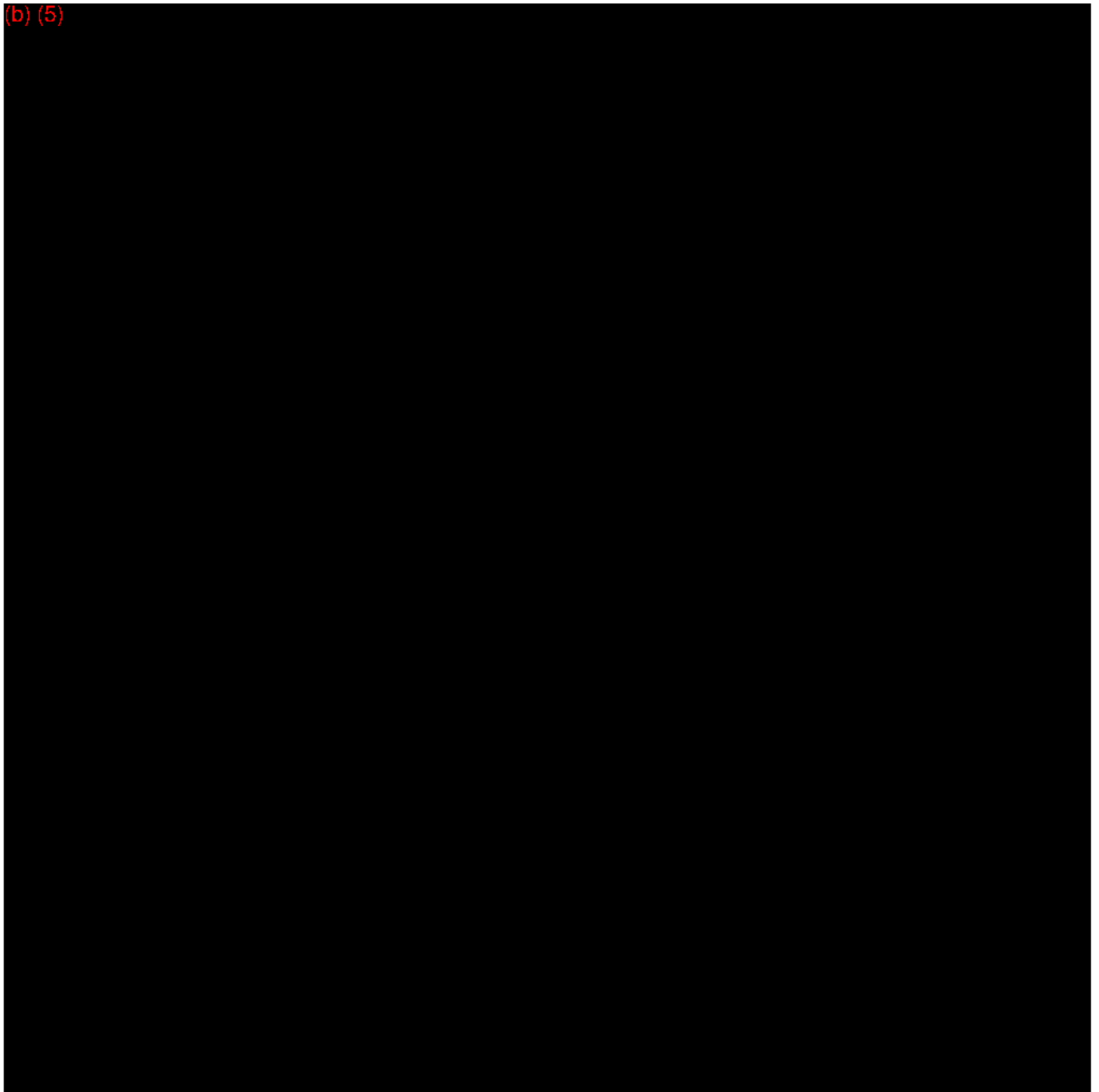
FOIA20-046 167

(b) (5)

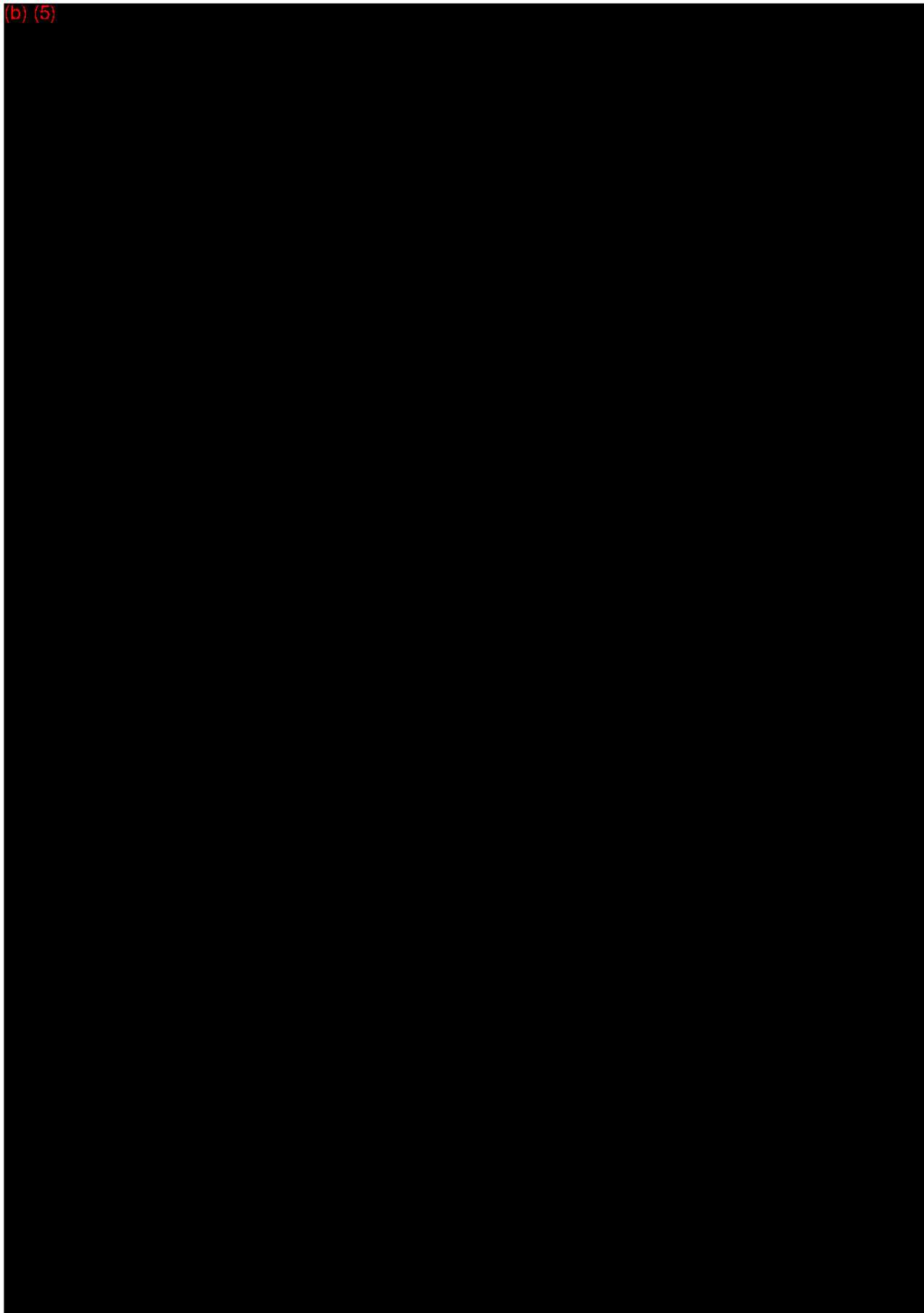


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6); (b) (6); (b) (6); (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, \(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)](#)

USAGM-20-1819-B-000606

Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: (b) (6); (b) (6) man; (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:31:51 AM

(b) (6), (b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

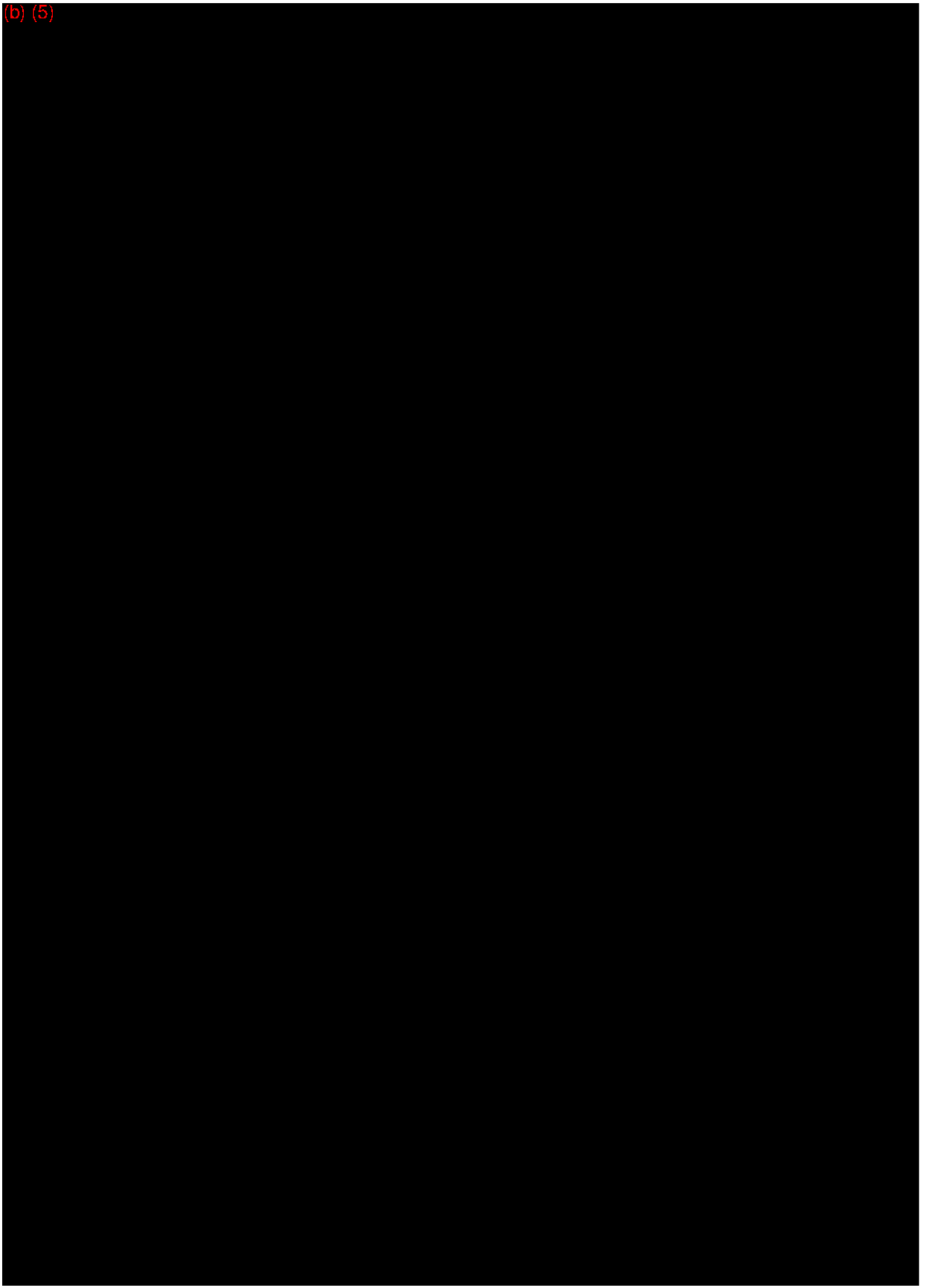
(b) (5)

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian (b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)

Cc: (b) (6)
(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
Chris

From: (b) (6) >

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)
(b) (6)
(b) (6)
Michael B. Williams

Cc: Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

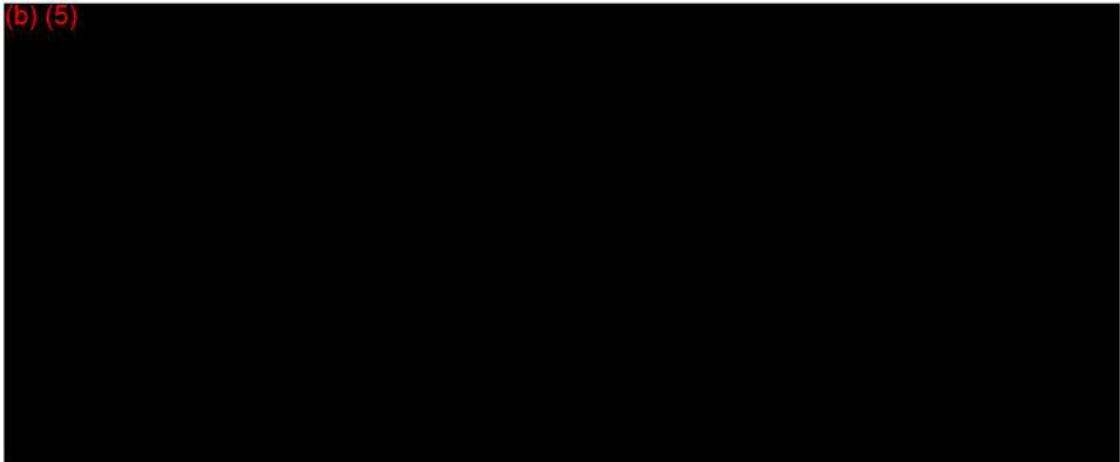
(b) (5)



Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:09 PM

To: (b) (6)

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
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filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
(b) (6)

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
\(b\) \(6\) \(Attachments: # \(1\) Text of Proposed Order, # \(2\)
Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\)
Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit,
\(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

USAGM-20-1819-B-000621

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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USAGM-20-1819-B-000622

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: (b) (6)
To: Michael B. Williams; (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:40:09 AM


Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6), (b) (5)



From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

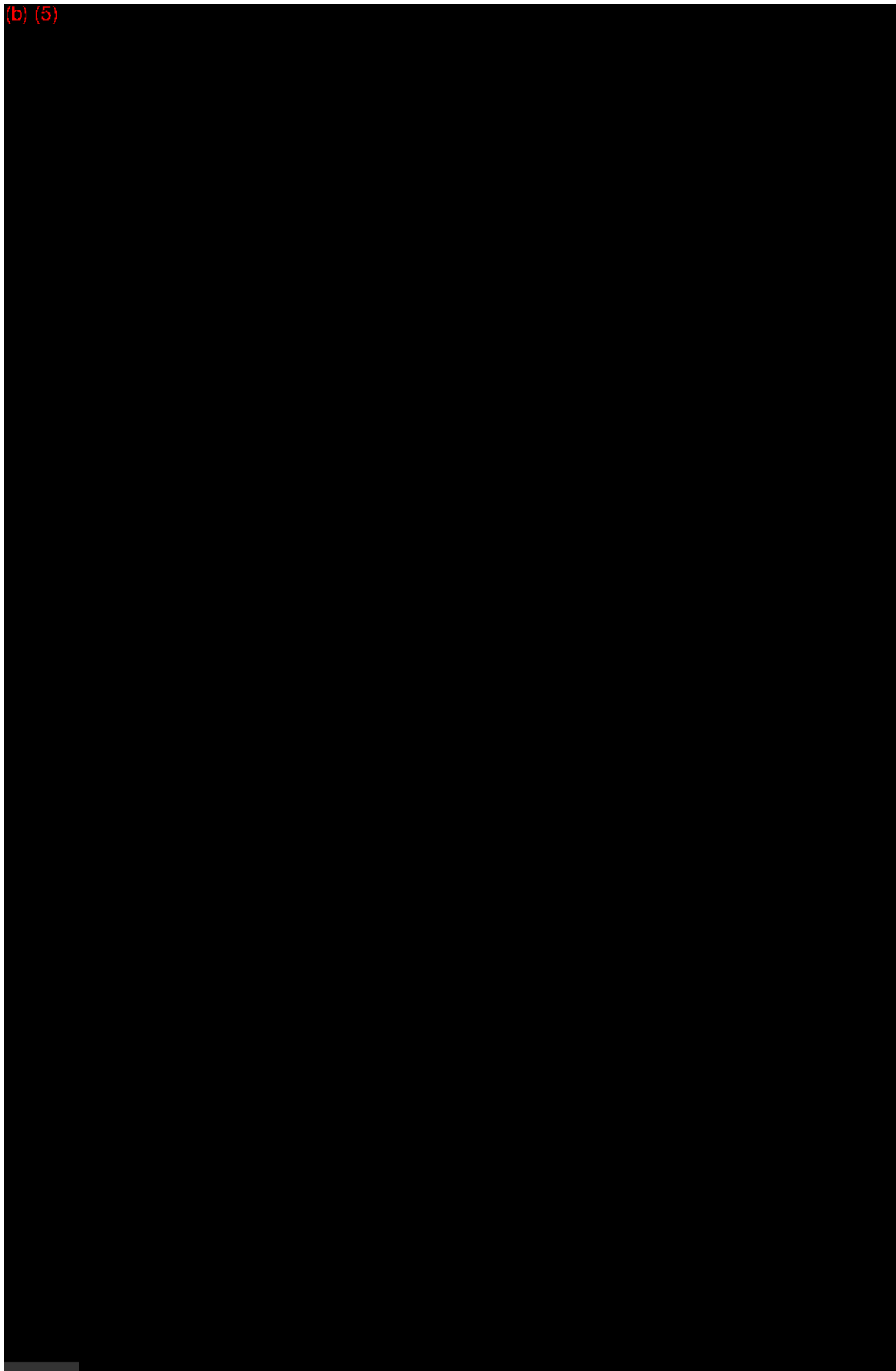
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

USAGM-20-1819-B-000631

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

[Redacted]

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

[Redacted]

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

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Document description:Exhibit

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Document description:Exhibit

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Document description:Exhibit

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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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From: (b) (6)
To: Michael B. Williams; (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:40:13 AM

(b) (5)

From: Michael B. Williams; (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng; (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams; (b) (6); (b) (6); Lillian Cheng; (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

USAGM-20-1819-B-000641

FOIA20-046 210

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

[Redacted]

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

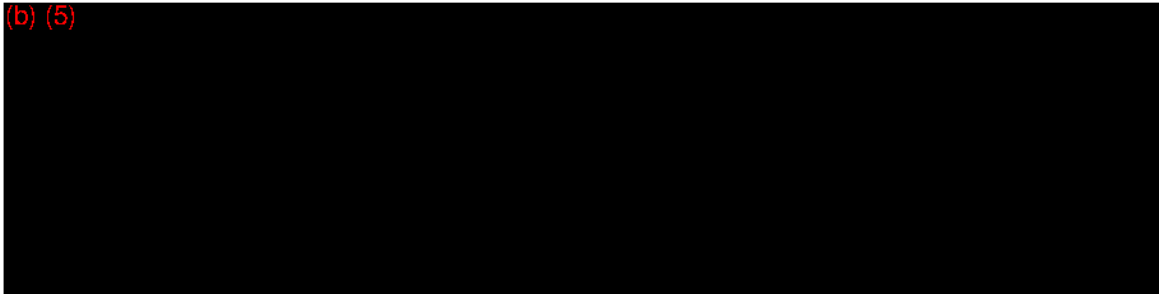
[Redacted]

(b) (5)



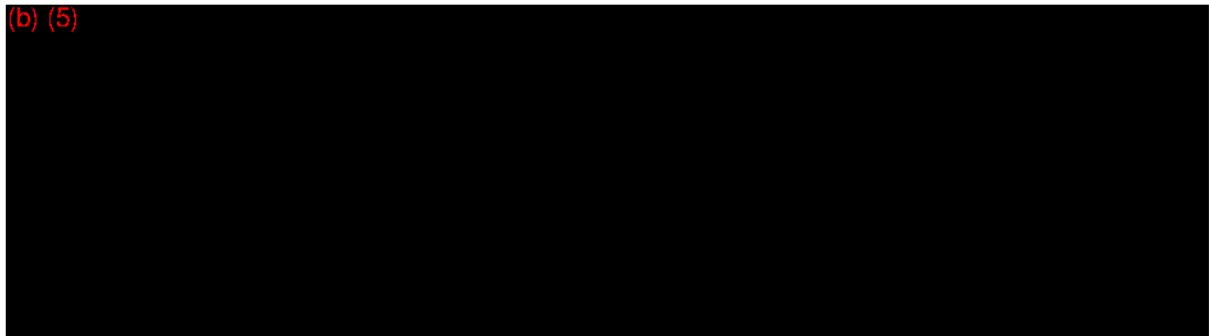
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

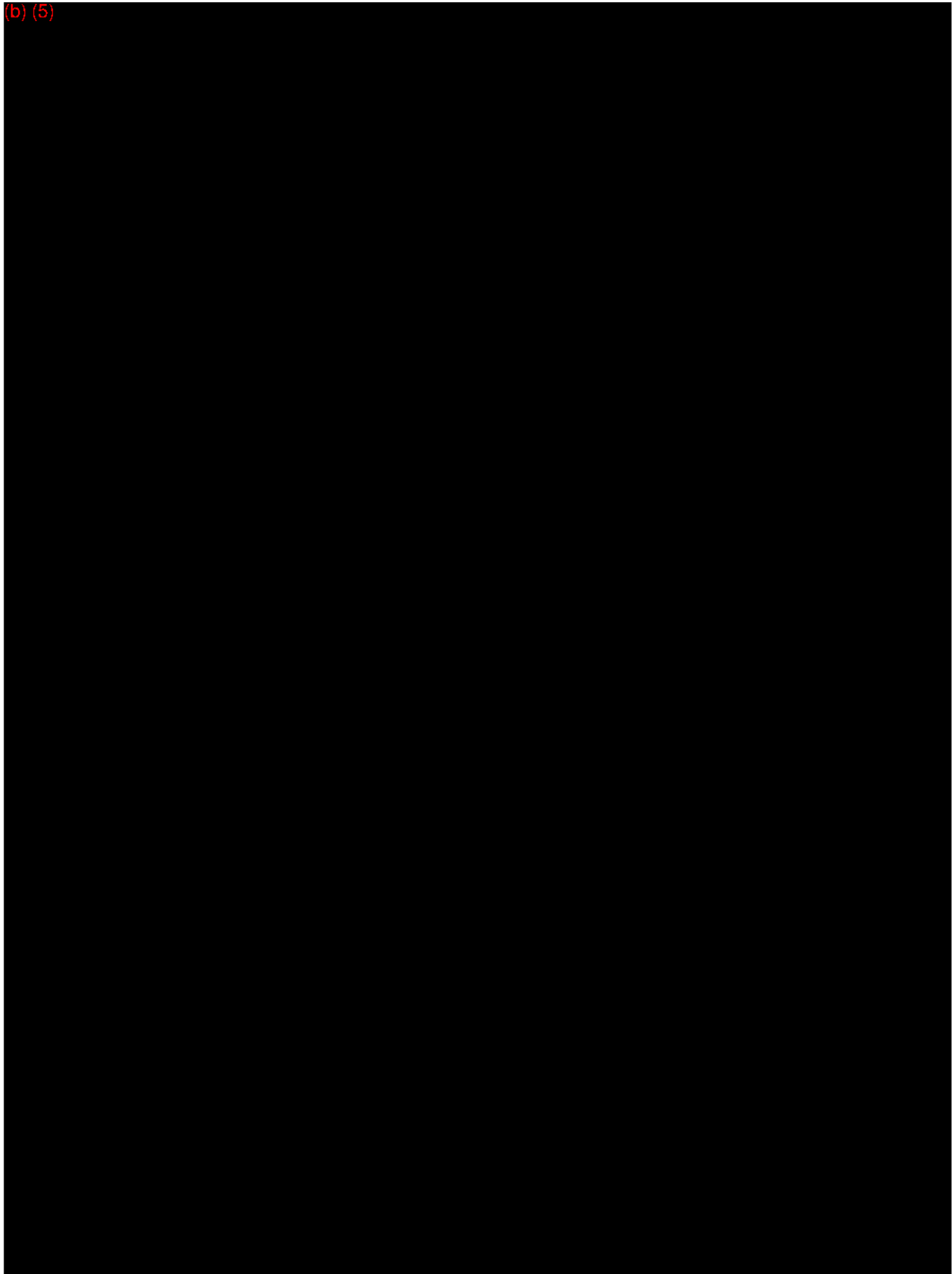


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6)



Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6) >; Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6) >
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6); (b) (6);
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6);
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations

USAGM-20-1819-B-000648

permit.

Thanks,

(b) [REDACTED]

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

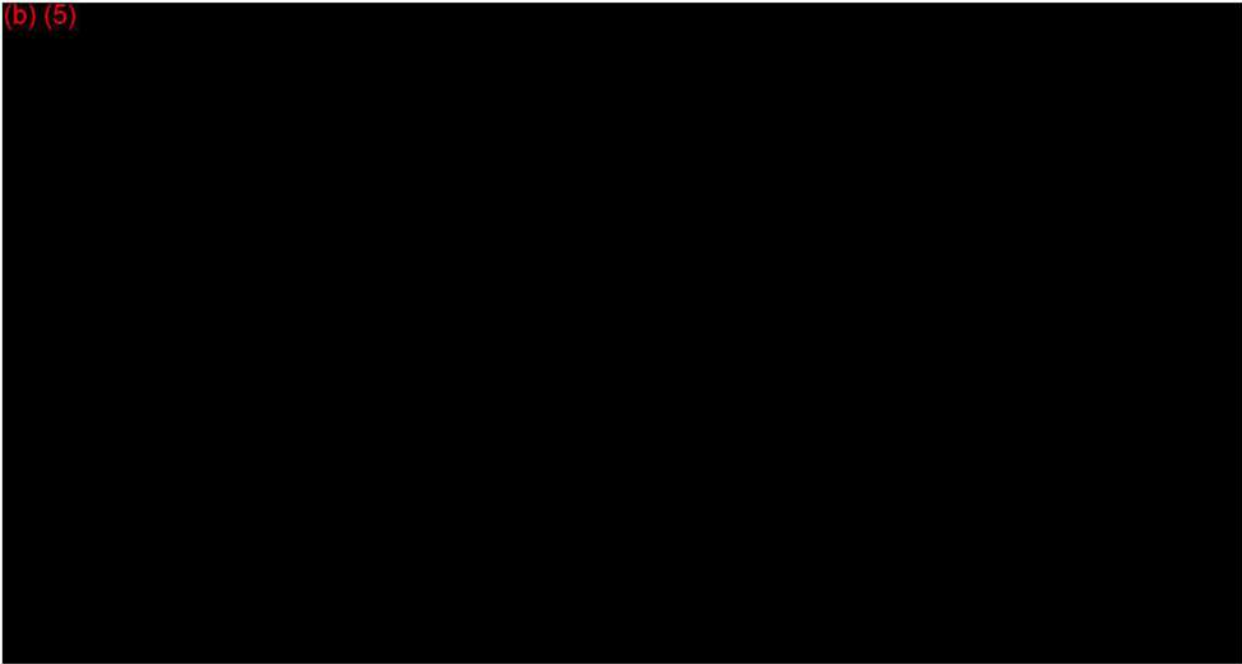
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit](#) (b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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From: [David Kligerman](#)
To: (b) (6)
Cc: [Michael B. Williams](#); (b) (6); [Lillian Cheng](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:46:11 AM

Looking at blank on page 6 for cite from act now

Sent from my iPhone

On Jun 26, 2020, at 8:40 AM, (b) (6) wrote:

Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6)
<(b) (6)>; Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6) David Kligerman (b) (6)

(b) (6)

Cc:

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) > wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

<(b) (6)>; David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

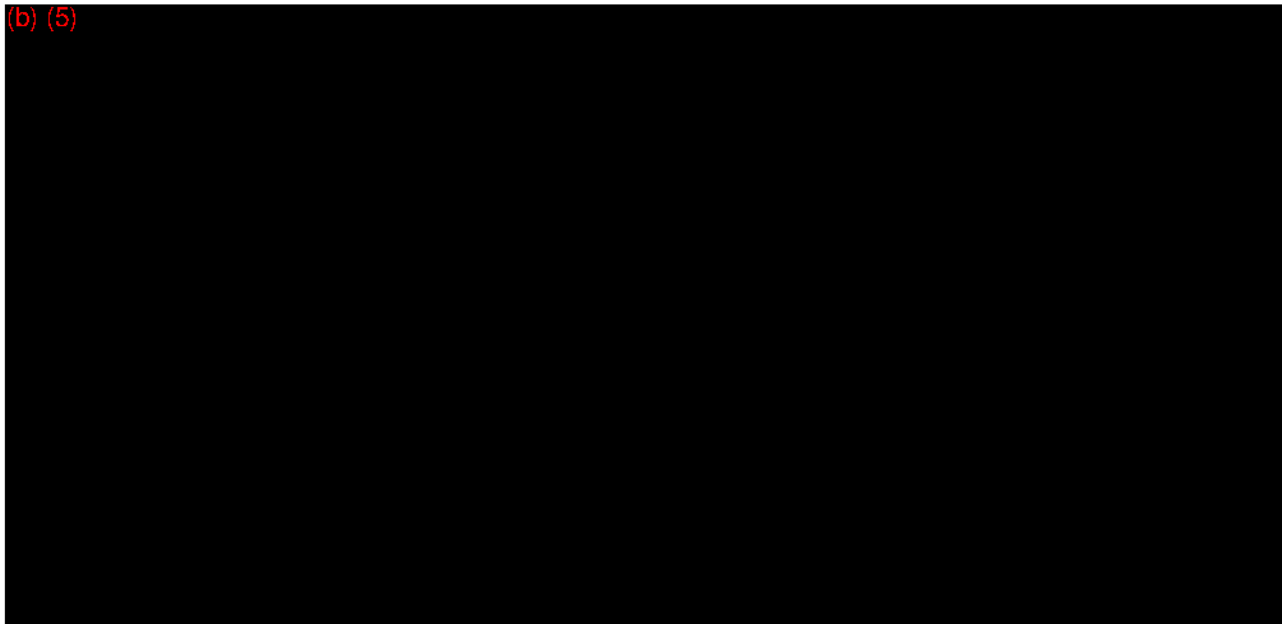
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

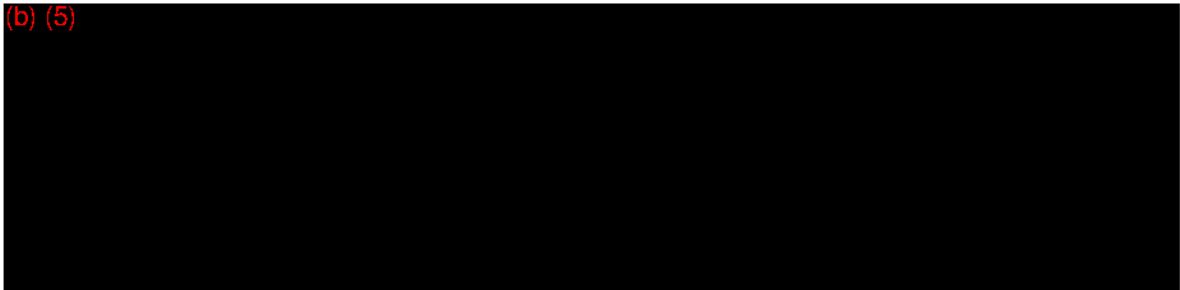
(b) (5)

(b) (5)



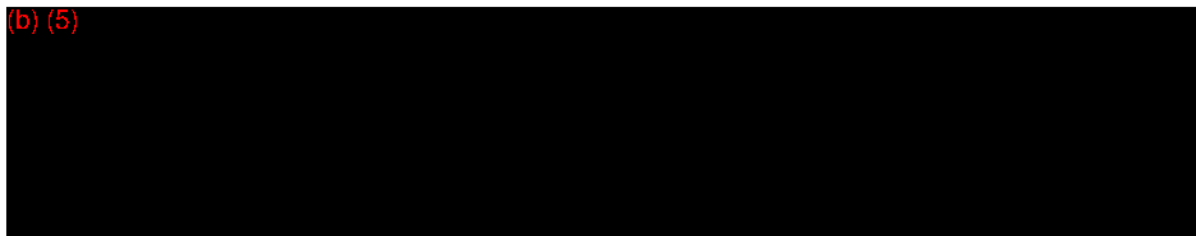
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

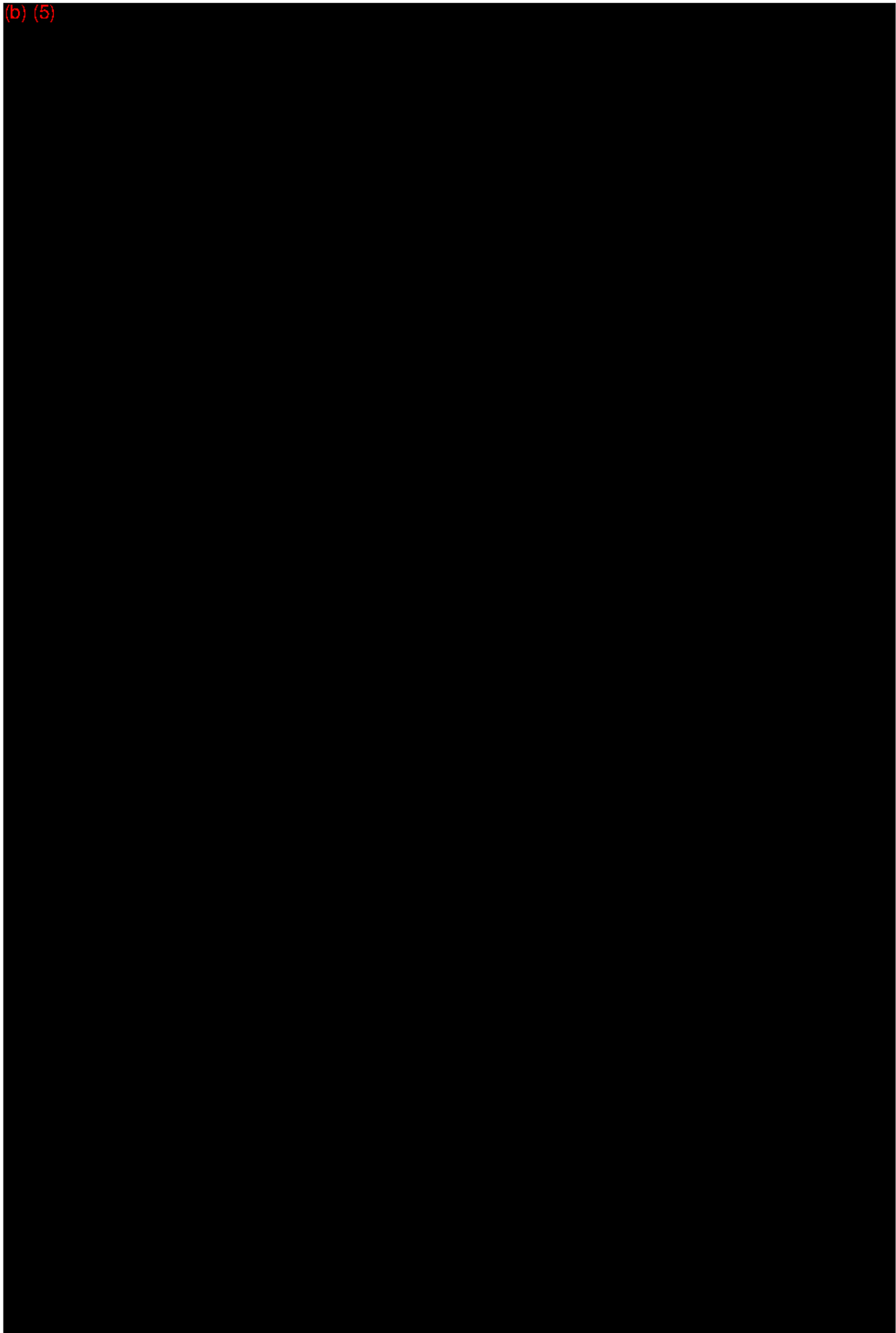


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document
Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fe917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33cd0de0de5394c2b1fb6dc585d9c313979
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Andre Mendes](#)
To: [Michael B. Williams](#); [Emily Pauline Newman](#)
Subject: FW: FY19 Grant Agreements
Date: Friday, June 26, 2020 8:56:28 AM
Attachments: [RFA FY19 Grant Agreement and Amendments.pdf](#)
[OTF FY19 Grant Agreements and Admendments.pdf](#)
[MBN FY19 Grant Agreement and Amendments.pdf](#)
[RFERL FY19 Grant Agreement and Amendments.pdf](#)

A

From: Grant Turner (b) (6)
Sent: Friday, June 26, 2020 8:34 AM
To: Andre Mendes (b) (6)
Subject: FY19 Grant Agreements

Hi Andre:

Please find attached the FY19 Grant Agreements for RFE/RL, RFA, MBN and OTF, which I referenced in my last email.

Thanks!
Grant

From: [Andre Mendes](#)
To: [Michael B. Williams](#); [Emily Pauline Newman](#)
Subject: FW: FY19 Grant Agreements
Date: Friday, June 26, 2020 9:10:04 AM
Attachments: [RFA FY19 Grant Agreement and Amendments.pdf](#)
[OTF FY19 Grant Agreements and Adimendments.pdf](#)
[MBN FY19 Grant Agreement and Amendments.pdf](#)
[RFERL FY19 Grant Agreement and Amendments.pdf](#)

FYI.

Best,

A

From: Grant Turner (b) (6)
Sent: Friday, June 26, 2020 8:34 AM
To: Andre Mendes (b) (6)
Subject: FY19 Grant Agreements

Hi Andre:

Please find attached the FY19 Grant Agreements for RFE/RL, RFA, MBN and OTF, which I referenced in my last email.

Thanks!
Grant

From: [Michael B. Williams](#)
To: [Lillian Cheng](#)
Cc: [David Kligerman](#)
Subject: RE: Irreparable harm
Date: Thursday, June 25, 2020 9:29:00 PM

Thank you so much. Reviewing now

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 9:26 PM
To: Michael B. Williams (b) (6)
Cc: David Kligerman (b) (6)
Subject: Irreparable harm

Michael,

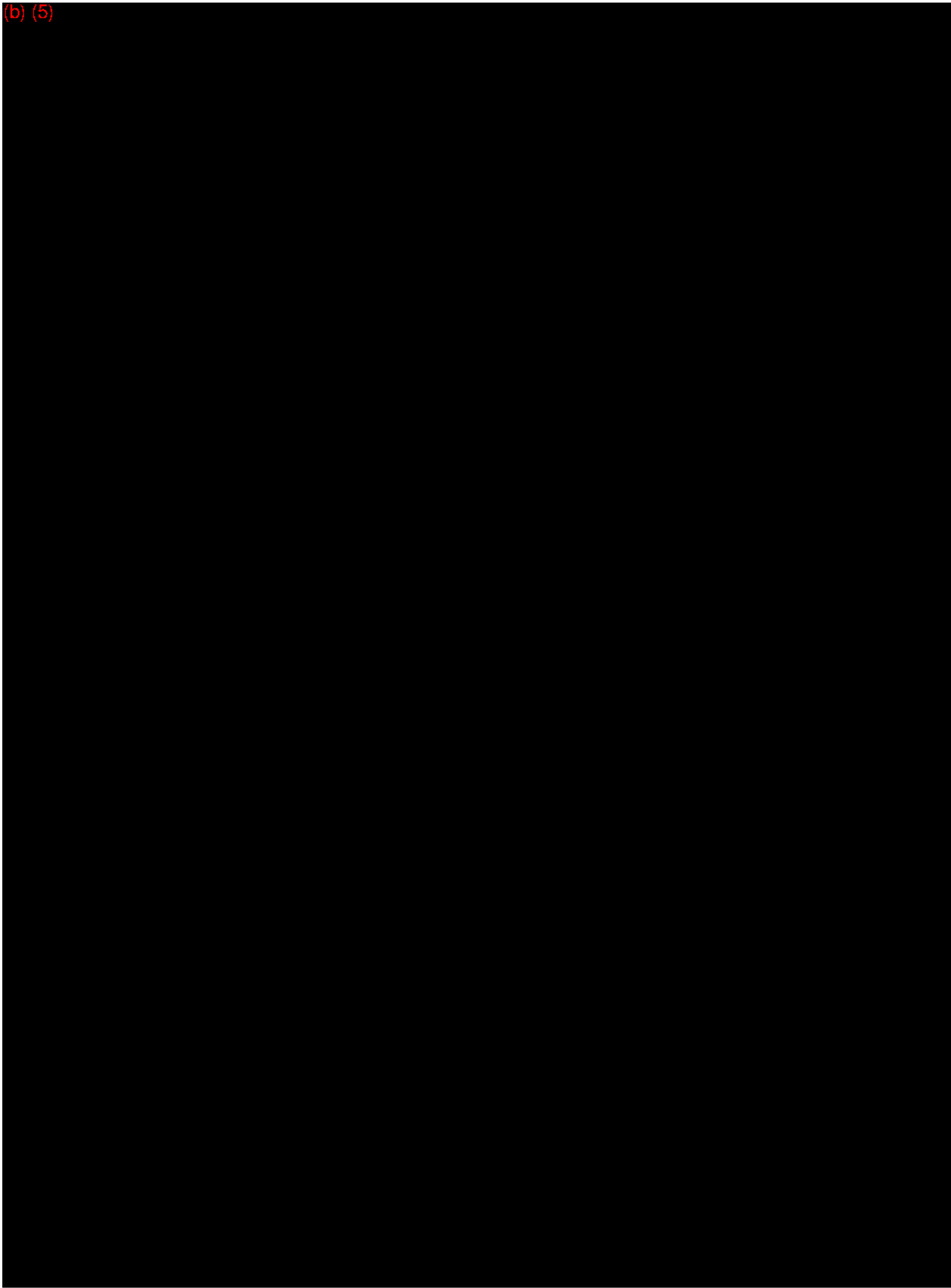
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: [Michael B. Williams](#)
To: [Lillian Cheng](#)
Cc: [David Kligerman](#)
Subject: RE: Irreparable harm
Date: Thursday, June 25, 2020 9:44:00 PM

Lillian and Dave,

This looks great. Please add this to the chain with DOJ—it will answer some of (b) (6) ' questions, and we can proceed from there.

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 9:26 PM
To: Michael B. Williams (b) (6)
Cc: David Kligerman (b) (6)
Subject: Irreparable harm

Michael,

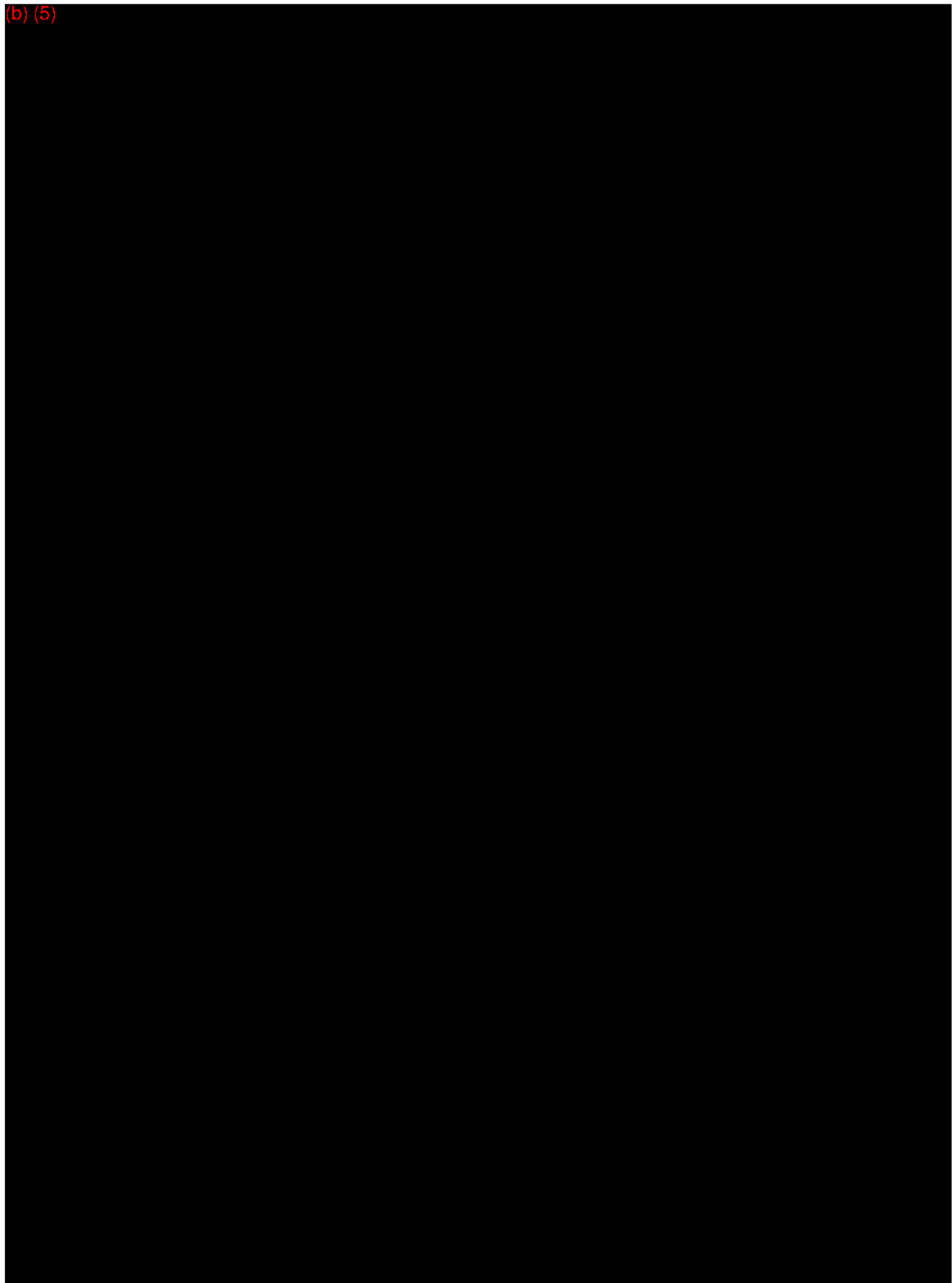
For your review. We think these are the key points in response to DOJ's taskings to us, which the team worked hard to pull together quickly.

Thanks,
Lillian

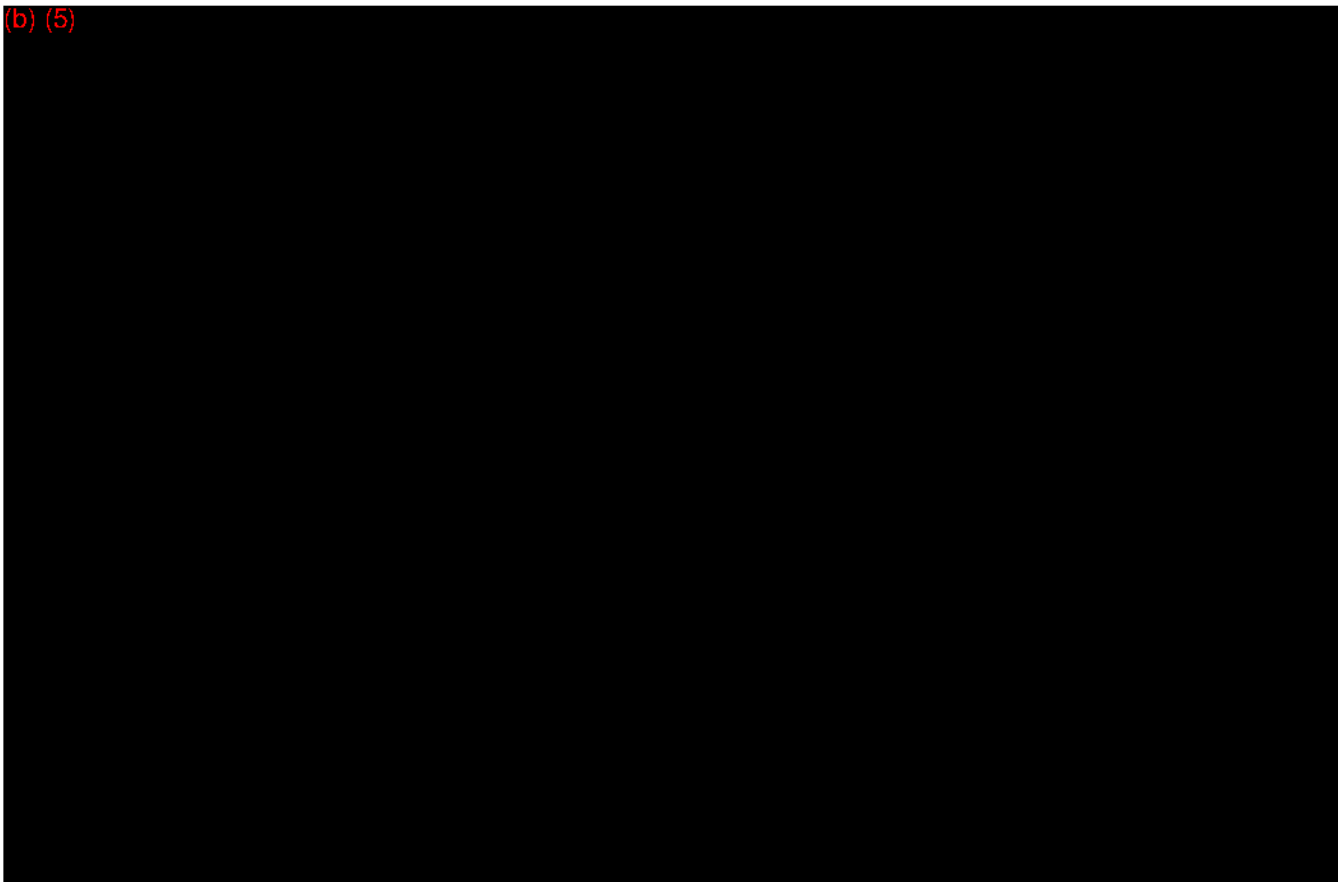
(b) (5)



(b) (5)



(b) (5)



From: [Michael B. Williams](#)
To: [Lillian Cheng](#); (b) (6); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 10:27:00 PM

And here is an answer to this question:

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)

USAGM-20-1819-B-000678

(b) (6)

Cc: (b) (6)

(b) (6)

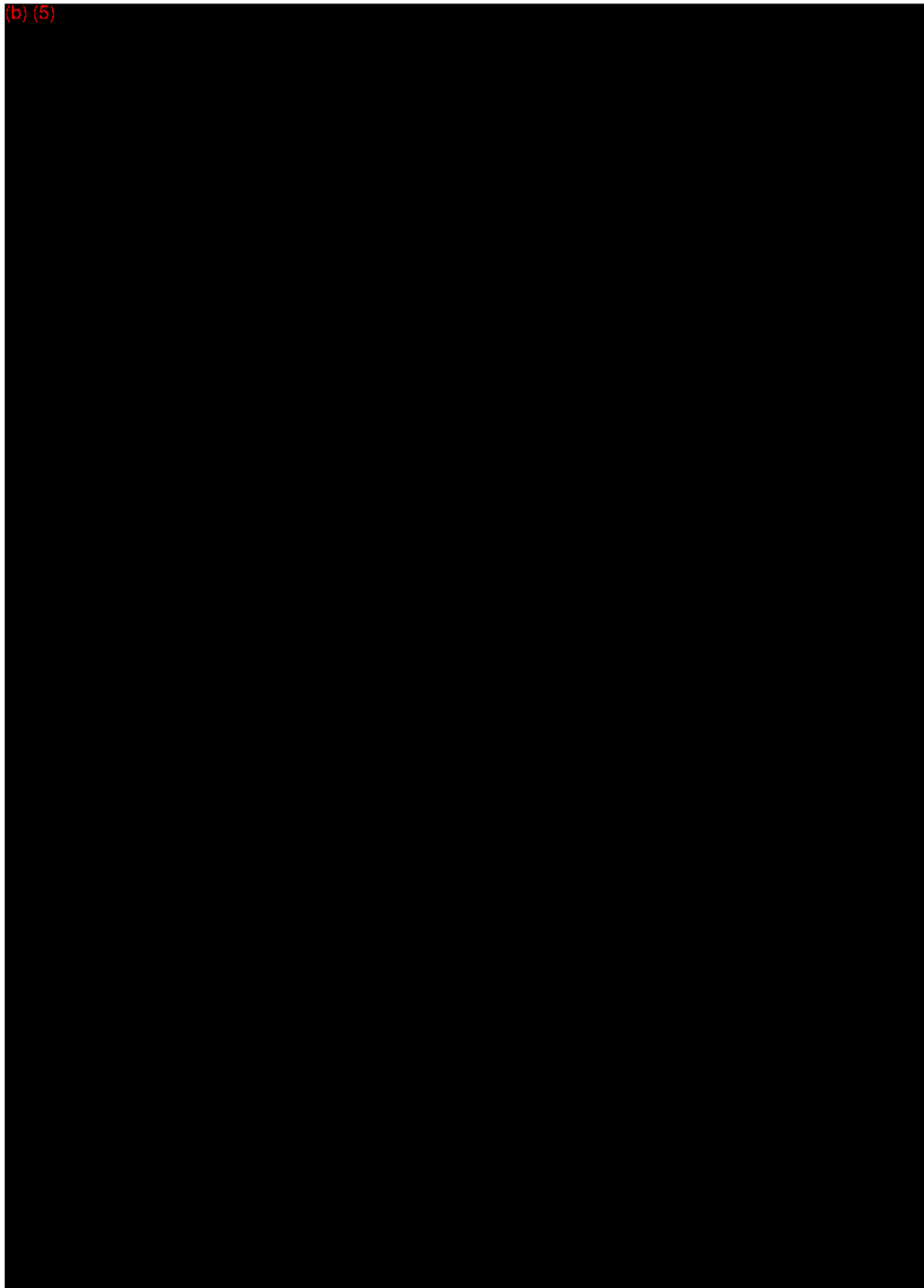
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams (b) (6)

Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6)

Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6)

; Michael B. Williams (b) (6)

; Lillian Cheng

USAGM-20-1819-B-000682

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6);

(b) (6);

(b) (6);

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6);

(b) (6)

(b) (6)

(b) (6)

Michael B. Williams

USAGM-20-1819-B-000683

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Ok. I've been trying to get our new VP for legal affairs, risk, and compliance, to whom I now answer, to join. (I will reach out again; he has been busy with the transition, but know this is a priority for him.) I am copying my deputy GC as well.

I will reach out again, and if I can't get him, I don't want to slow things down. We can always meet

and I can brief him afterwards.

Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)
(b) (6),
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>
Sent: Thursday, June 25, 2020 12:09 PM
To: DCD_ECFNotice@dcd.uscourts.gov
Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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USAGM-20-1819-B-000685

receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP doccfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4] [0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c3139794dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6)
Cc: [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Thursday, June 25, 2020 11:19:15 PM

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

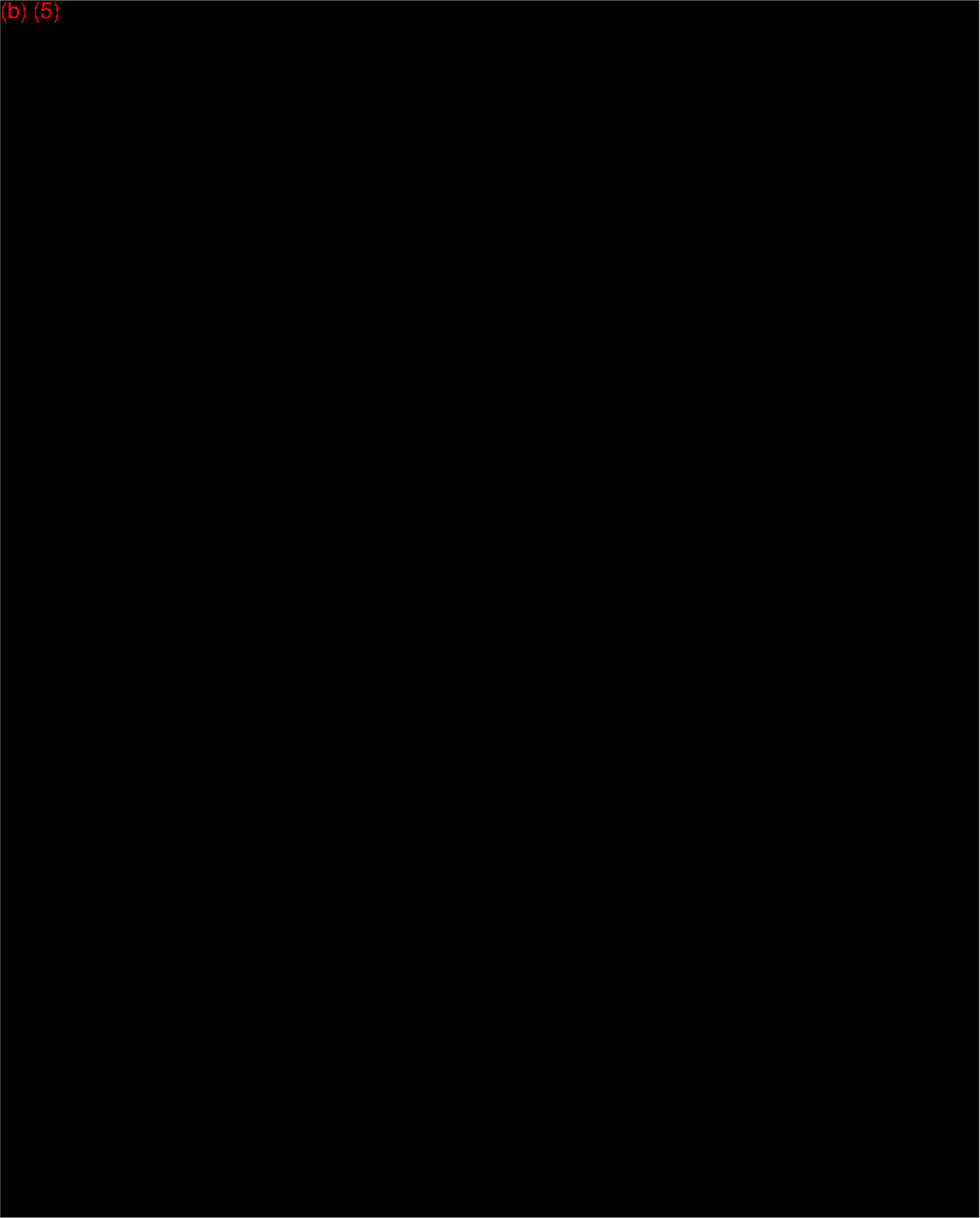
(b) (5)

(b) (5)

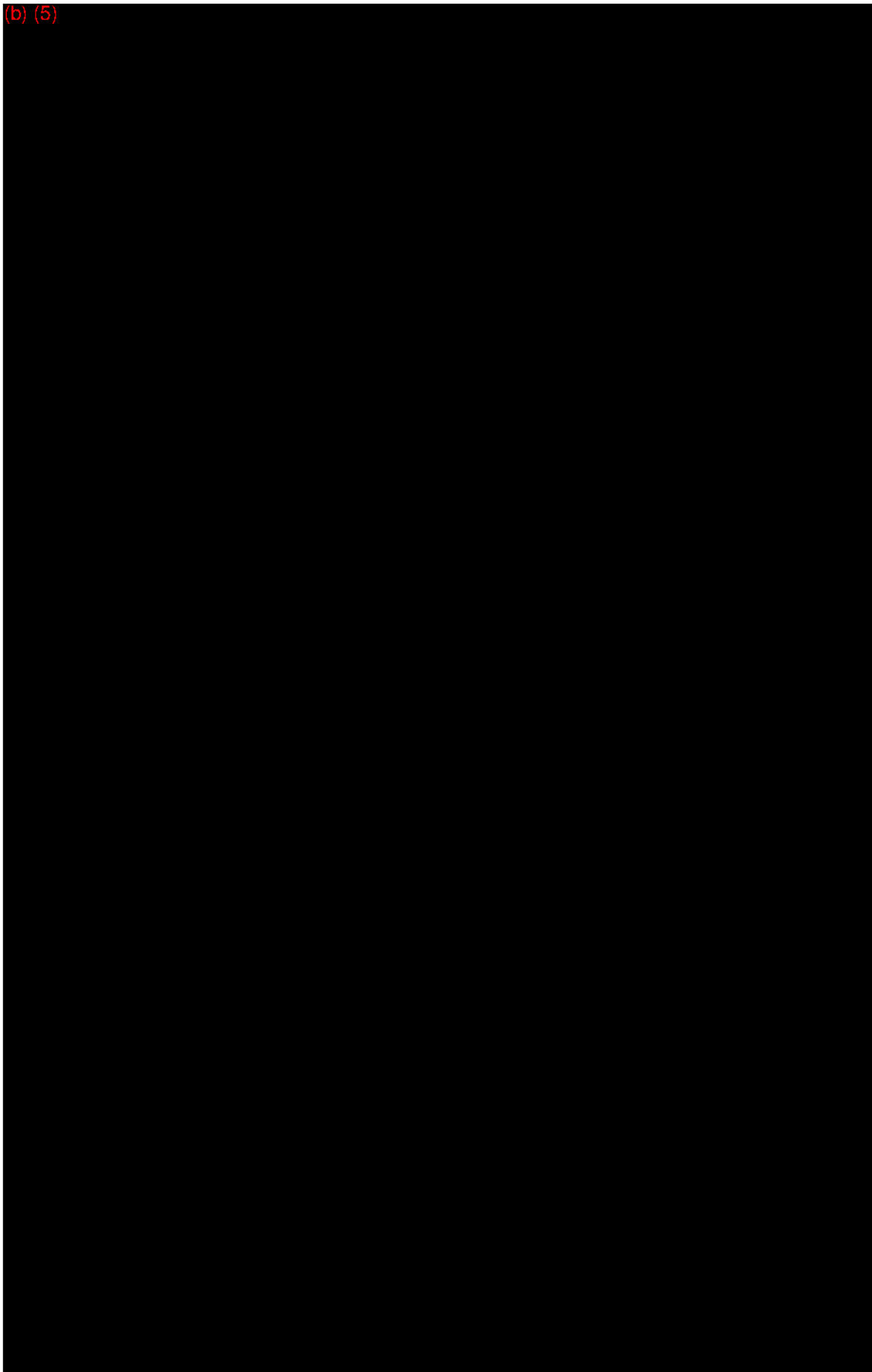


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6) >; Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
Chris

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

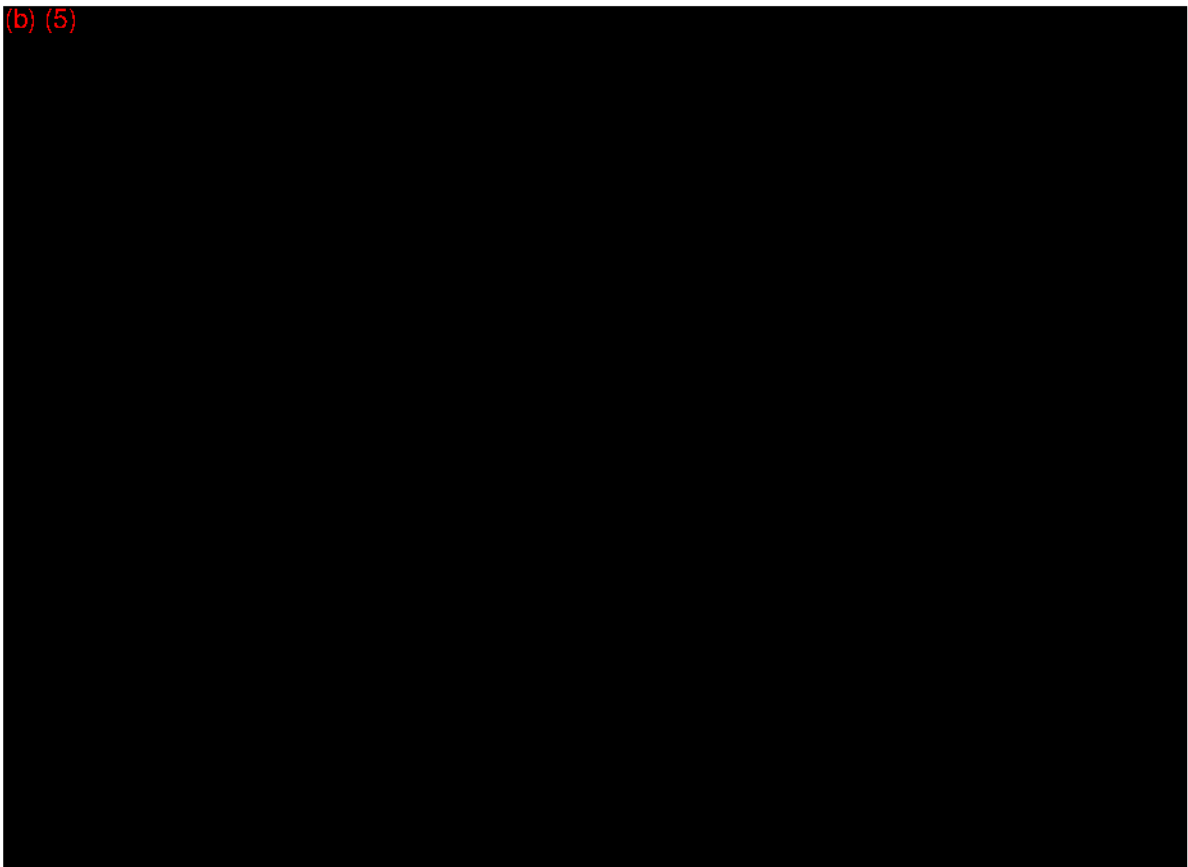
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

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[2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
[4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a339
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14

] [022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15

] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03aa621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16

] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abef8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [David Kligerman](#)
Cc: [Lillian Cheng](#)
Subject: Re: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:13:18 AM

(b) (5)



Sent from my iPhone

On Jun 26, 2020, at 3:11 AM, David Kligerman (b) (6) wrote:

(b) (5)



Sent from [Mail](#) for Windows 10

From: (b) (6)
Sent: Friday, June 26, 2020 3:00 AM
To: [David Kligerman](#); (b) (6)
Cc: [Michael B. Williams](#); [Lillian Cheng](#); (b) (6); (b) (6)
Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Really appreciate it. Could you give me a quick call to discuss?

(b) (6)



From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 2:54 AM
To: (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Stephen: Here you go.

Excerpts from FY'19 Statement of Managers (to accompany 2019 appropriation)

Excerpts from FY20 Statement of Managers (to accompany 2020 appropriation)

From: David Kligerman

Sent: Friday, June 26, 2020 12:52 AM

To: (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

Dave

From: (b) (6)

Sent: Friday, June 26, 2020 12:13 AM

To: David Kligerman (b) (6)

(b) (6)

Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Dave (or someone else from the USAGM team) can you please give me a call? (b) (6)

(b) (5), (b) (6)



From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 11:34 PM
To: (b) (6)
Cc: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)



Subject: RE: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: David Kligerman
Sent: Thursday, June 25, 2020 11:27 PM
To: (b) (6)
Subject: OTF background docs RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



(b) (5)

From: David Kligerman

Sent: Thursday, June 25, 2020 11:20 PM

To: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

From: David Kligerman

Sent: Thursday, June 25, 2020 11:18 PM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is some background on the OTF grantee and its incorporation by RFA.

Please also find attached:

(b) (5)

From: Michael B. Williams

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (6)

From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

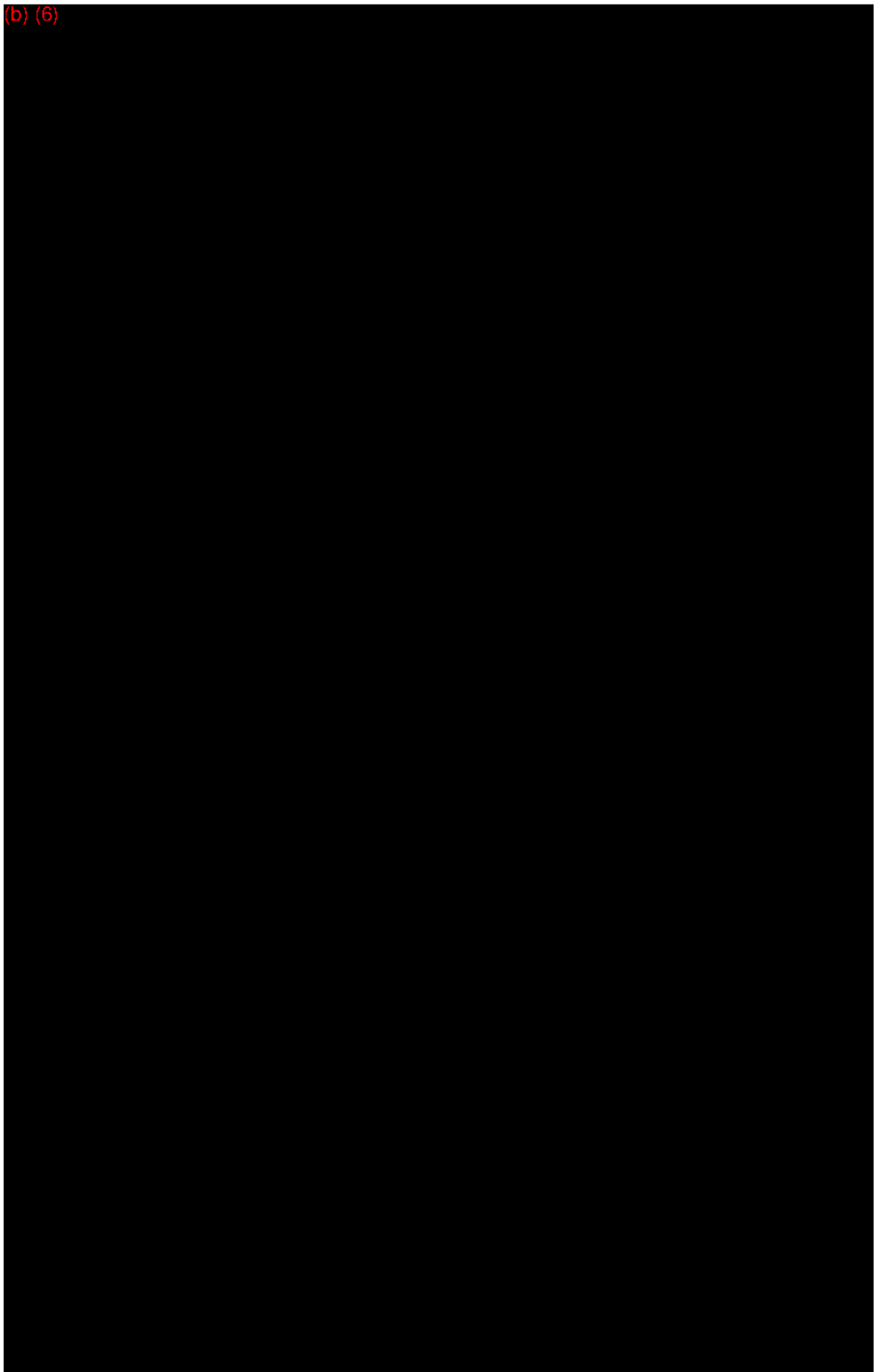
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

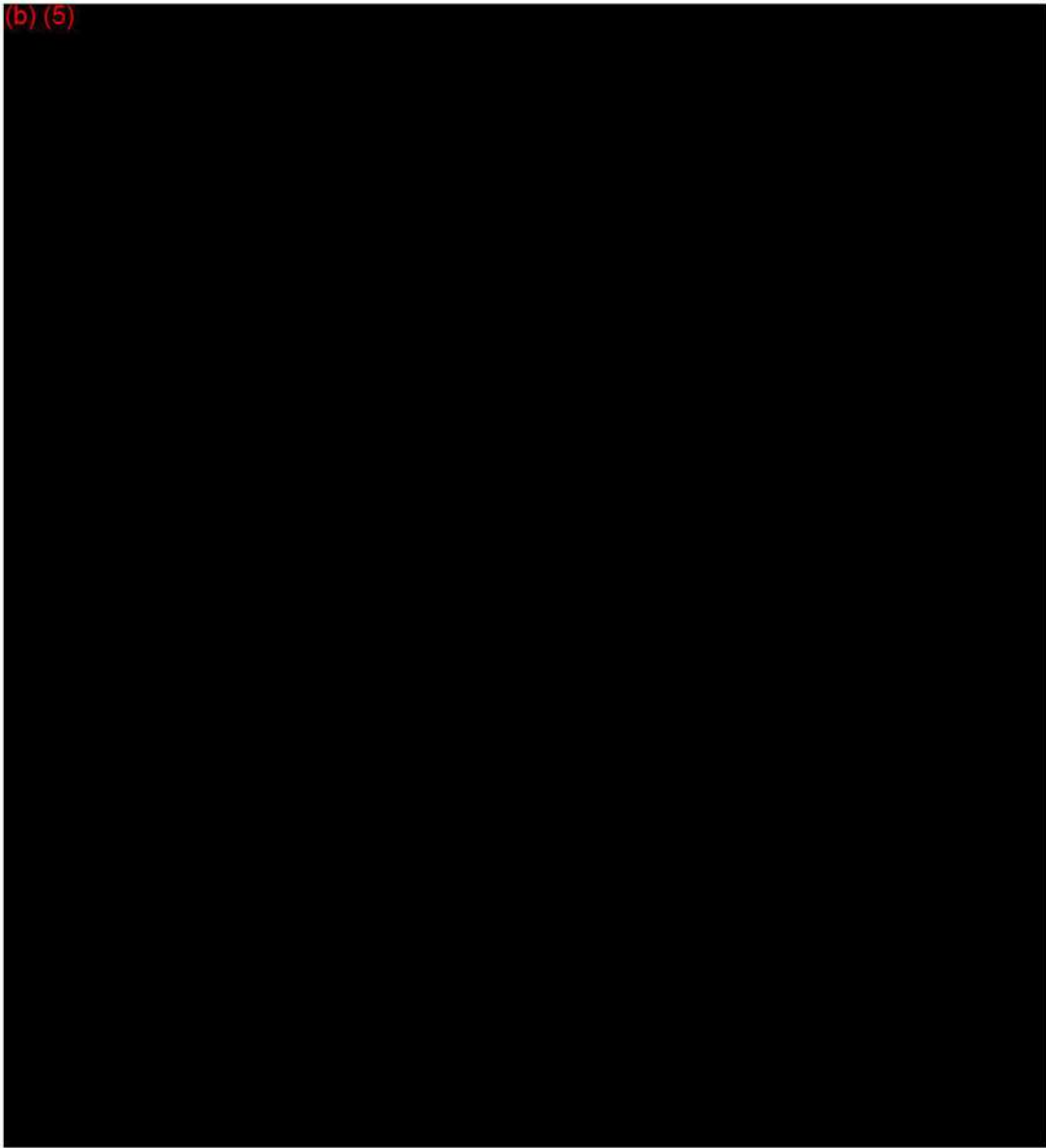
Best,
Lillian

(b) (6)

(b) (6)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

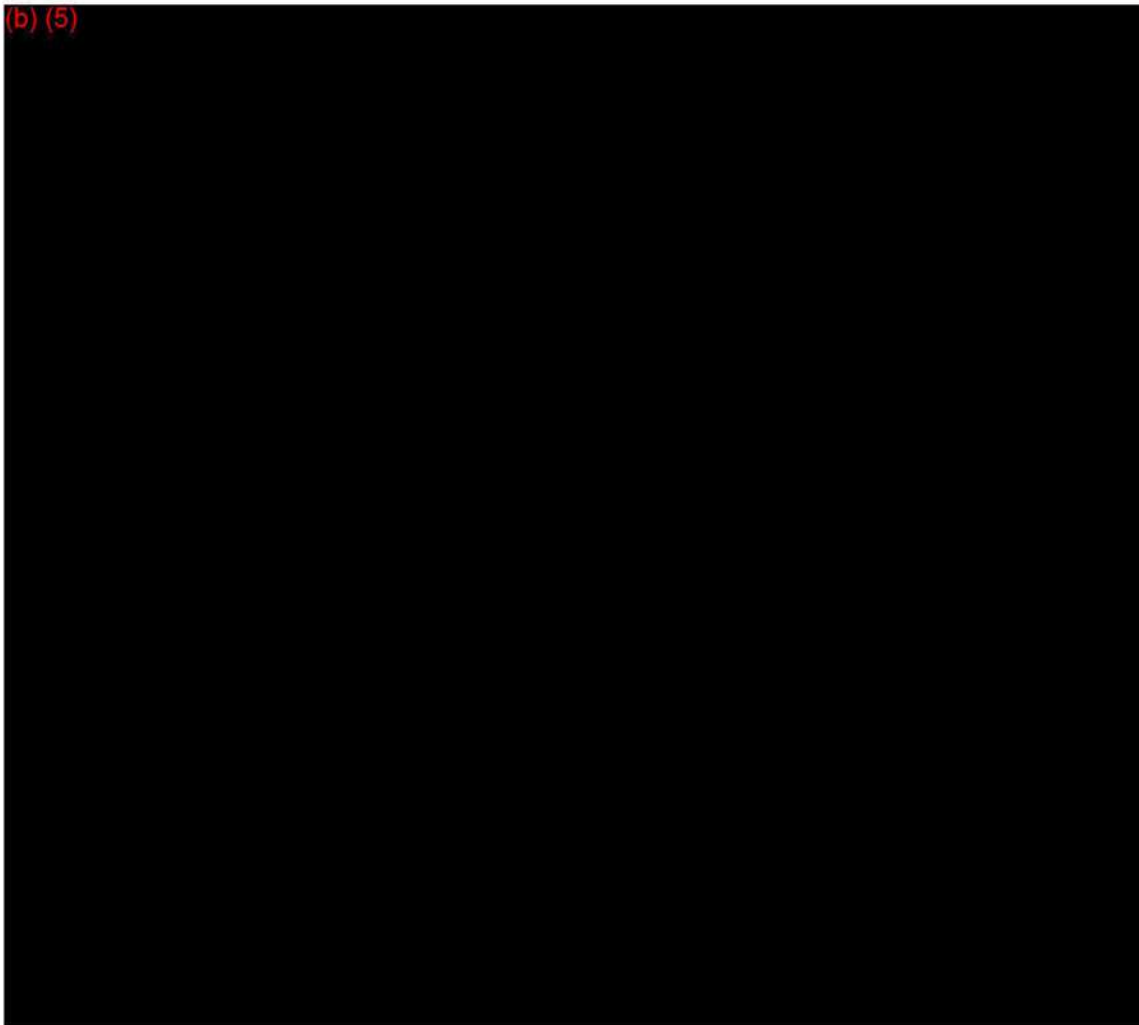
(b) (6)

USAGM-20-1819-B-000709

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN

TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6) in (b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

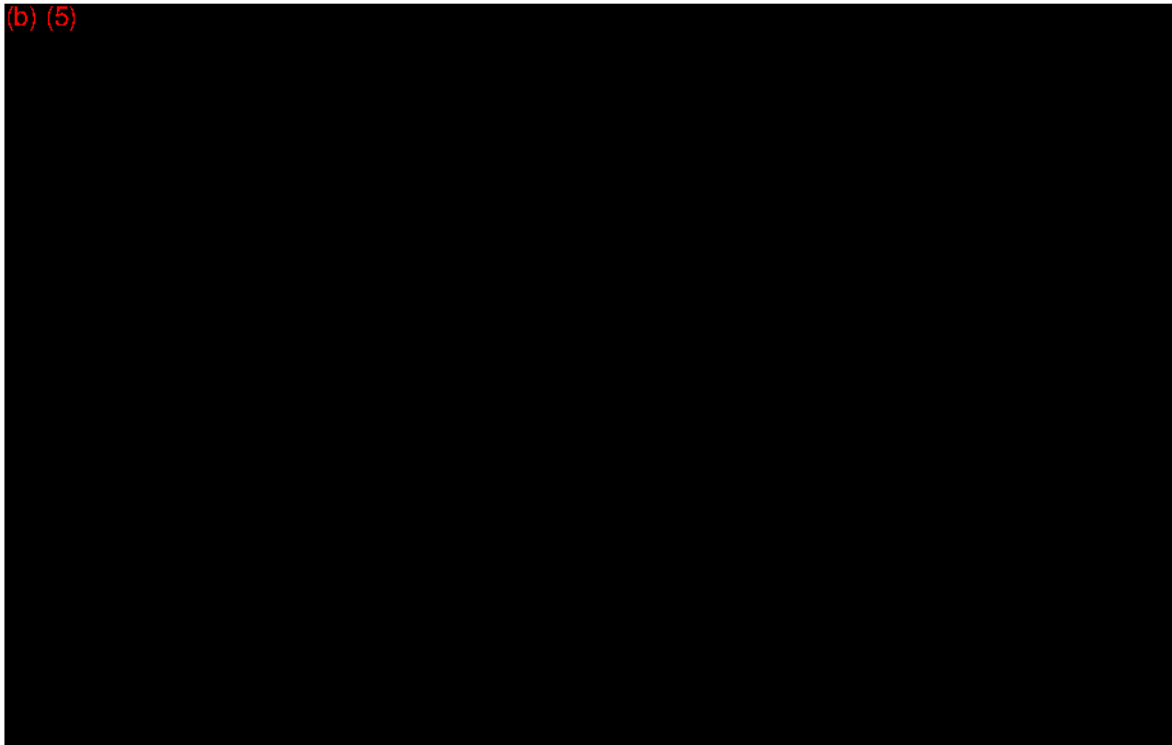
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

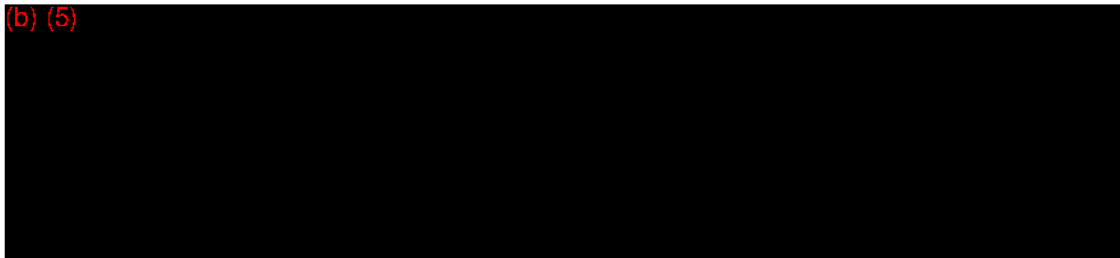
To: (b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)



(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not**

USAGM-20-1819-B-000714

apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]

[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36b9abfb33fe94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11] [397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969e091c87ec56aba0b2199cc0009828e0f30a9272c1130c9cce8103190e5ea1]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12] [2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14] [022bb4f85ccb53998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15] [84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03aa621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [Roberts, Charles E. \(CIV\)](#)
Cc: [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 6:55:51 AM

(b) (5)

Sent from my iPhone

On Jun 26, 2020, at 6:37 AM, (b) (6) wrote:

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6); (b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

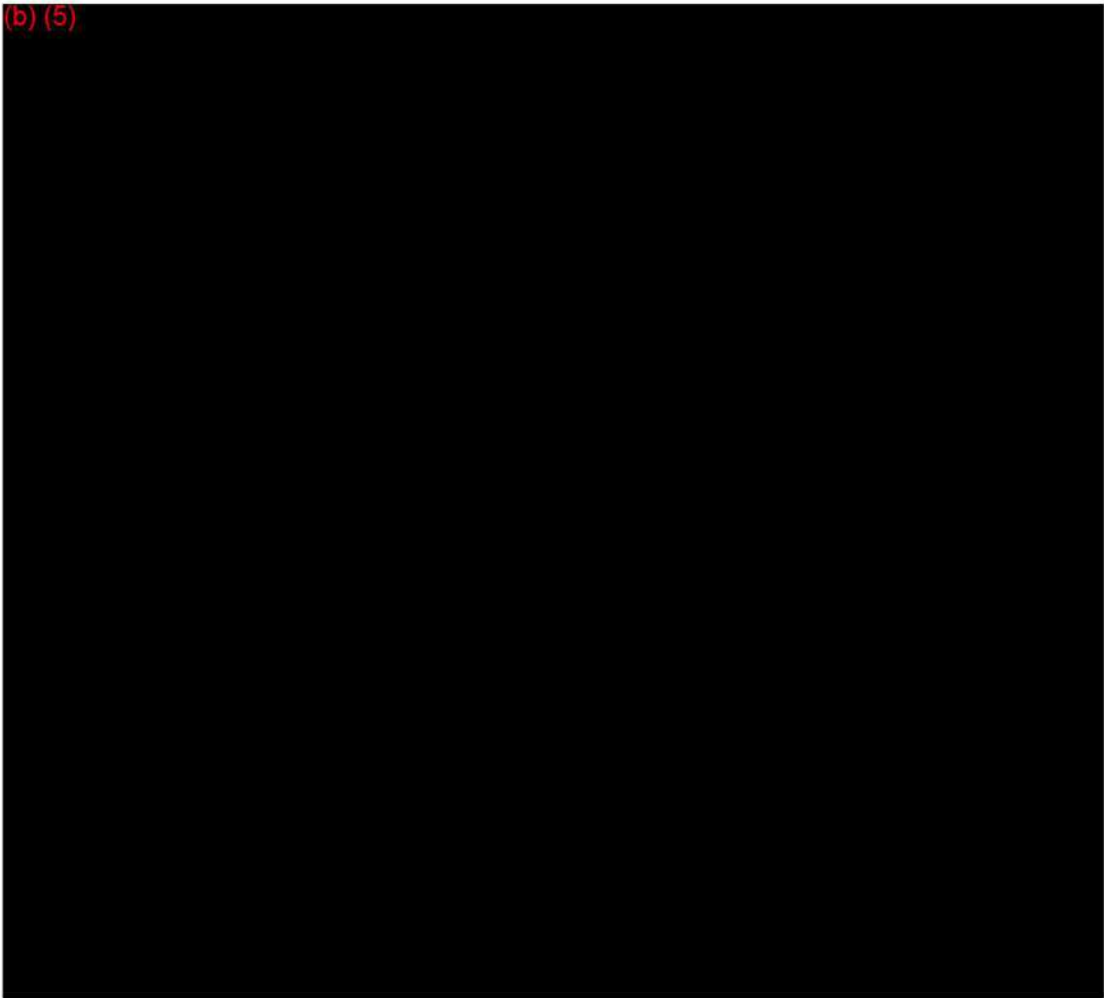
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6);
(b) (6); David Kligerman (b) (6);
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David
Kligerman (b) (6); Michael B. Williams



Cc: (b) (6)



Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



(b) (5)

(b) (5)

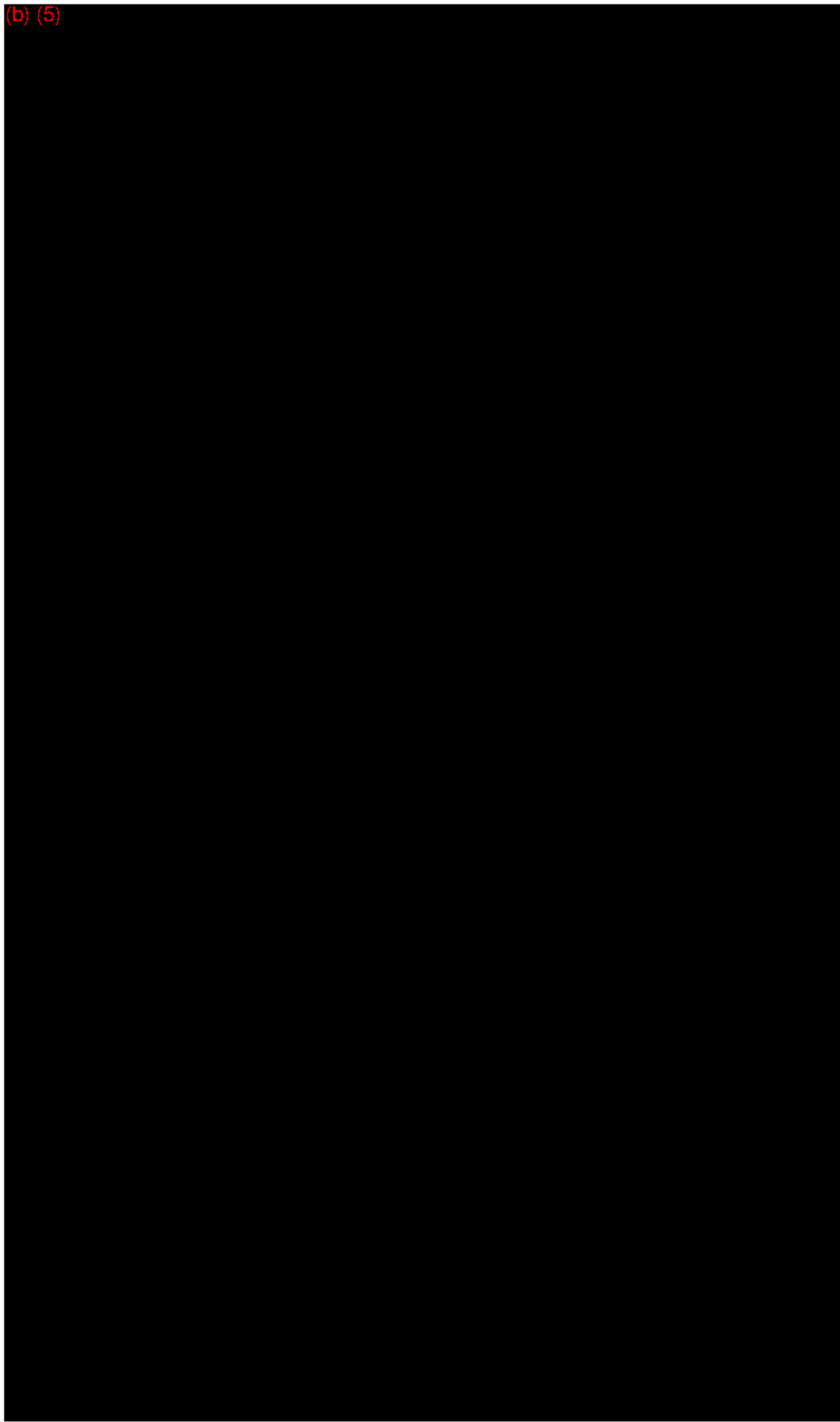
A solid black rectangular redaction box covering a portion of the document's top section.

Best,
Lillian

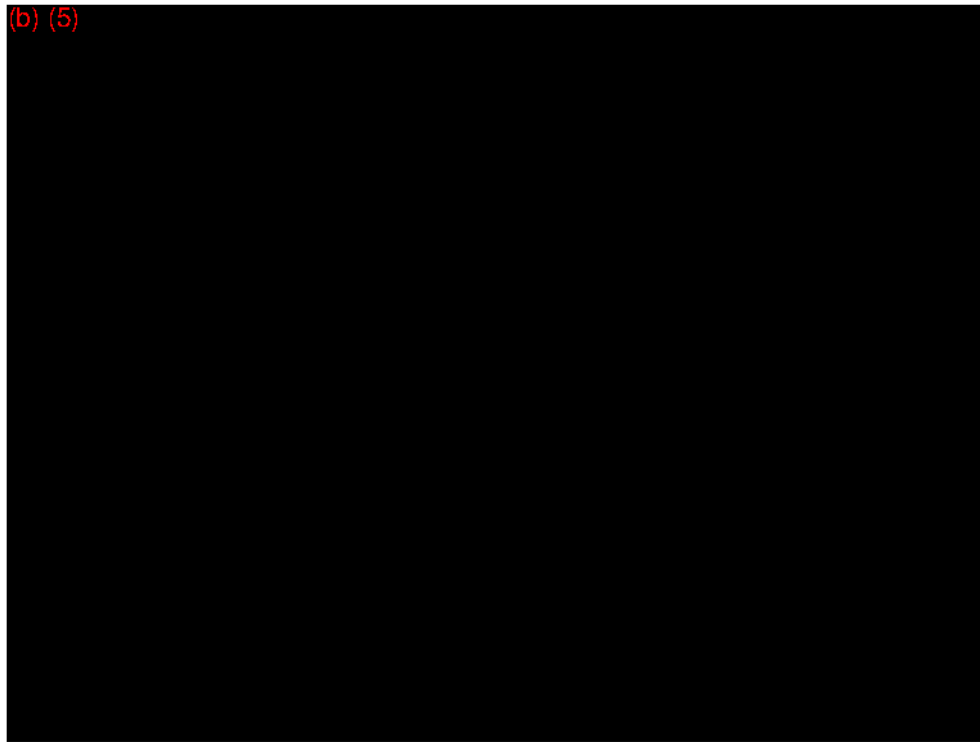
(b) (5)

A large, solid black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams

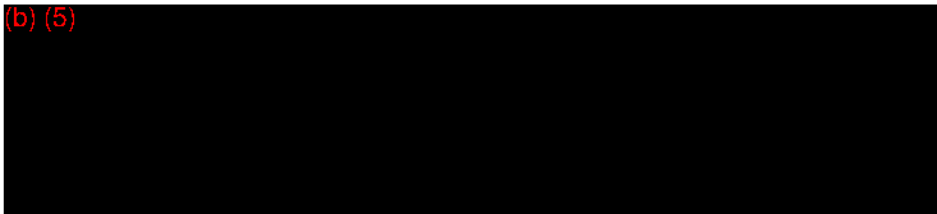
(b) (6); Lillian Cheng (b) (6)
(b) (6)

Cc: (b) (6)
(b) (6)

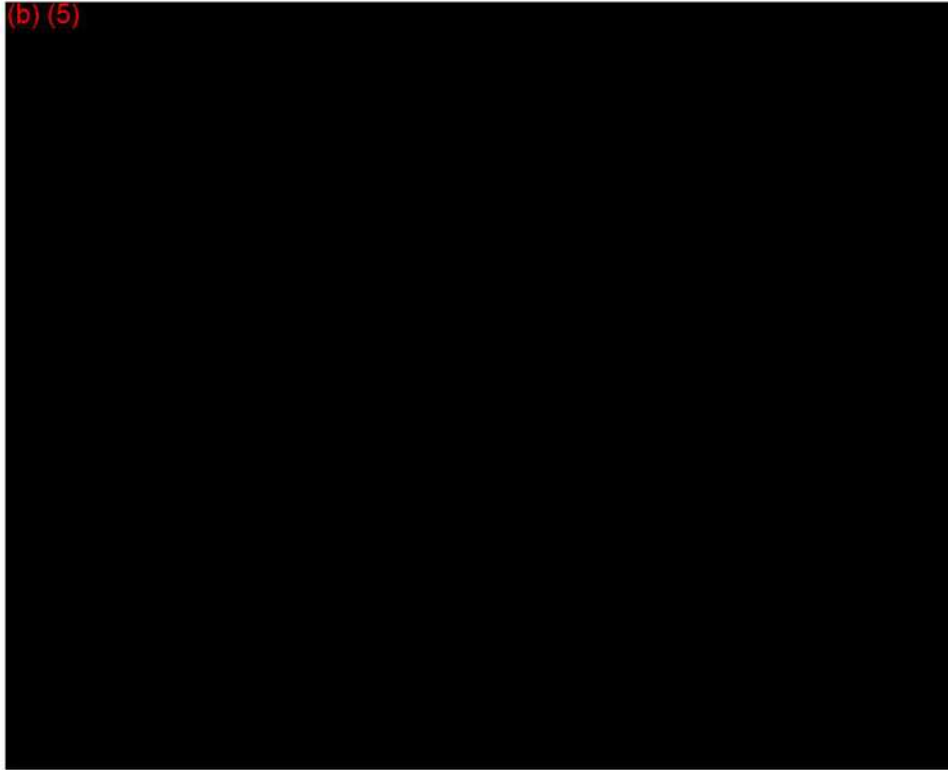
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH
OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

Michael B. Williams (b) (6) >

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

Cc: Lillian Cheng (b) (6)


(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

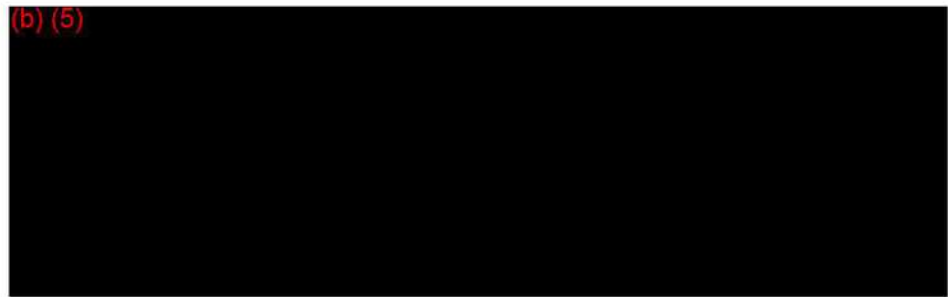
(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



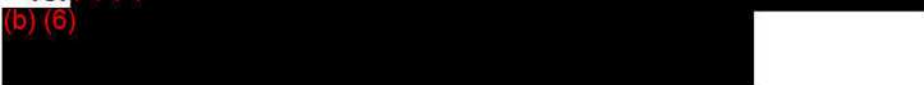
Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)



(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov
<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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USAGM-20-1819-B-000728

FOIA20-046 297

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C.
CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH,
OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: #
\(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\)
Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\)
Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, #
\(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description: Main Document
Original filename: suppressed
Electronic document Stamp:

USAGM-20-1819-B-000729

FOIA20-046 298

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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USAGM-20-1819-B-000730

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:26:00 AM

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted content]

(b) (5)

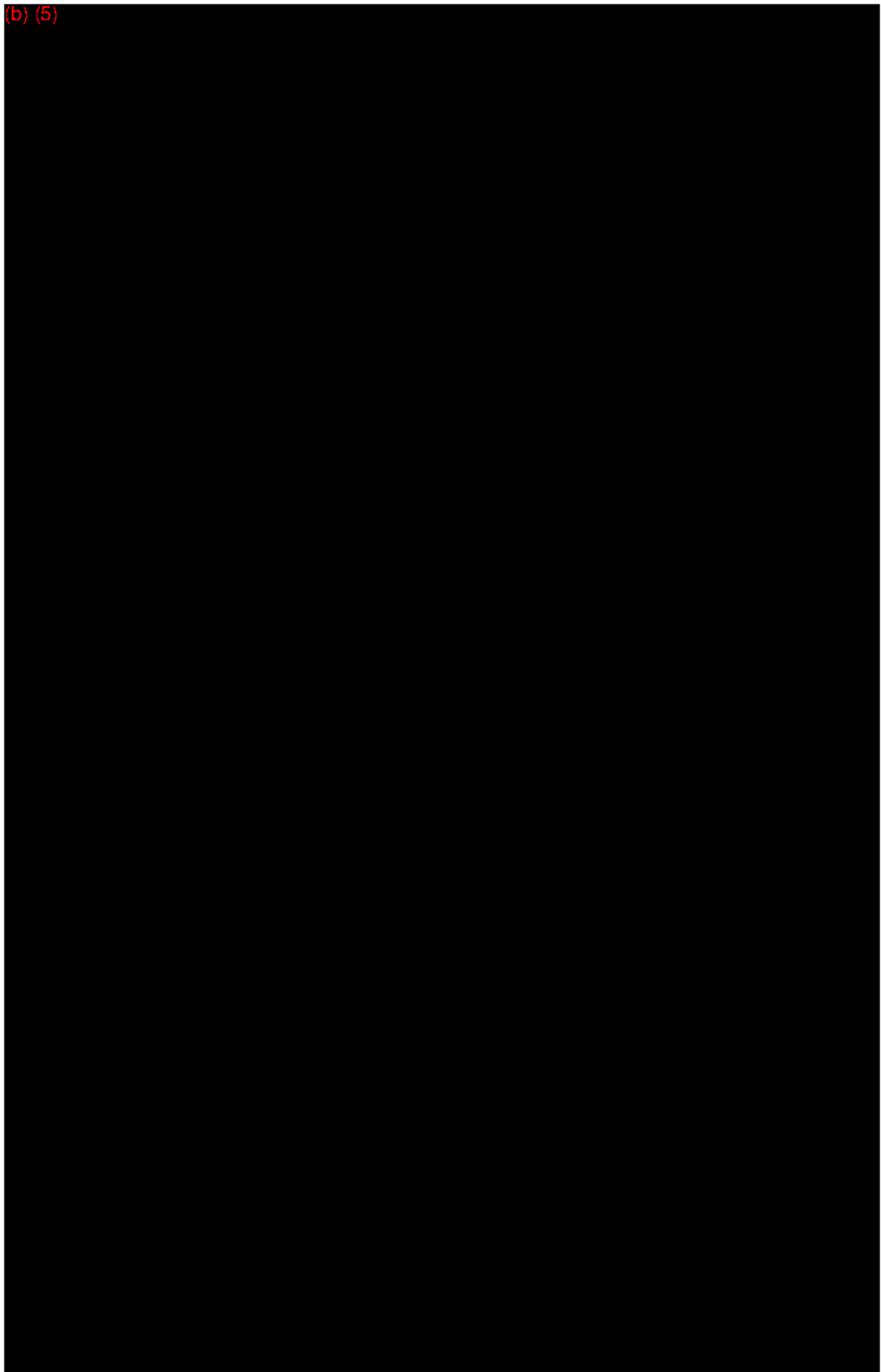
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6) Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6);
(b) (6); Michael B. Williams (b) (6);
Lillian Cheng (b) (6);
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

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(b) (6)
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Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-B-000743

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

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Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:32:00 AM

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); (b) (6); [Lillian Cheng](#) (b) (6); [David Kligerman](#) (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5), (b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (6)



From: Lillian Cheng (b) (6) >

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

USAGM-20-1819-B-000749

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

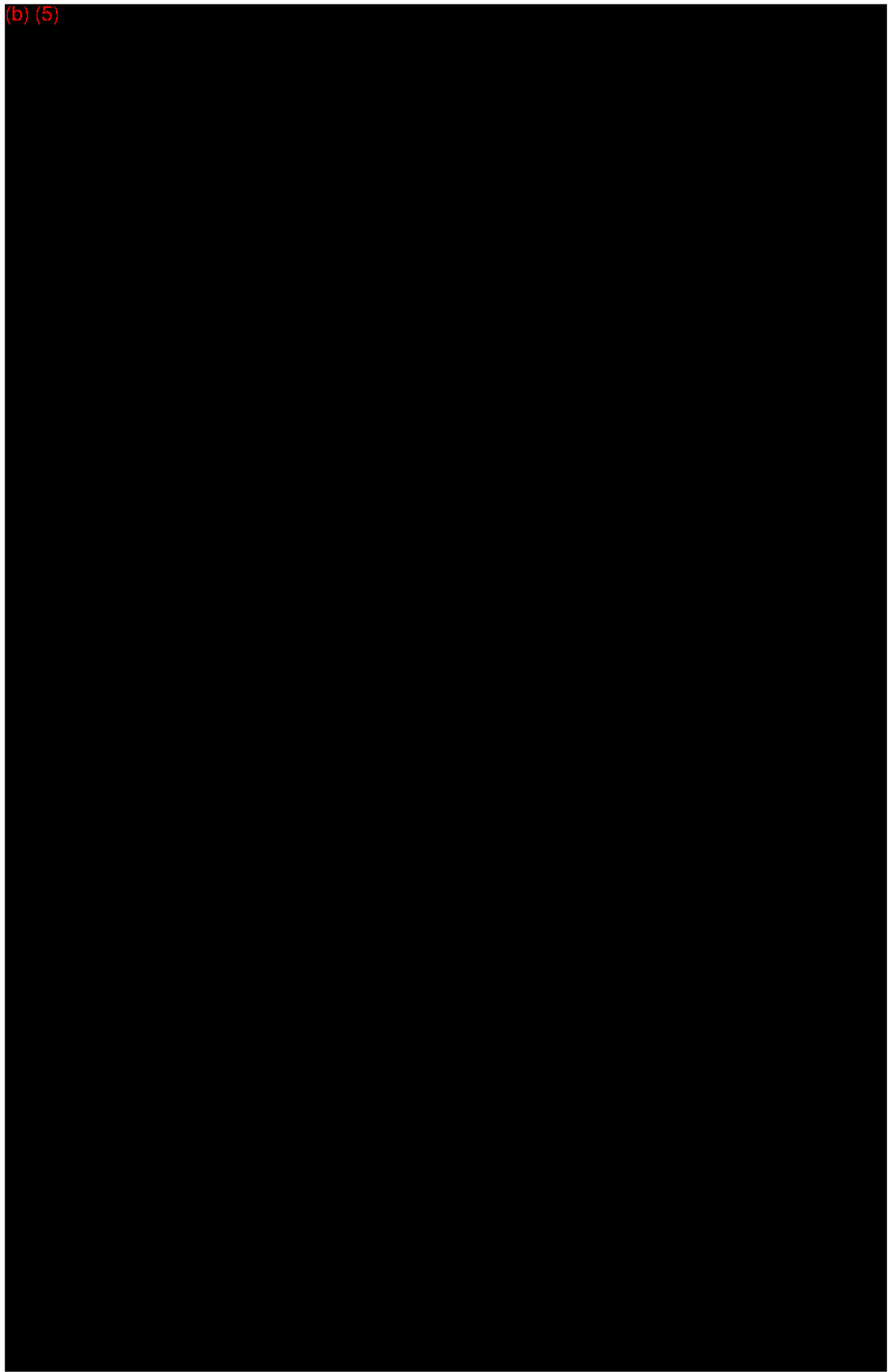
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

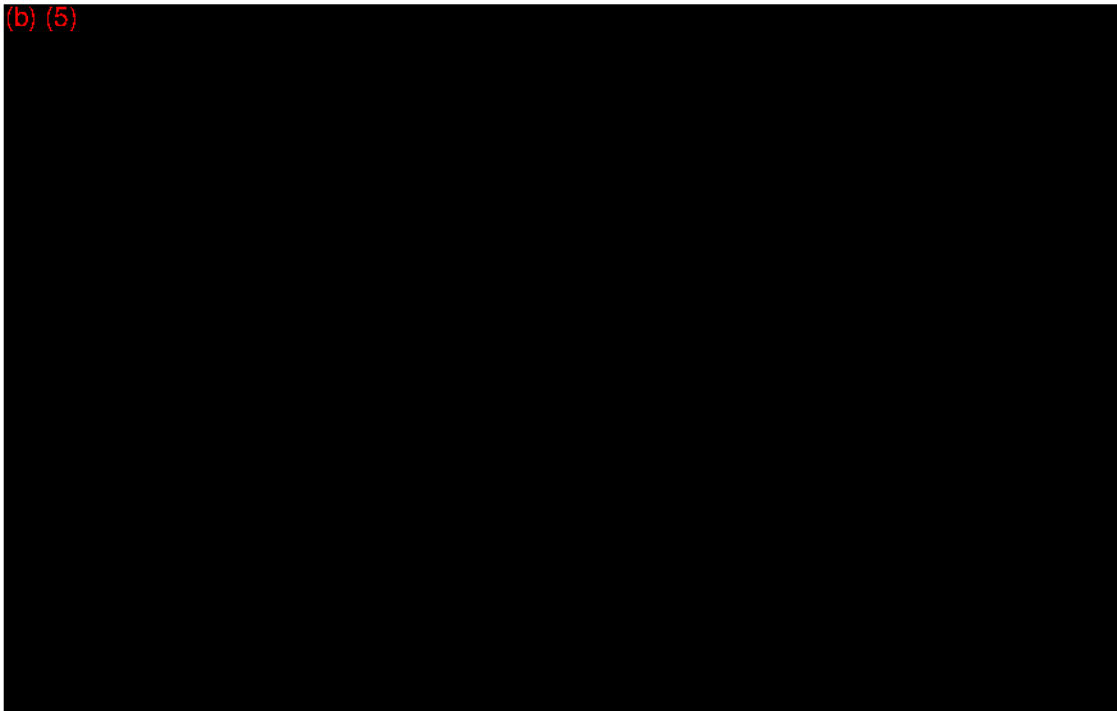
Best,
Lillian

(b) (5)

(b) (5)

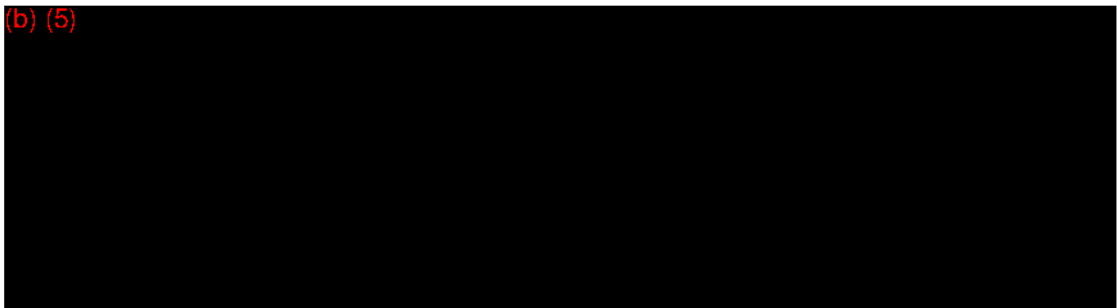


(b) (5)

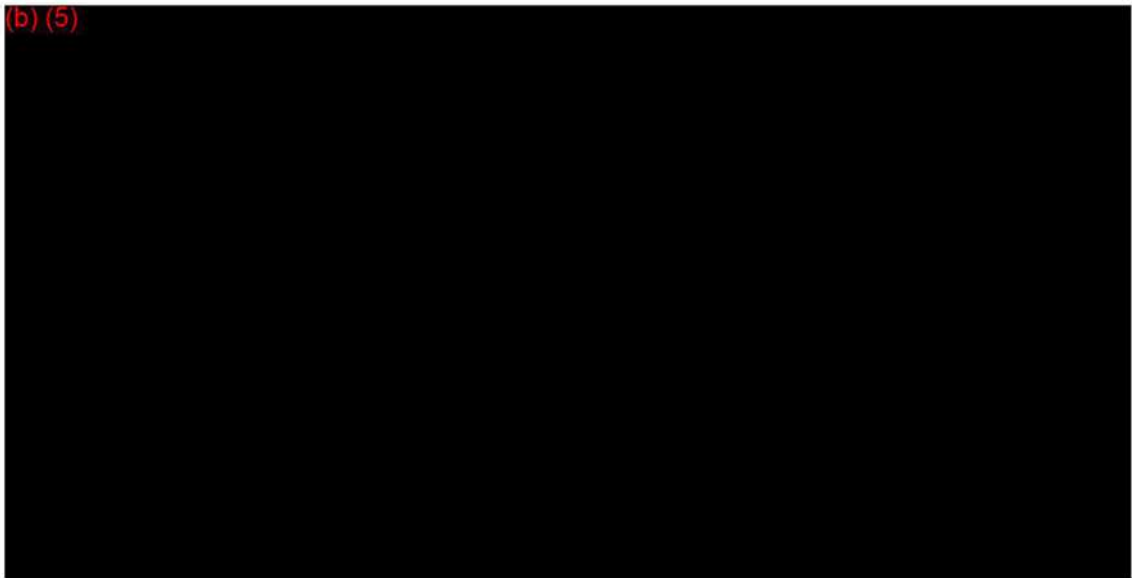


From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,



(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6);

Lillian Cheng (b) (6);

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Large redacted area]

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

looking at a very tight timetable no matter what.

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

USAGM-20-1819-B-000757

FOIA20-046 326

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(**(b) (6)**)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2] [5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9baaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

USAGM-20-1819-B-000758

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

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Document description:Exhibit

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Document description:Declaration

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23a5507ae61effccff80296b760885d0d9b1aedbdfd7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
] [84cda9253be463dd479a7270a1cbd37d9ddbfcfb87dfe842cd7d3ba4dc0e523eb03a
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [David Kligerman](#); (b) (6)
Cc: (b) (6); [Lillian Cheng](#); (b) (6);
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 8:50:00 AM

And the highlight on page 8 is correct—the new board has taken no action to date.

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 8:46 AM
To: (b) (6)
Cc: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Looking at blank on page 6 for cite from act now

Sent from my iPhone

On Jun 26, 2020, at 8:40 AM, (b) (6) wrote:

Yep, I've come around to preferring the shorter version as well, for what it's worth.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

Cc: (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

USAGM-20-1819-B-000763

FOIA20-046 332

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I believe the unfrozen funds to date have been for the federal entities, but I can double check with out ops folks tomorrow. And it's also worth noting that we're contemplating unfreezing all funds tomorrow for all the entities. Though that decision has not been made yet.

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

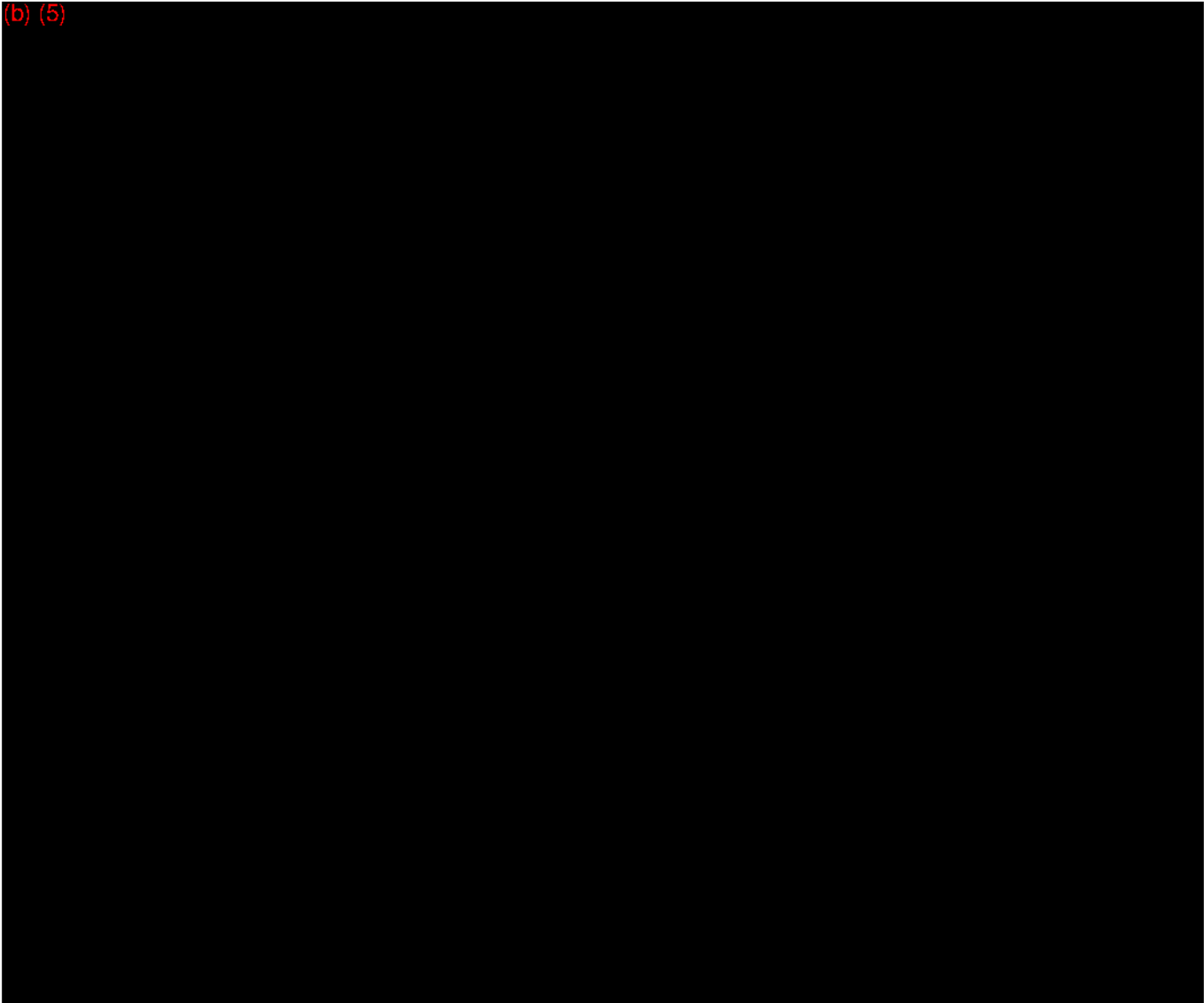
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

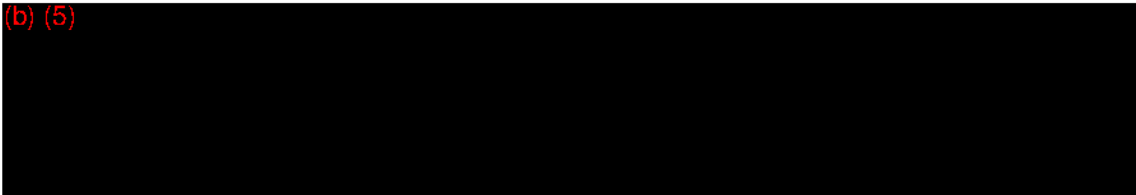
And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6) David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO



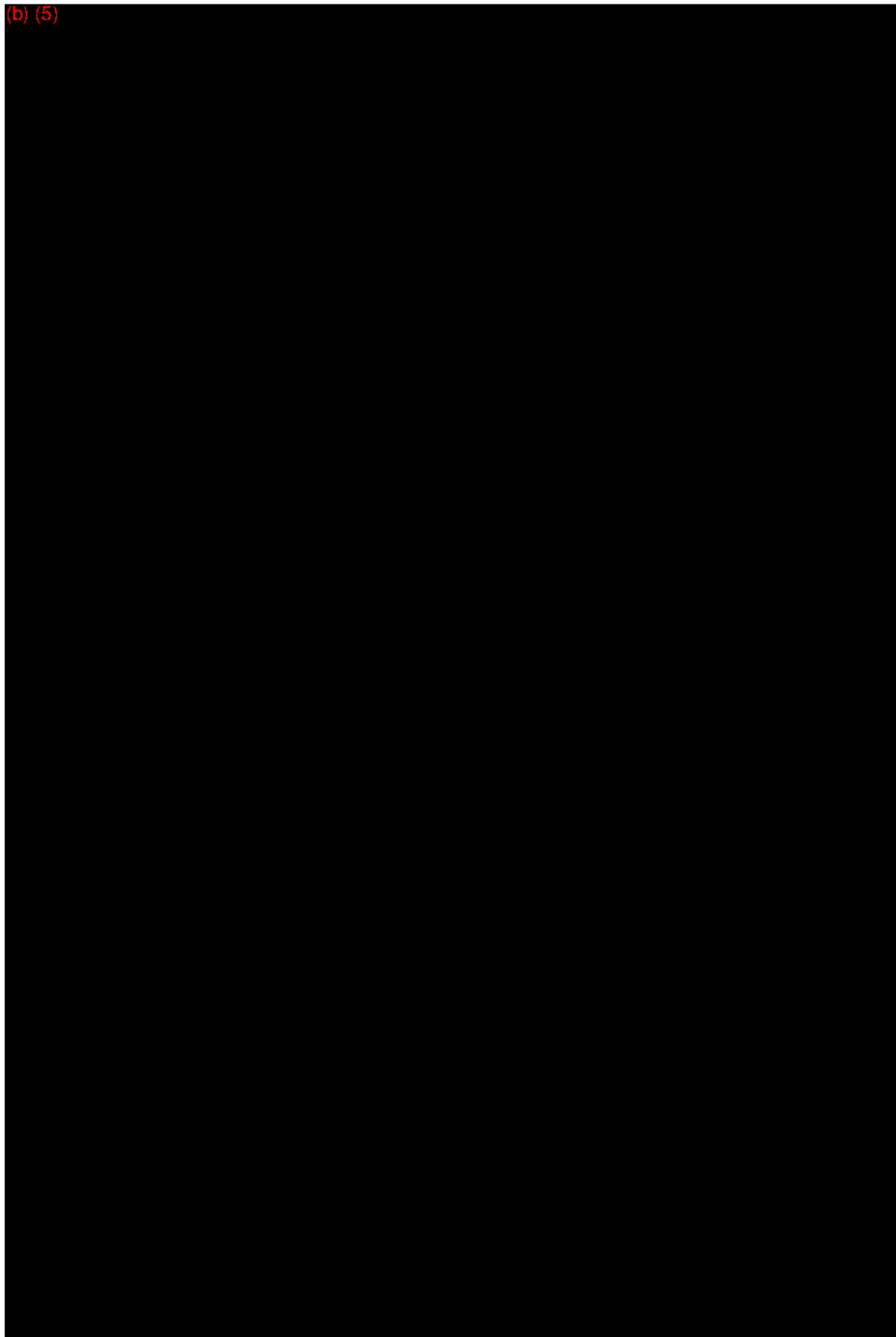
(b) (5)

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)

Lillian Cheng <(b) (6)>

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) > wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

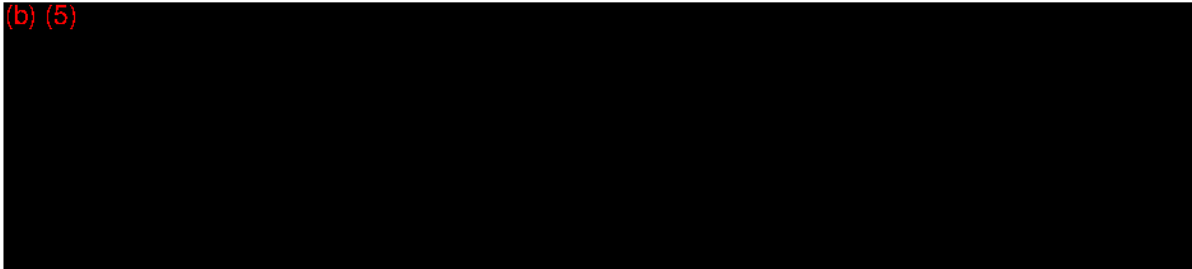
To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

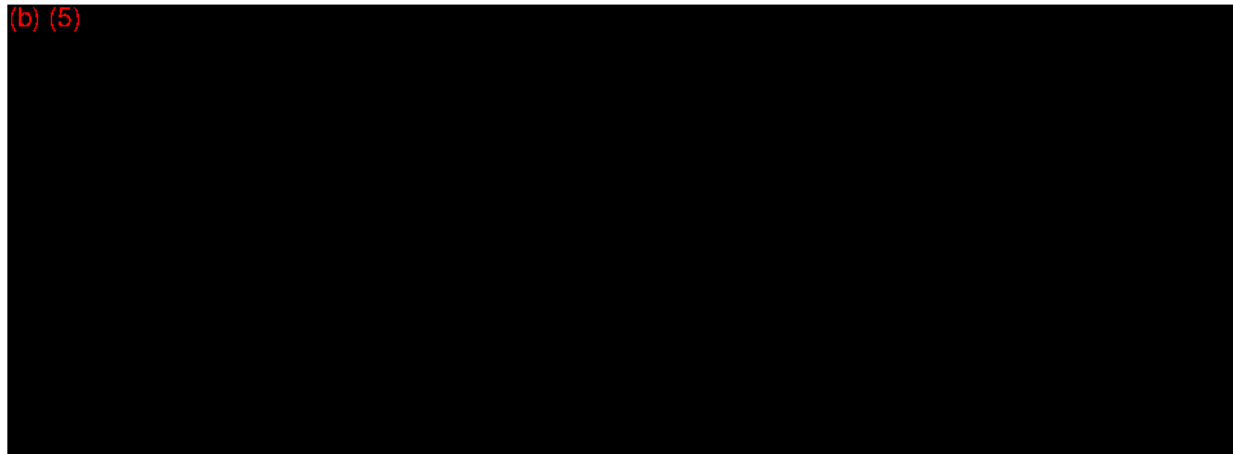
(b) (5)



Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6)
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
United States policy permits attorneys of record and parties in a case
(including pro se litigants) to receive one free electronic copy of all
documents filed electronically, if receipt is required by law or directed by the
filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by **(b) (6)** on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

**Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2)
Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6)
Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11)
Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(**(b) (6)**)**

1:20-cv-01710-BAH Notice has been electronically mailed to:

USAGM-20-1819-B-000773

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
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e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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USAGM-20-1819-B-000774

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); Lillian Cheng; David Kligerman; (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 9:14:00 AM

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6) David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6) >; Lillian Cheng (b) (6) >; David Kligerman (b) (6)

(b) (6) >

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6) David Kligerman (b) (6)

(b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

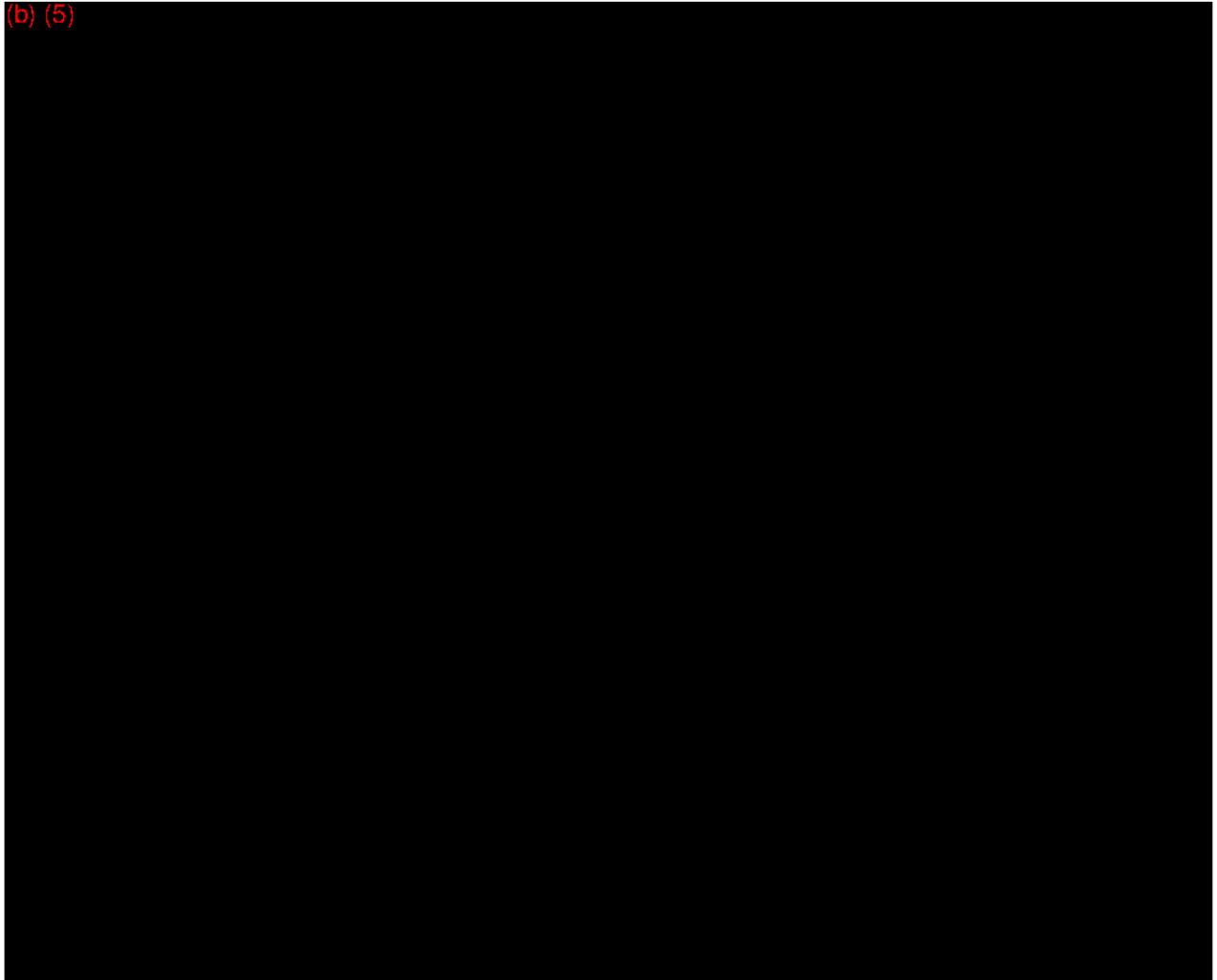
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

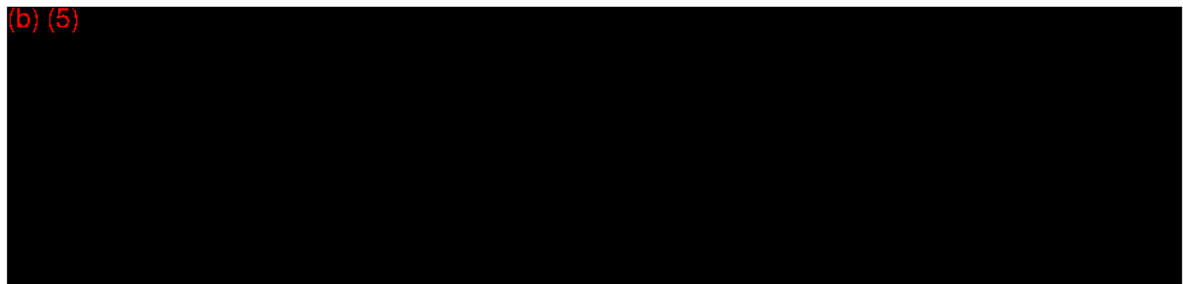
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

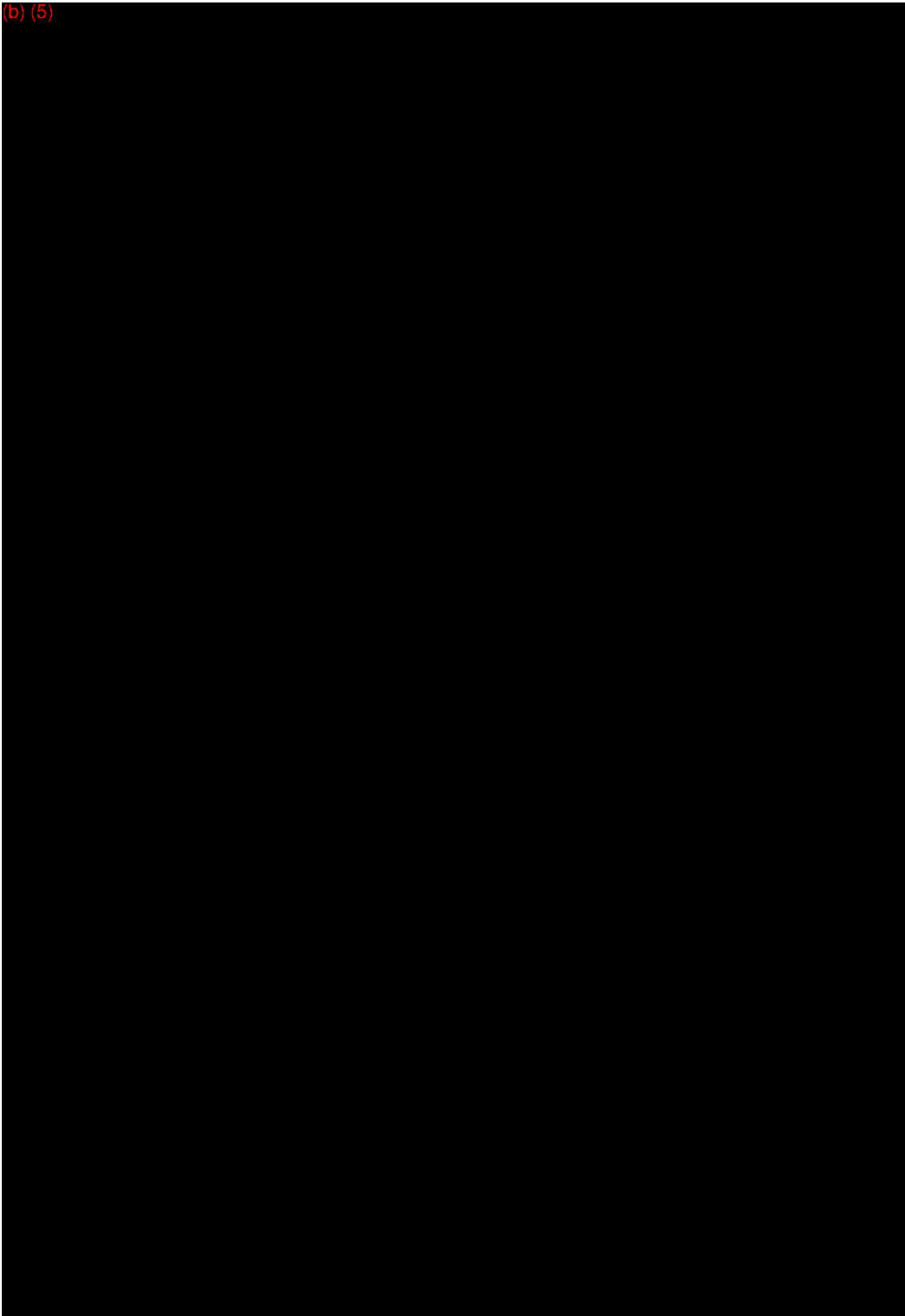


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6)

wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

(b) (6) >; Michael B. Williams

(b) (6) >

Cc: Lillian Cheng <(b) (6)>

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM-20-1819-B-000787

FOIA20-046 356

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is
unattended.**

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the
United States policy permits attorneys of record and parties in a case
(including pro se litigants) to receive one free electronic copy of all
documents filed electronically, if receipt is required by law or directed by the
filer. PACER access fees apply to all other users. To avoid later charges,
download a copy of each document during this first viewing. However, if the
referenced document is a transcript, the free copy and 30 page limit do not
apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08
PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

**Emergency MOTION for Temporary Restraining Order , Emergency
MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL
W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND,
BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2)
Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6)
Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11)
Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit (b) (6)**

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fe917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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b9abfb33fe94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [David Kligerman](#); (b) (6)
Cc: (b) (6); [Lillian Cheng](#); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:19:00 AM

Thank you so much everyone! Incredible job.

From: (b) (6)
Sent: Friday, June 26, 2020 10:16 AM
To: (b) (6); [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks (b) (6) Echo that, including everyone from the Branch and USAGM that worked through most or all of the night.

Take a well-deserved 10-minute break, everyone

From: (b) (6)
Sent: Friday, June 26, 2020 10:15 AM
To: (b) (6); [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)
Sent: Friday, June 26, 2020 10:13 AM
To: [David Kligerman](#); (b) (6);
(b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6); Michael B. Williams
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 9:44 AM
To: (b) (6)
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman
Sent: Friday, June 26, 2020 9:29 AM
To: (b) (6)
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Cc: (b) (6)
<(b) (6)>; Michael B. Williams (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5), (b) (6)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

USAGM-20-1819-B-000795

FOIA20-046 364

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) <>; Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

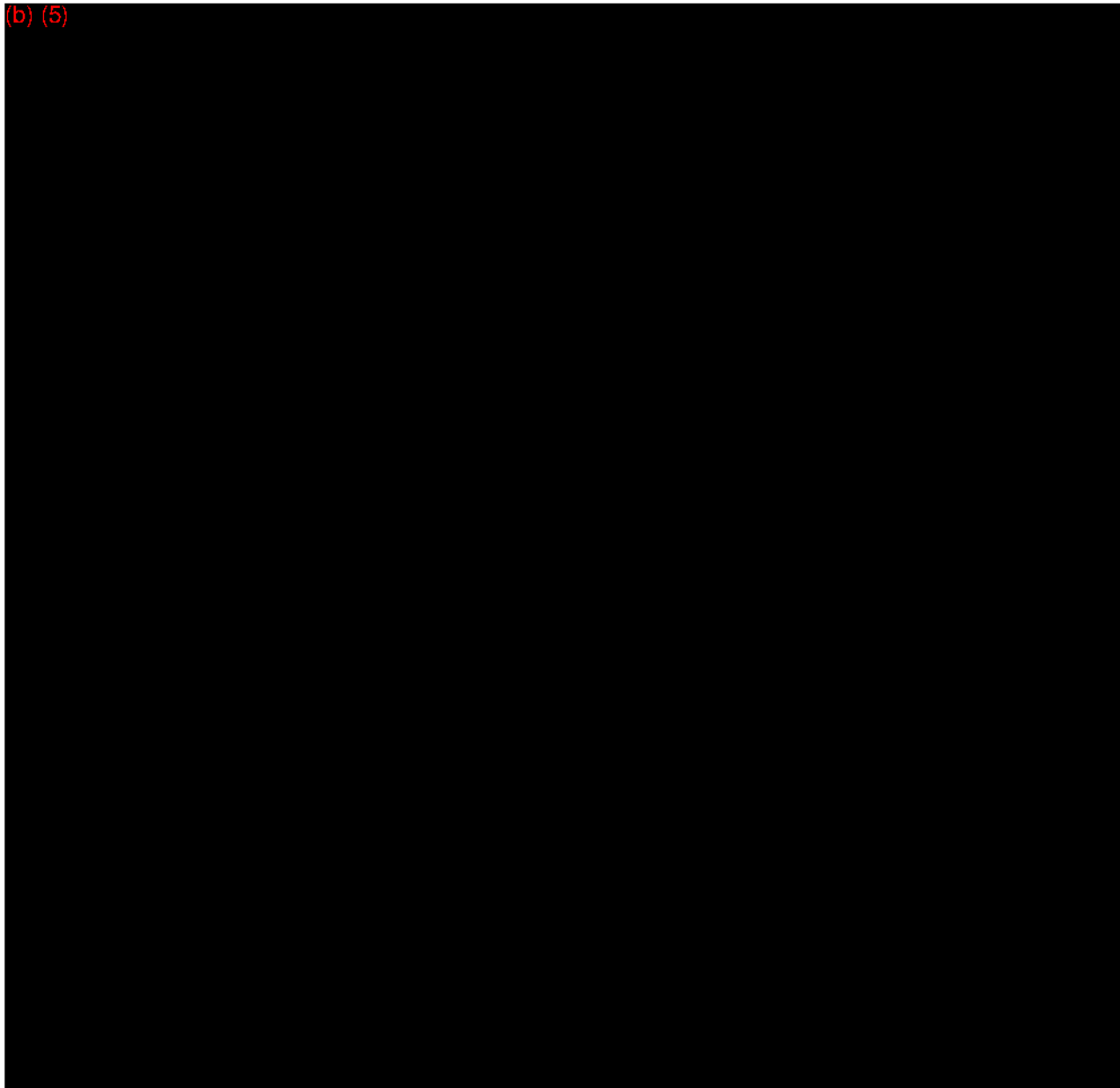
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

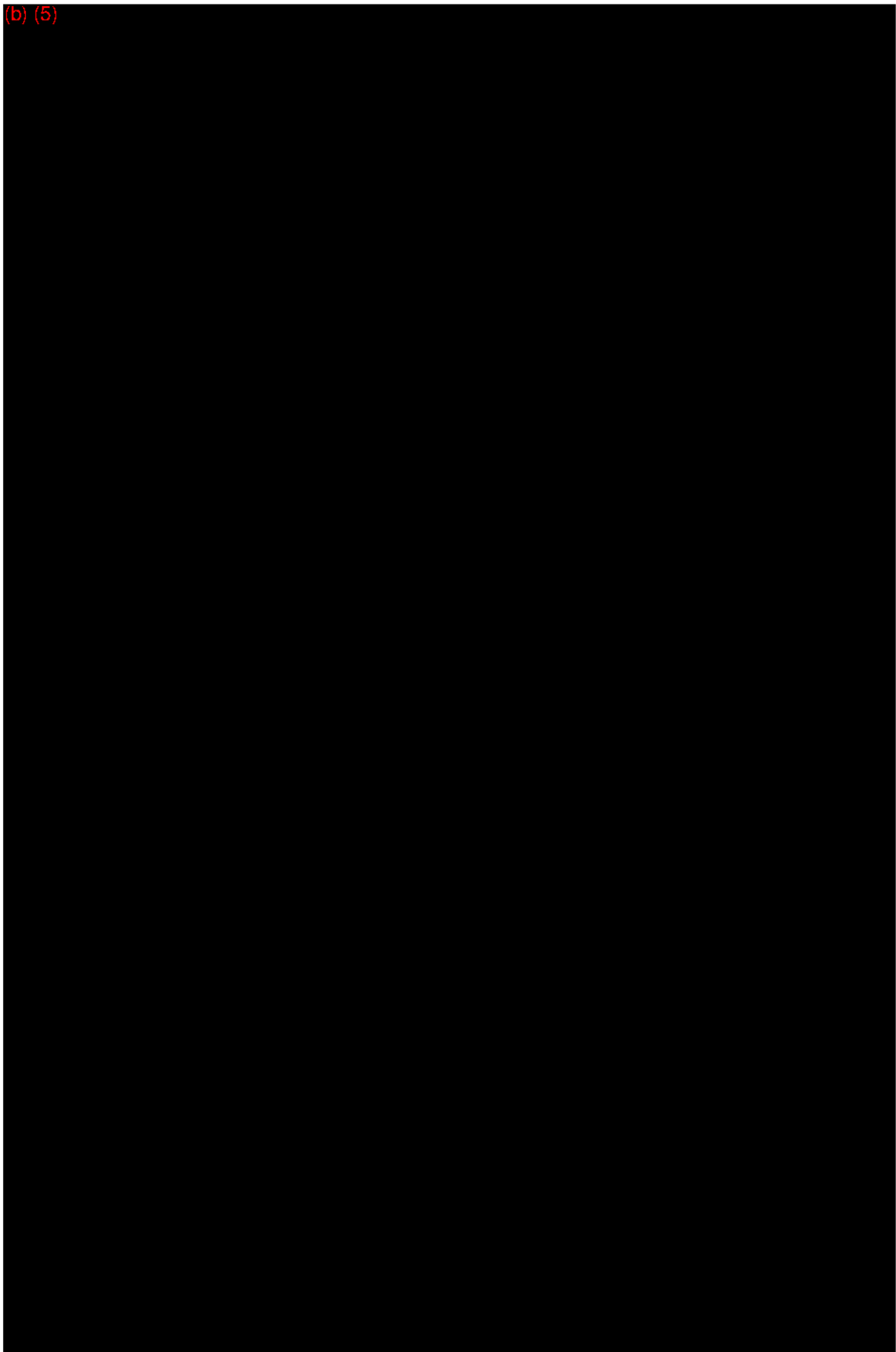
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A large black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) > wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6) Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

USAGM-20-1819-B-000805

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

USAGM-20-1819-B-000806

FOIA20-046 375

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by **(b) (6)** on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,

USAGM-20-1819-B-000807

(16) Exhibit)(b) (6))

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fc917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bcb26abaecc340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16]
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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:20:00 AM

(b) (6) can't thank you enough.

My email is acting up, and the message you sent the group with the as-filed version didn't come through. Would you mind re-sending me the attachment?

From: (b) (6)
Sent: Friday, June 26, 2020 10:16 AM
To: (b) (6); David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6) Michael B. Williams; (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, (b) (6) Echo that, including everyone from the Branch and USAGM that worked through most or all of the night.

Take a well-deserved 10-minute break, everyone . . .

From: (b) (6) >
Sent: Friday, June 26, 2020 10:15 AM
To: (b) (6); David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)
Sent: Friday, June 26, 2020 10:13 AM
To: David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6); (b) (6)
Cc: (b) (6)

(b) (6)

Michael B. Williams

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Friday, June 26, 2020 9:44 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Michael B. Williams

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman

Sent: Friday, June 26, 2020 9:29 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Michael B.

Williams (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

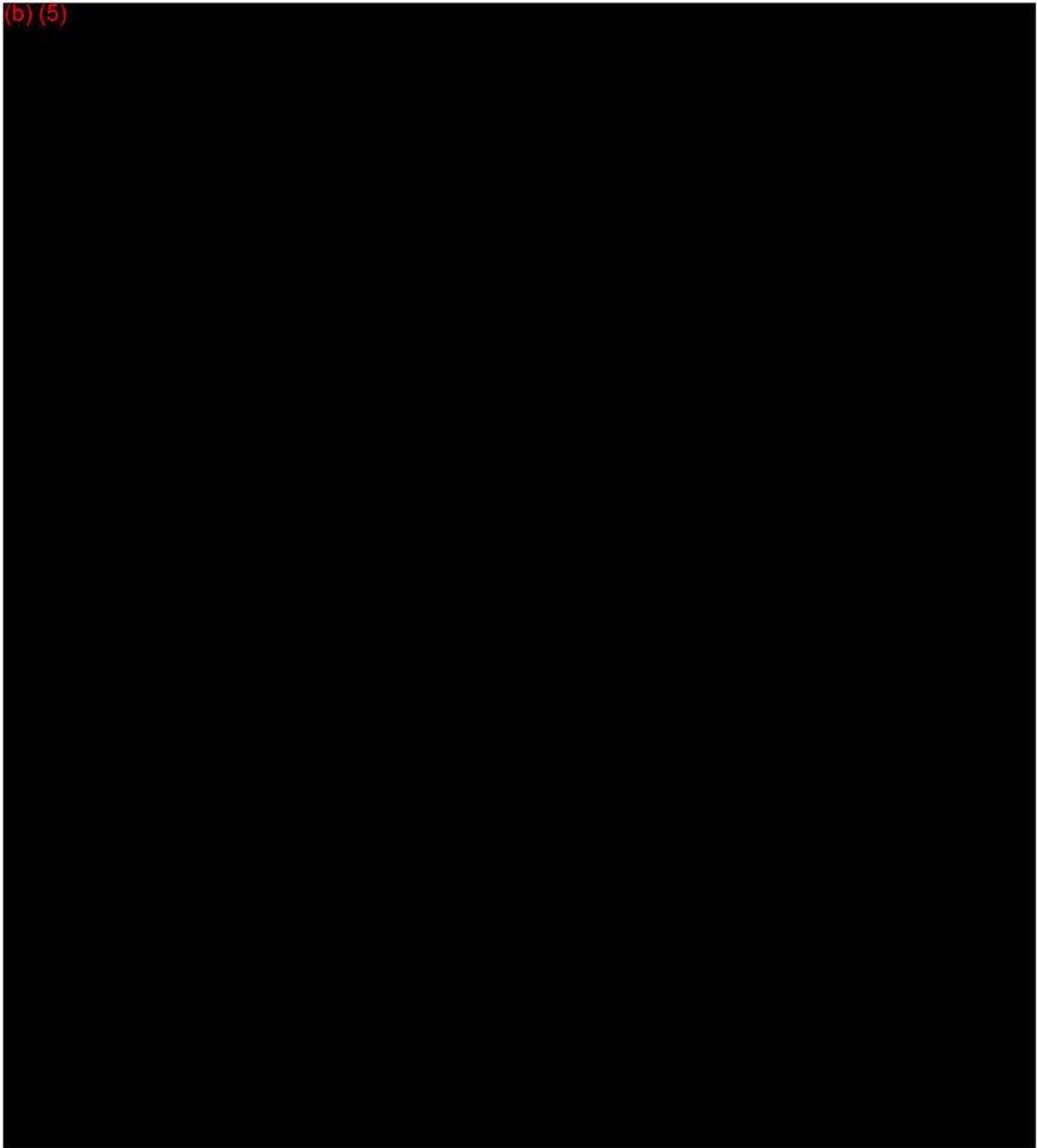
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

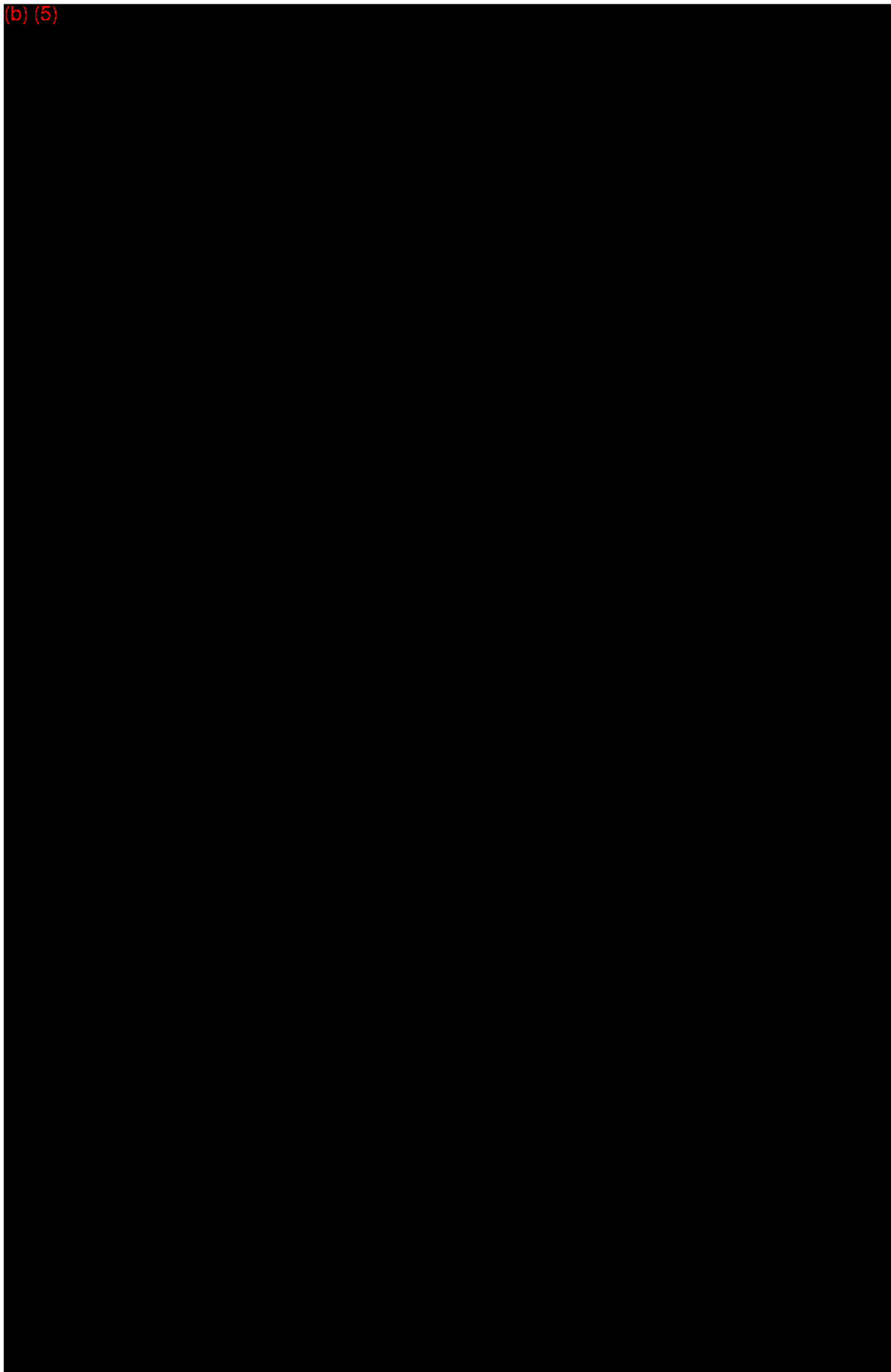
A large black rectangular redaction box covering the top portion of the page.

Best,
Lillian

(b) (5)

A very large black rectangular redaction box covering the majority of the page's content.

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

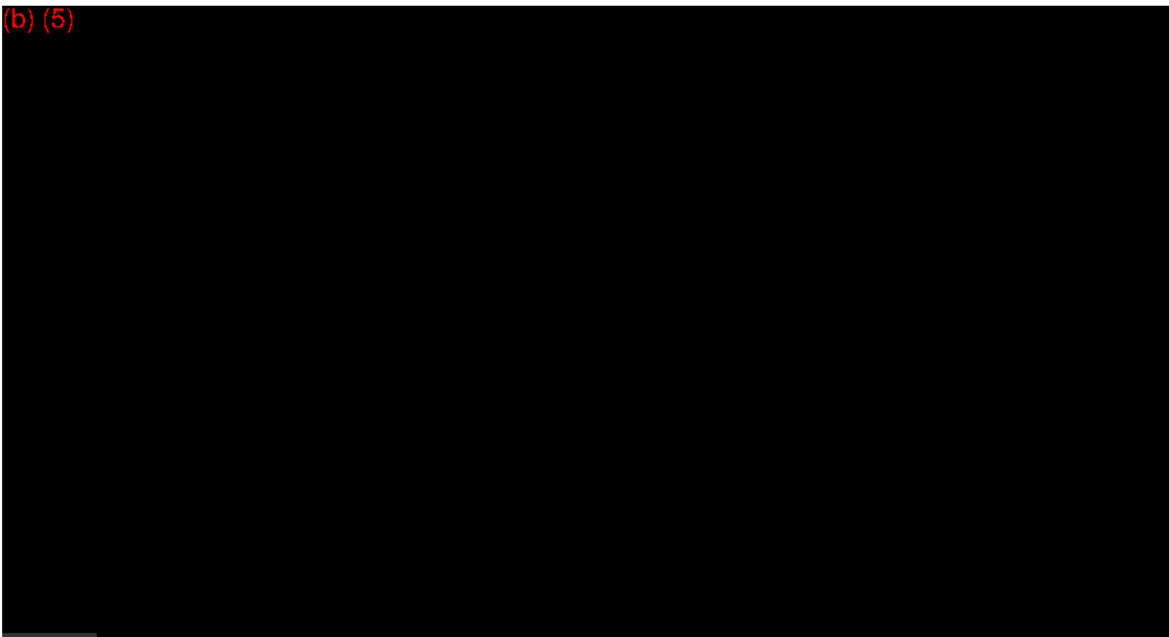
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

Cc: Lillian Cheng (b) (6)

<(b) (6)>

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (6)

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

USAGM-20-1819-B-000823

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)](#)

USAGM-20-1819-B-000825

Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit,
(16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc:
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 10:39:00 AM

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David

Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6)

wrote:

(b) (5)

(b) (5)

[Redacted]

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

[Redacted]

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

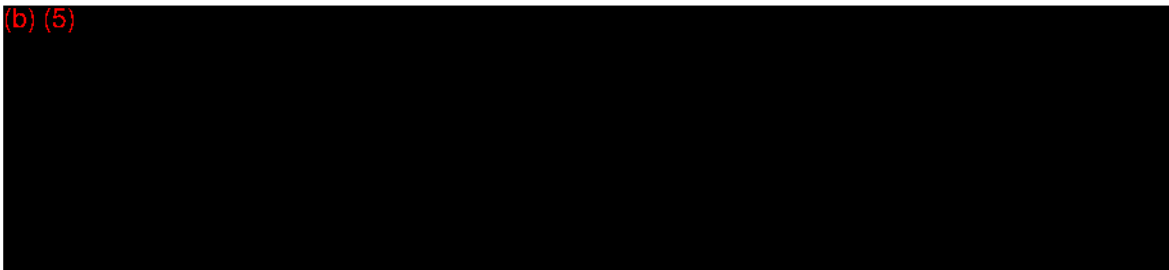
(b) (6)

Cc: (b) (6)

(b) (6)

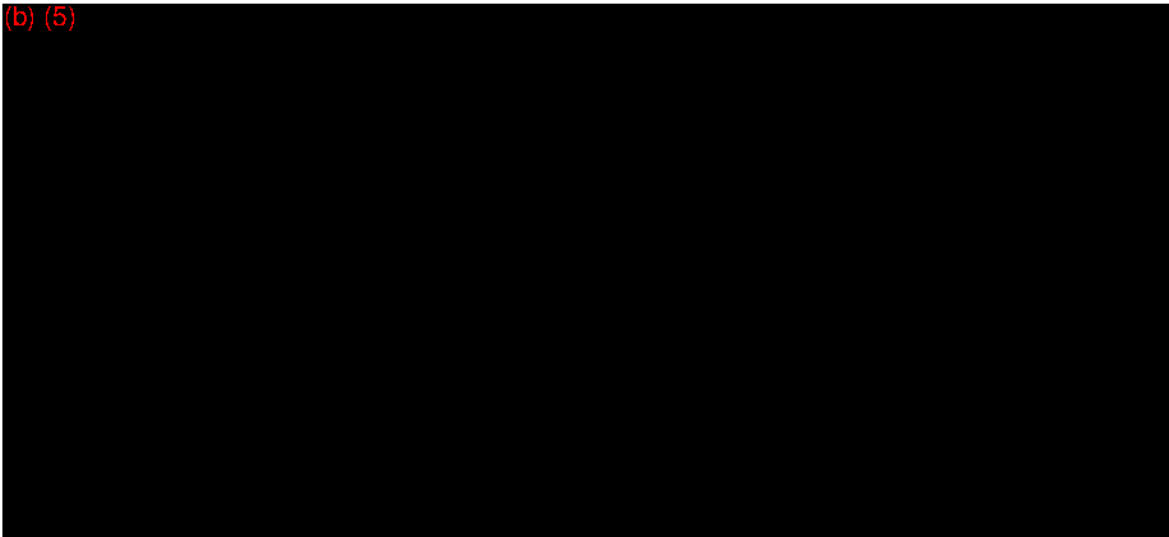
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

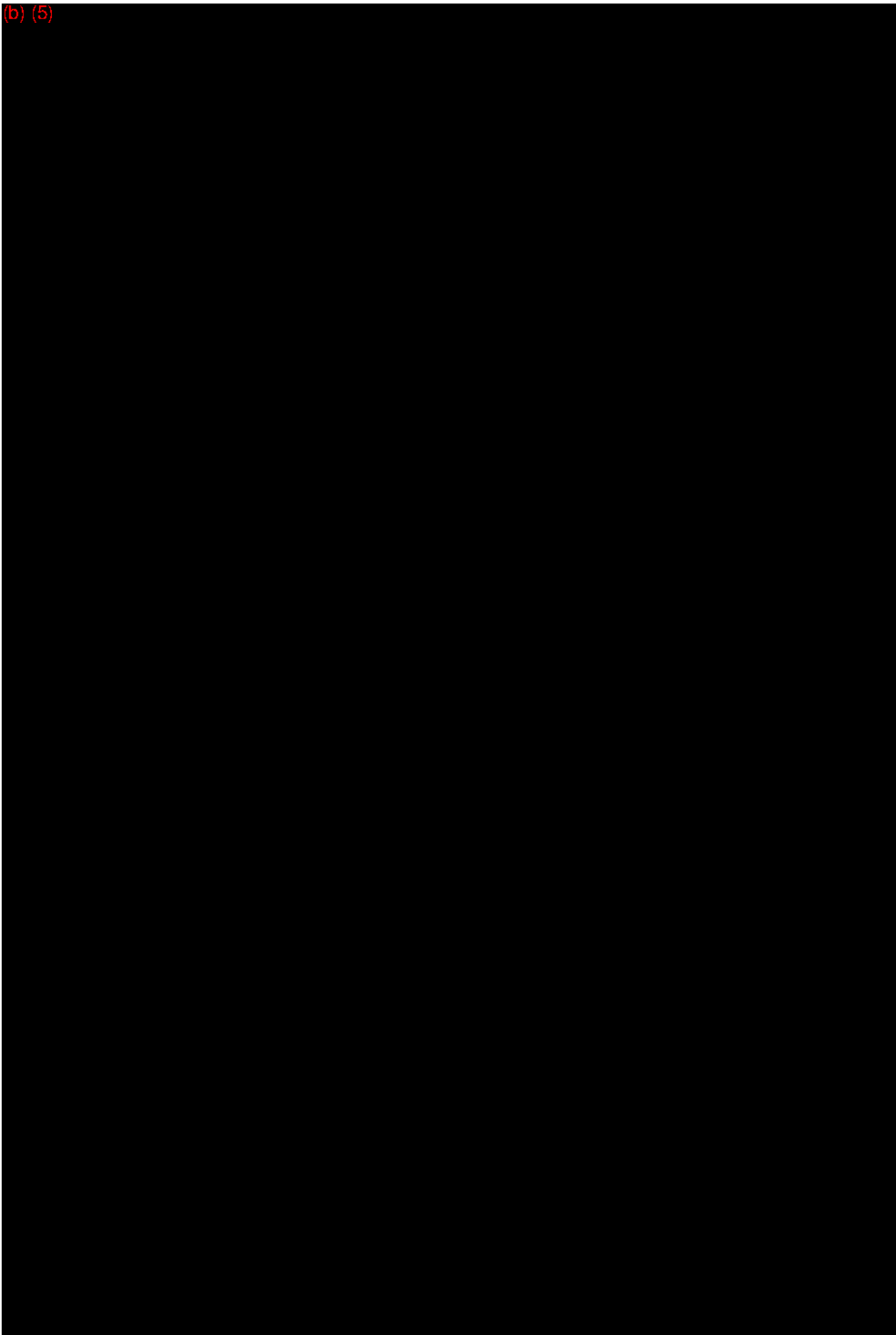


Best,
Lillian

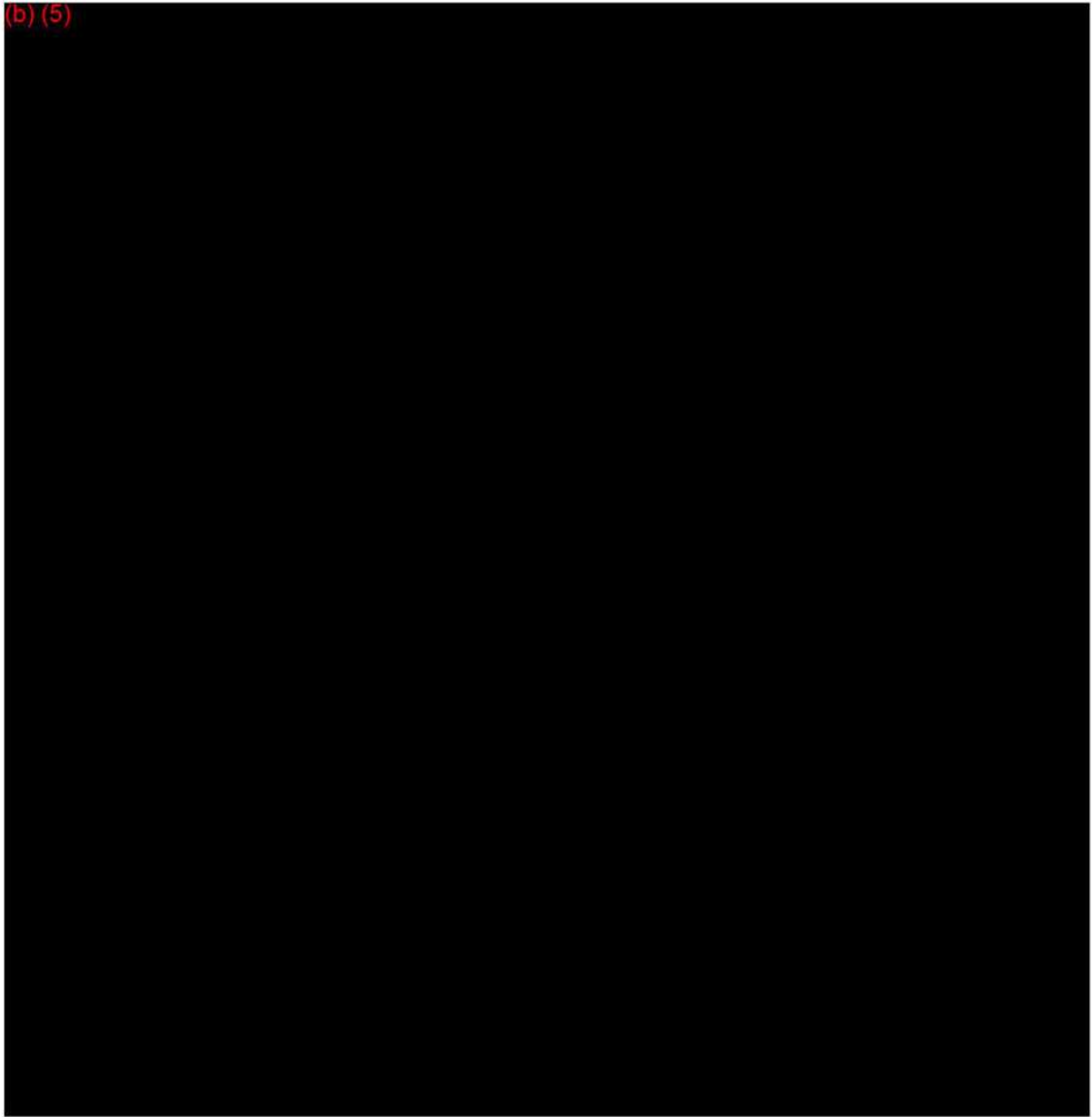
(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

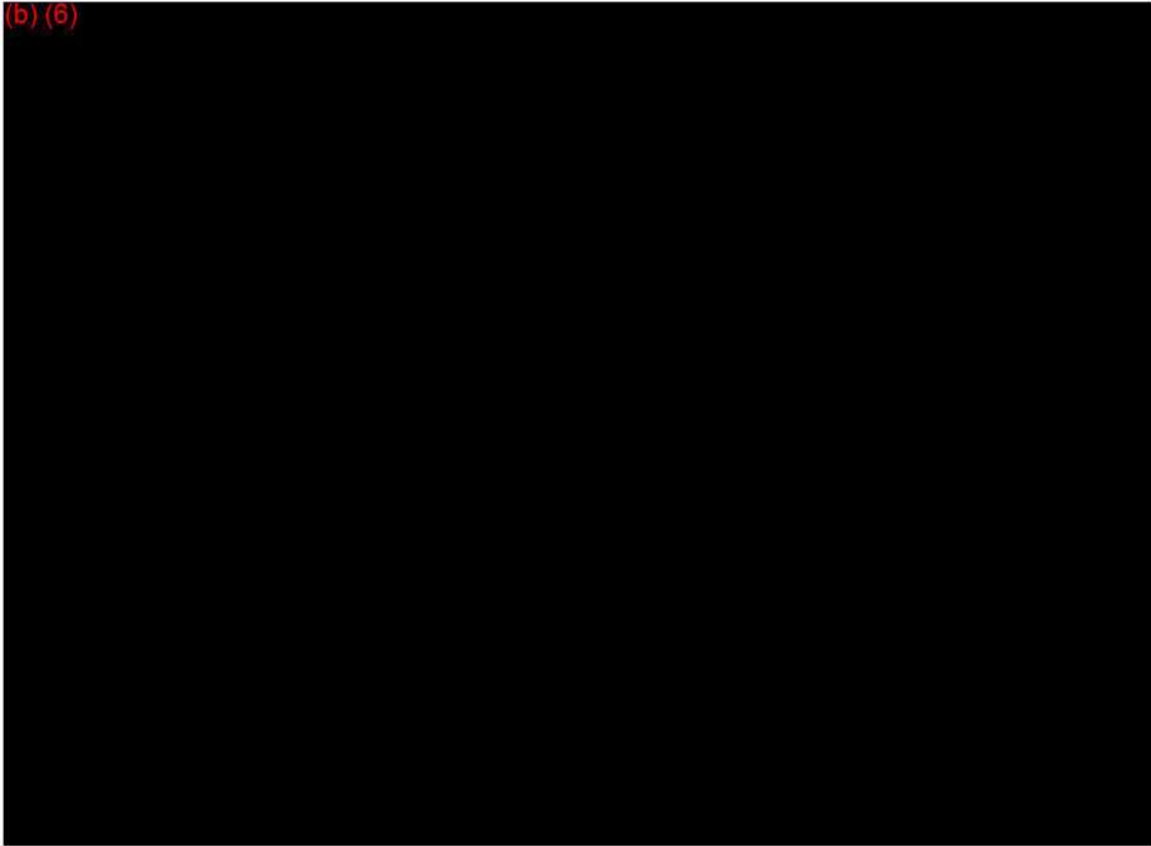


USAGM-20-1819-B-000836

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (6)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6) >
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6);

Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)

Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:46 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) > wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6)

Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

; Michael B. Williams

Cc: Lillian Cheng (b) (6)

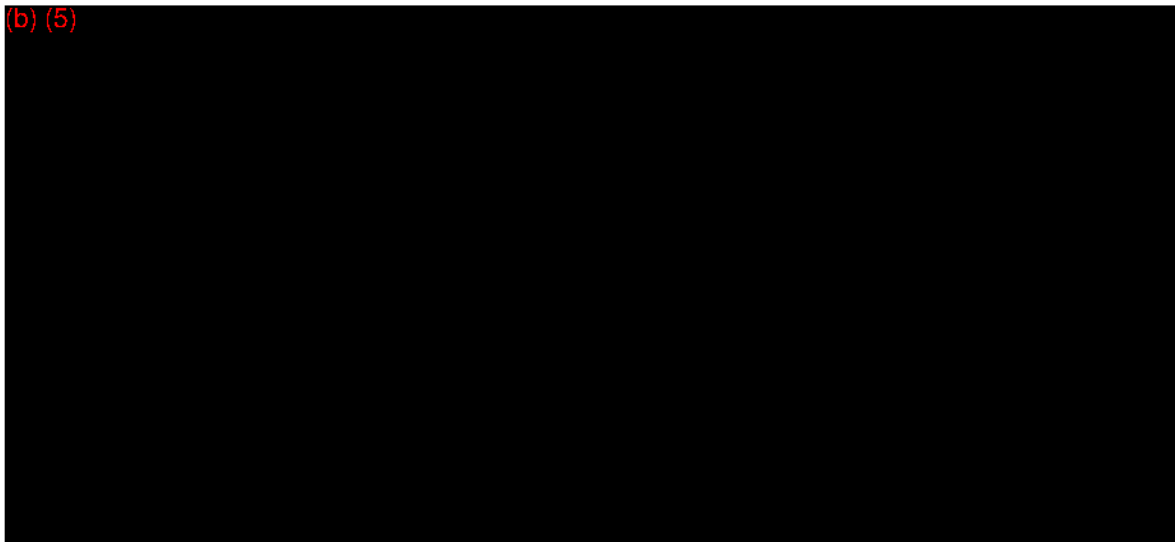
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



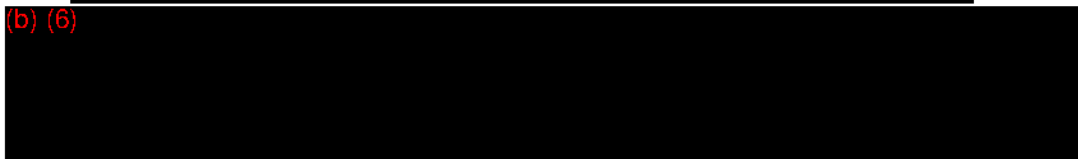
Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

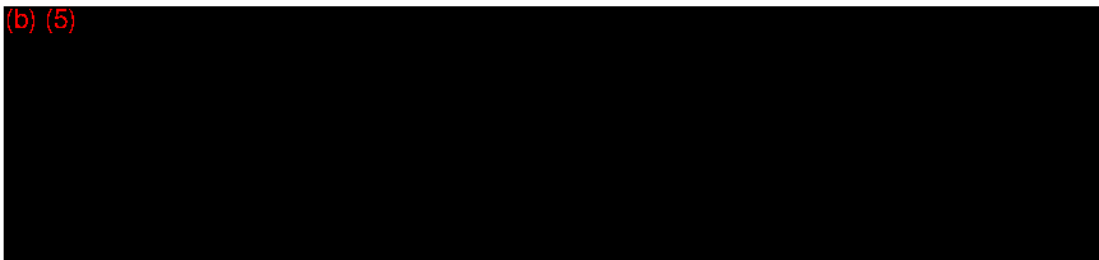
(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

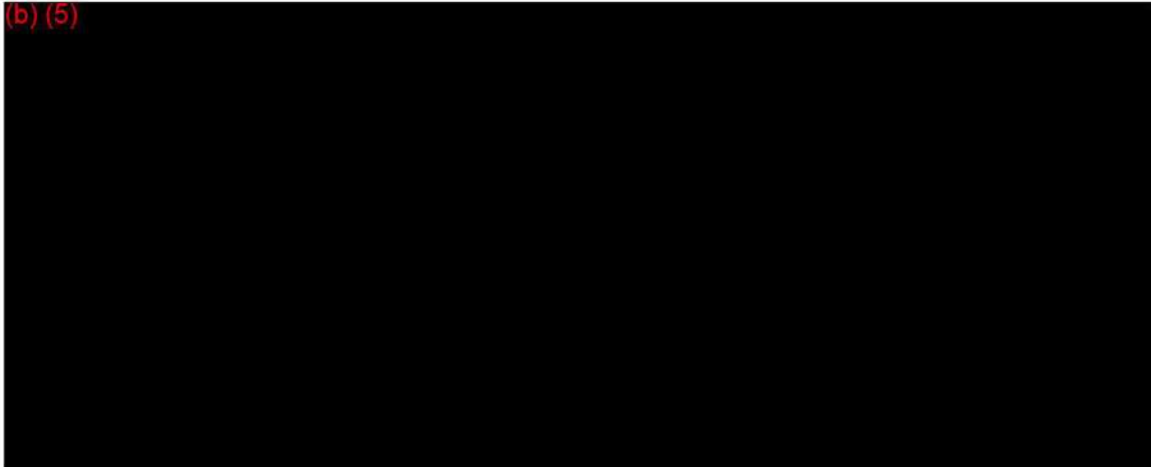


Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

PACK Motion for TRO

(b) (5)

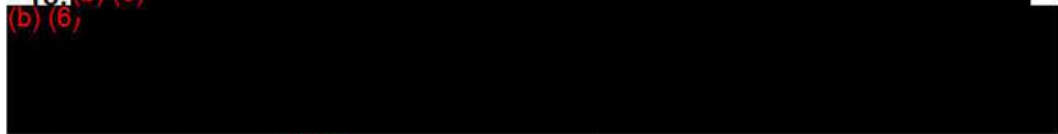


From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)



Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

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U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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Document description:Declaration

Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

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Original filename:suppressed

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Original filename:suppressed

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Document description:Exhibit

Original filename:suppressed

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From: [Michael B. Williams](#)
To: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:04:00 PM

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)

Sent: Friday, June 26, 2020 11:05 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng

(b) (6) David Kligerman (b) (6)

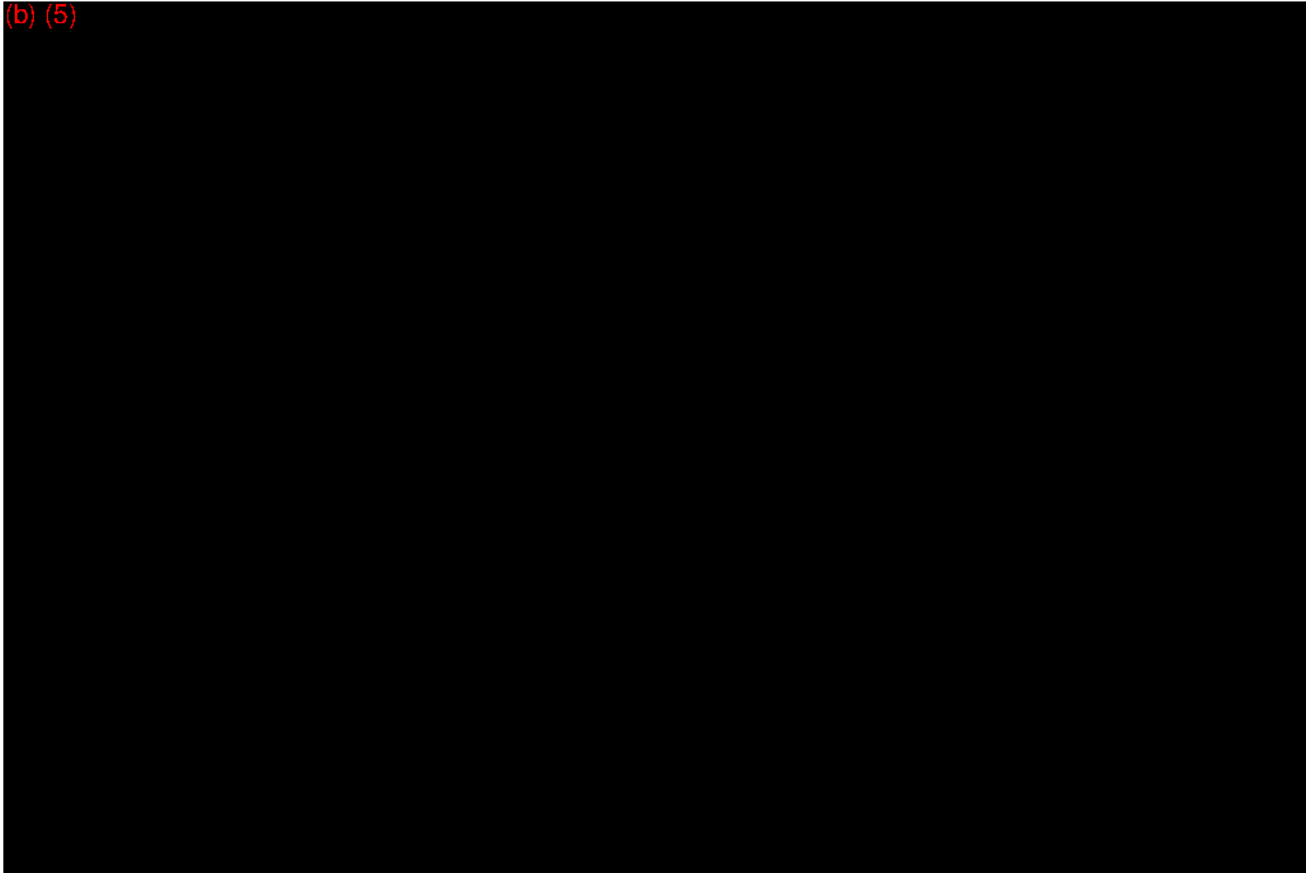
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 10:39 AM

To: (b) (6)

(b) (6); Lillian Cheng

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6); (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6)

Michael B. Williams

(b) (6)

Lillian Cheng (b) (6)

; David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

USAGM-20-1819-B-000850

FOIA20-046 419

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

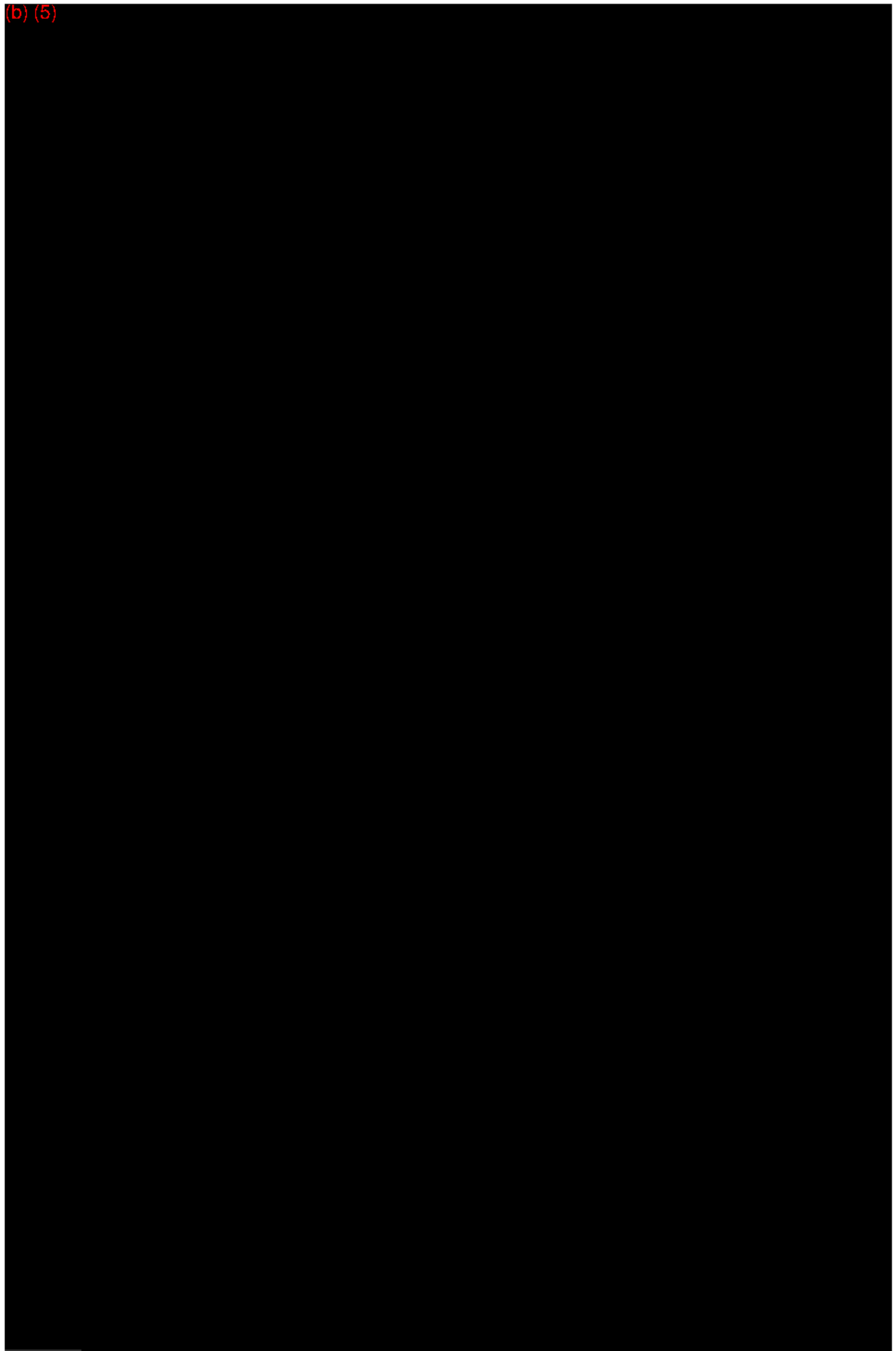
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

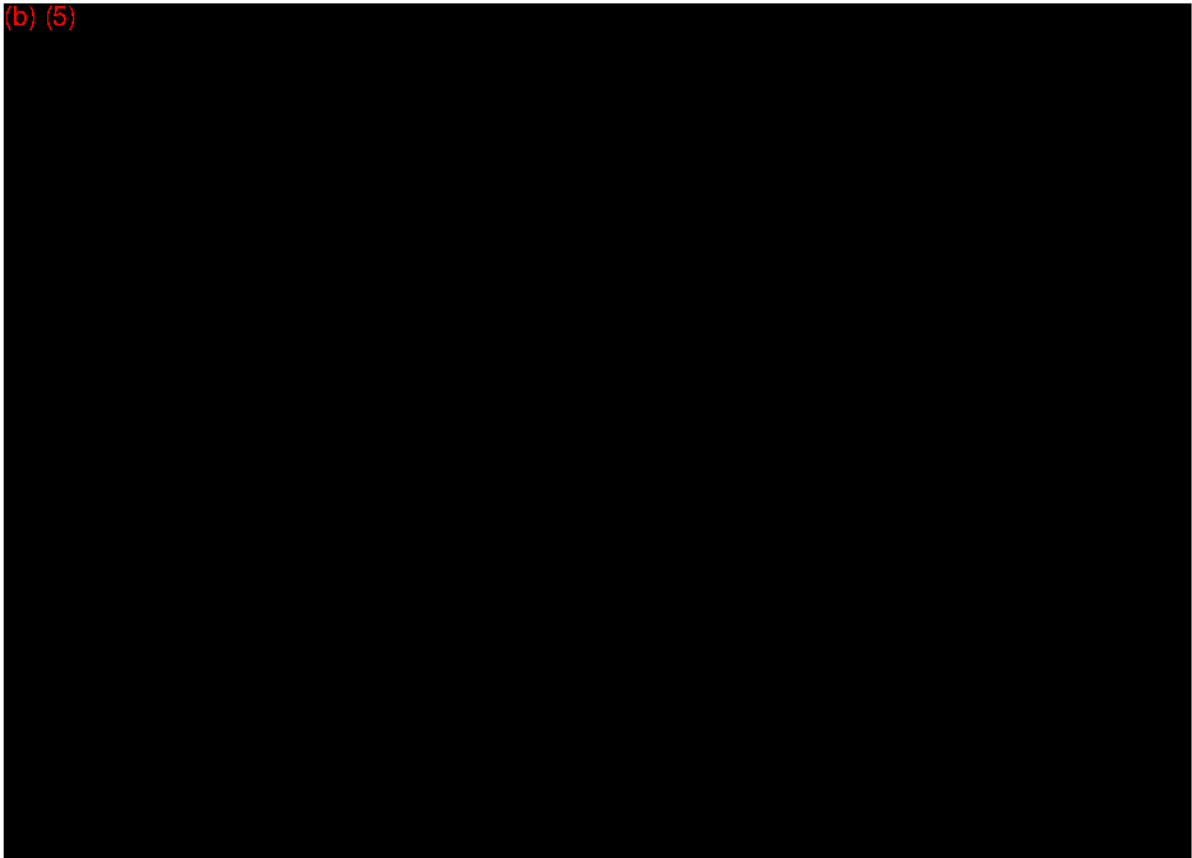
Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc:

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



USAGM-20-1819-B-000854

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6)
Lillian Cheng (b) (6);
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)
(b) (6)

(b) (6); Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)
(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](https://ecf.dcd.uscourts.gov/caselist/1:20-cv-01710-BAH)

USAGM-20-1819-B-000859

FOIA20-046 428

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

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Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

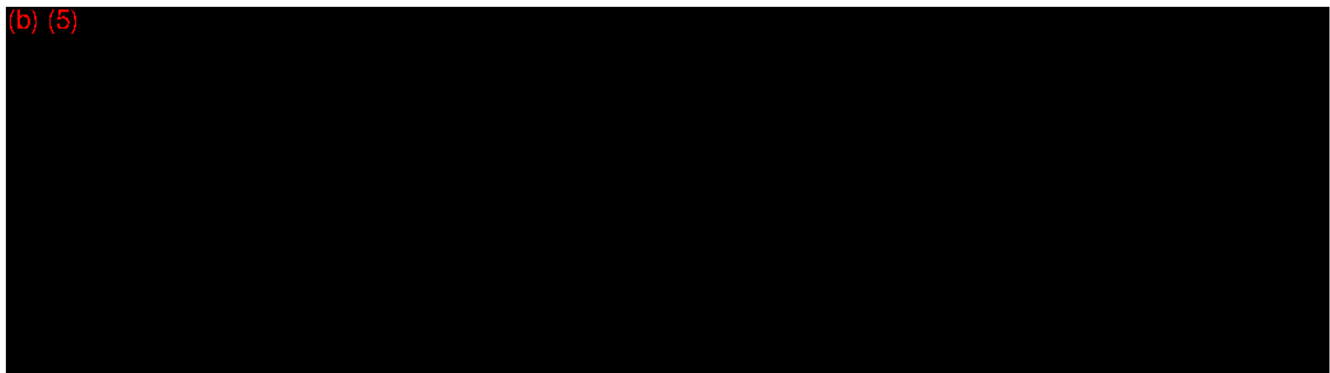
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From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: FW: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 12:07:00 PM

Could you give me a call ASAP on this? (b) (6)

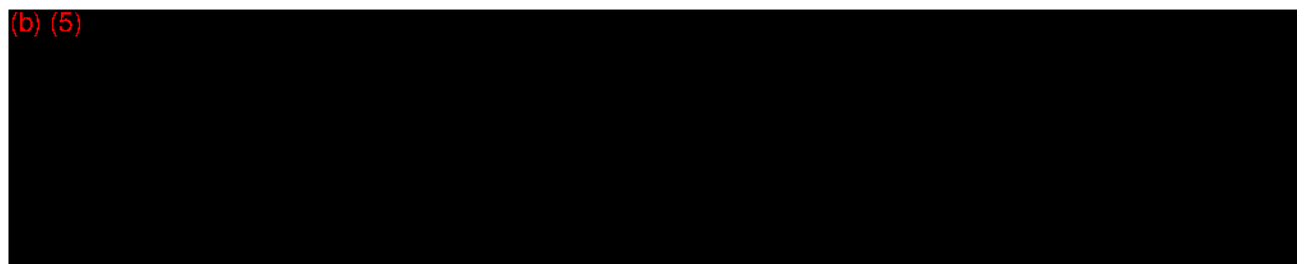
From: Michael B. Williams
Sent: Friday, June 26, 2020 12:04 PM
To: (b) (6)
(b) (6) Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)
(b) (6) Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

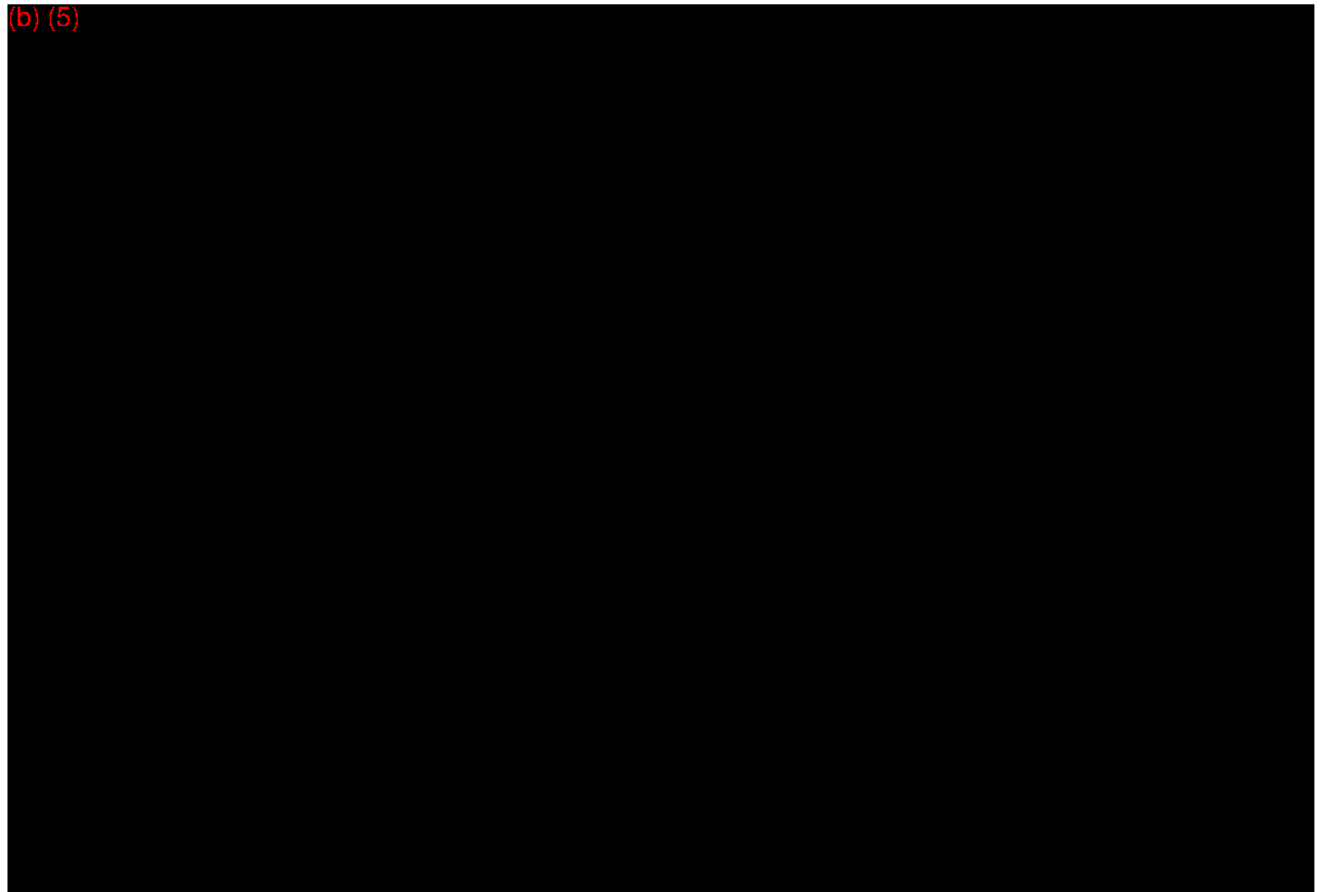


(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 11:05 AM
To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
<(b) (6)>
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6) Lillian Cheng (b) (6) ; David Kligerman
(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice

Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6)

Lillian Cheng (b) (6)

: David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6)

Michael B. Williams

(b) (6)

Lillian Cheng (b) (6)

David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice

Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,
(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



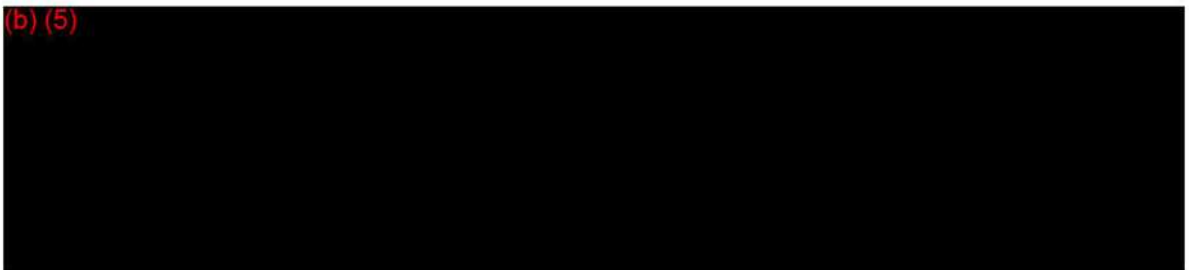
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman
(b) (6); Michael B. Williams (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

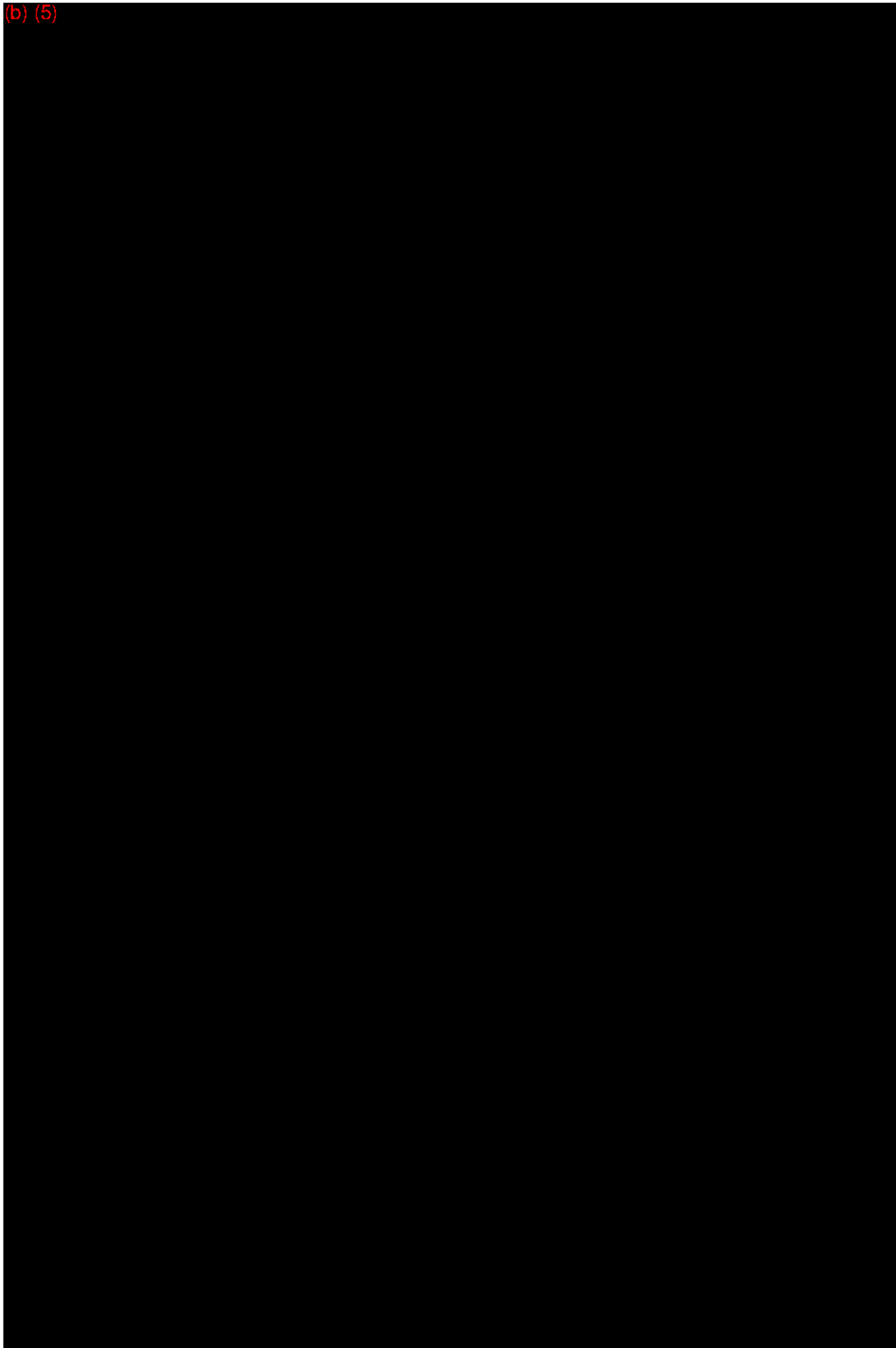


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

USAGM-20-1819-B-000872

FOIA20-046 441

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

(b) (6); Michael B. Williams (b) (6); Lillian

Cheng (b) (6)

(b) (6)

USAGM-20-1819-B-000873

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)
(b) (6)
Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are

USAGM-20-1819-B-000874

good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6); Michael B. Williams (b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6) Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (6), (b) (5)

(b) (6), (b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

USAGM-20-1819-B-000876

FOIA20-046 445

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the**

USAGM-20-1819-B-000877

referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\) \)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Electronic document Stamp:

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Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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From: [Michael B. Williams](#)
To: (b) (6)
Cc: (b) (6); [Lillian Cheng](#); [David Kligerman](#); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:02:00 PM

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael, have you heard whether there email has gone out? We're cutting it close for getting a notice on file far enough ahead of the hearing.

Thanks,

(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) wrote:

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)

(b) (6)

Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Friday, June 26, 2020 11:05 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian

Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

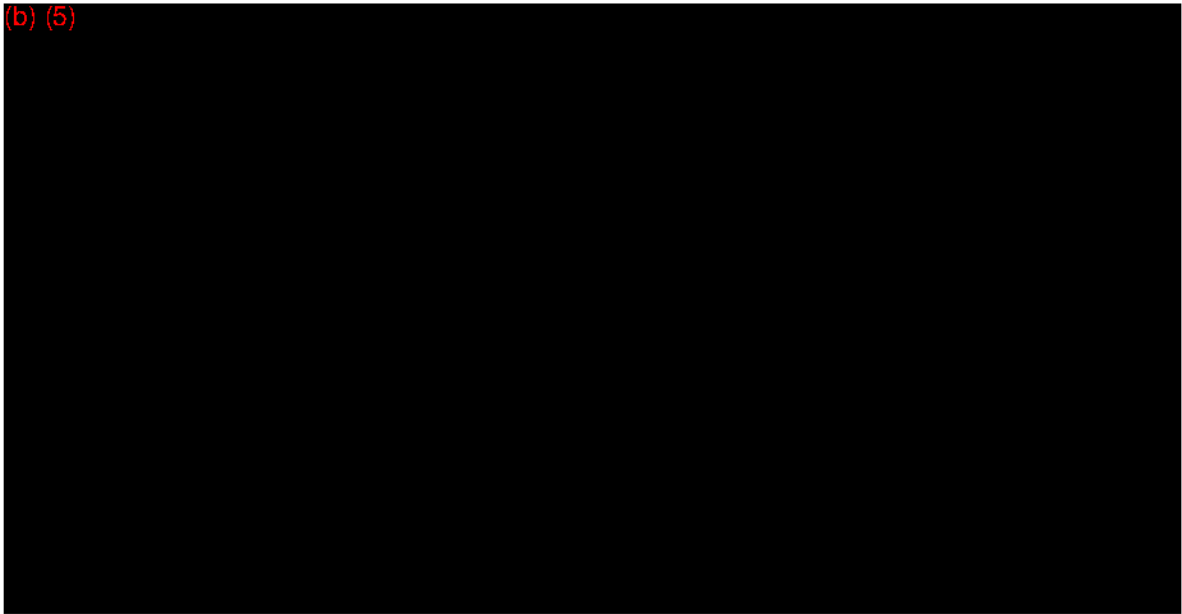
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)



From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6)
(b) (6) Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6)
(b) (6)
Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM

USAGM-20-1819-B-000883

FOIA20-046 452

To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6)
(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6) David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)
U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6)
(b) (6) Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6) Michael B. Williams
(b) (6) Lillian Cheng (b) (6) David Kligerman
(b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6) David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

USAGM-20-1819-B-000886

FOIA20-046 455

To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6);
(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)
(b) (6) wrote:

(b) (5)

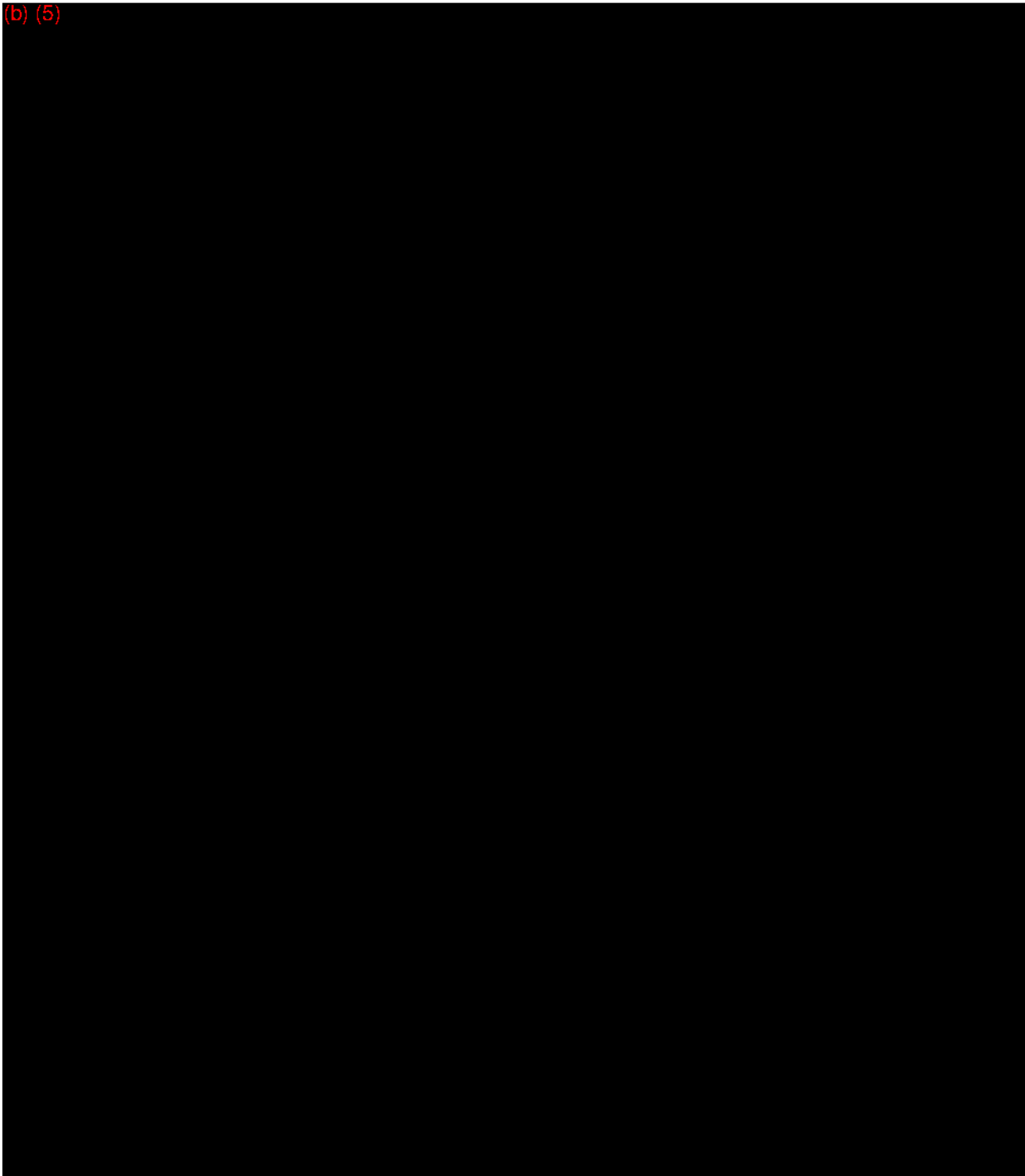
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6);
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc:
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)

(b) (5)



From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6) David

Kligerman (b) (6) Michael B. Williams

(b) (6)

Cc: (b) (6)

USAGM-20-1819-B-000888

(b) (6)

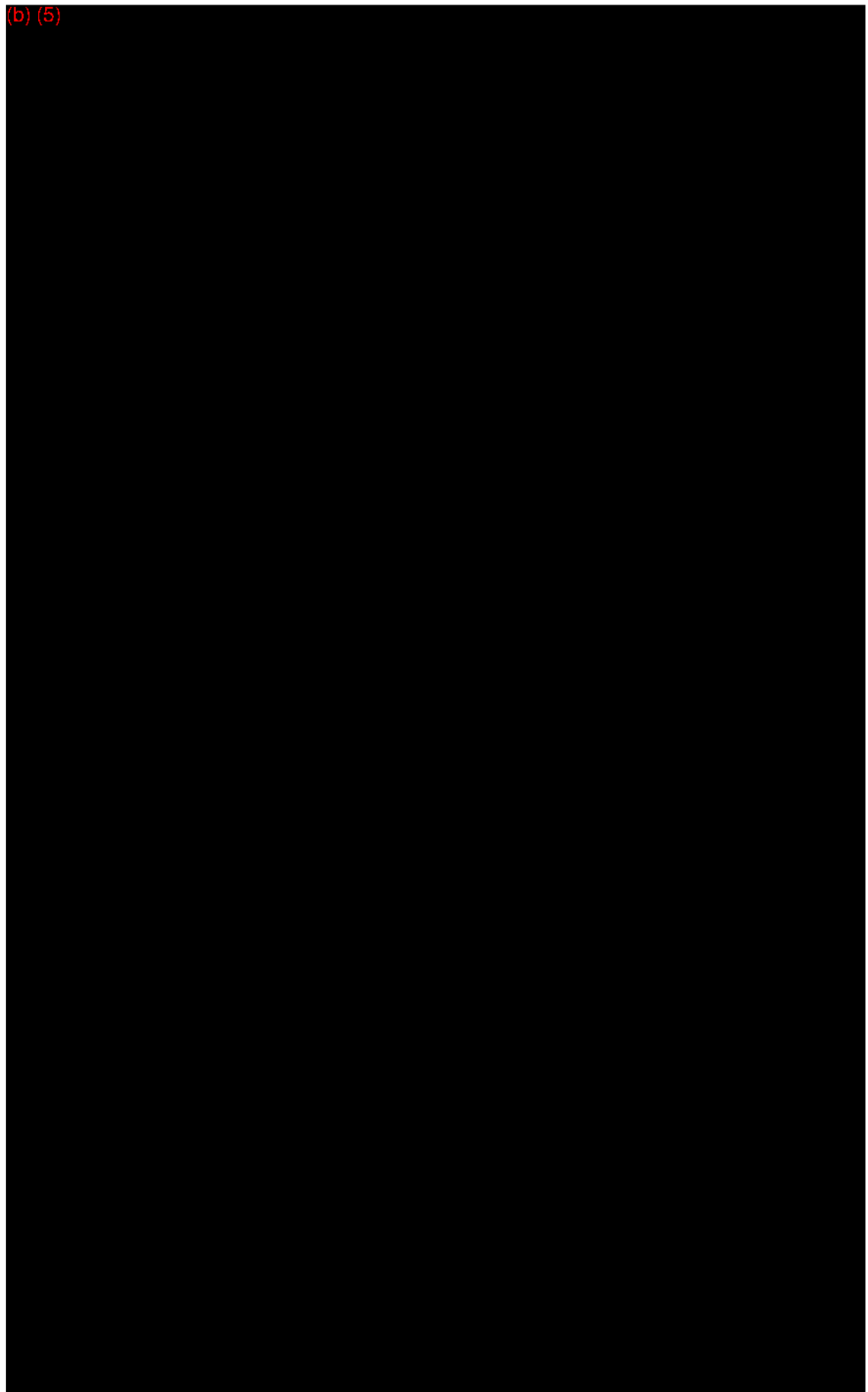
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Best,
Lillian

(b) (5)

(b) (5)



(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM
To: David Kligerman (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)

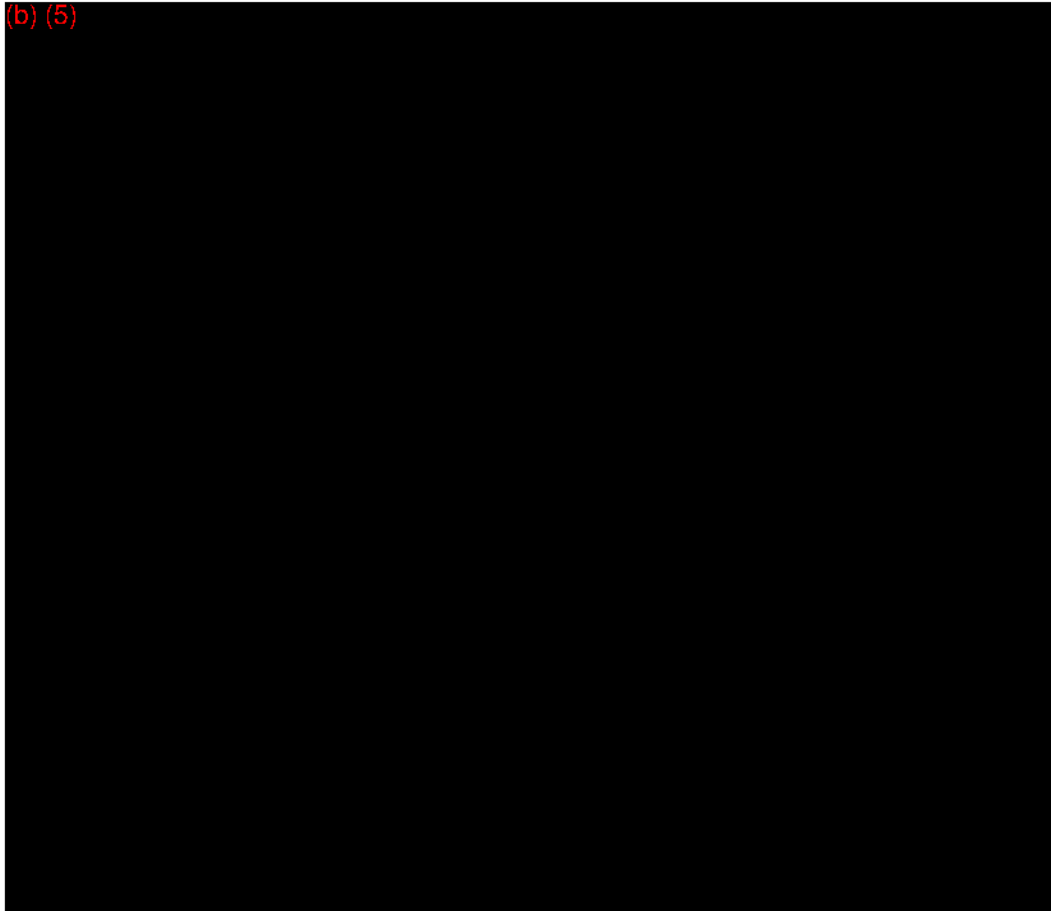
Cc: (b) (6)
(b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc: (b) (6)

(b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6)



Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH

OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)
(b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM
To: (b) (6)
(b) (6)
(b) (6): Michael B. Williams
Cc: Lillian Cheng (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov

<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

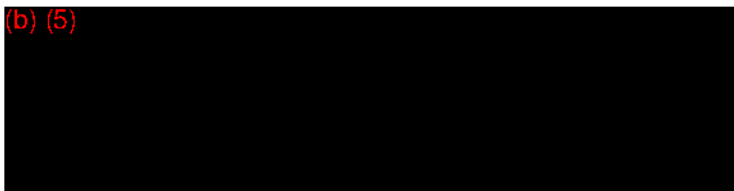
Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (5)



1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

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Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

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Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

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Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Original filename: suppressed

Electronic document Stamp:

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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Original filename: suppressed

Electronic document Stamp:

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Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename:suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6)
Cc: Lillian Cheng; David Kligerman; (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:08:00 PM
Attachments: [Turner Email.pdf](#)

Email is out. Attached is a pdf.

From: (b) (6)
Sent: Friday, June 26, 2020 1:05 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6); (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Michael.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 1:03 PM
To: (b) (6)
Cc: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6); (b) (6)
(b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks,

(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) wrote:

(b) (5)

From: (b) (6)

Sent: Friday, June 26, 2020 11:58 AM

To: Michael B. Williams (b) (6)

(b) (6)

Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:05 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6)

USAGM-20-1819-B-000903

FOIA20-046 472

(b) (6) Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM
To: Michael B. Williams (b) (6)
(b) (6)
Lillian Cheng (b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)
Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6); (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6);

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

USAGM-20-1819-B-000907

FOIA20-046 476

(b) (5)

[Redacted]

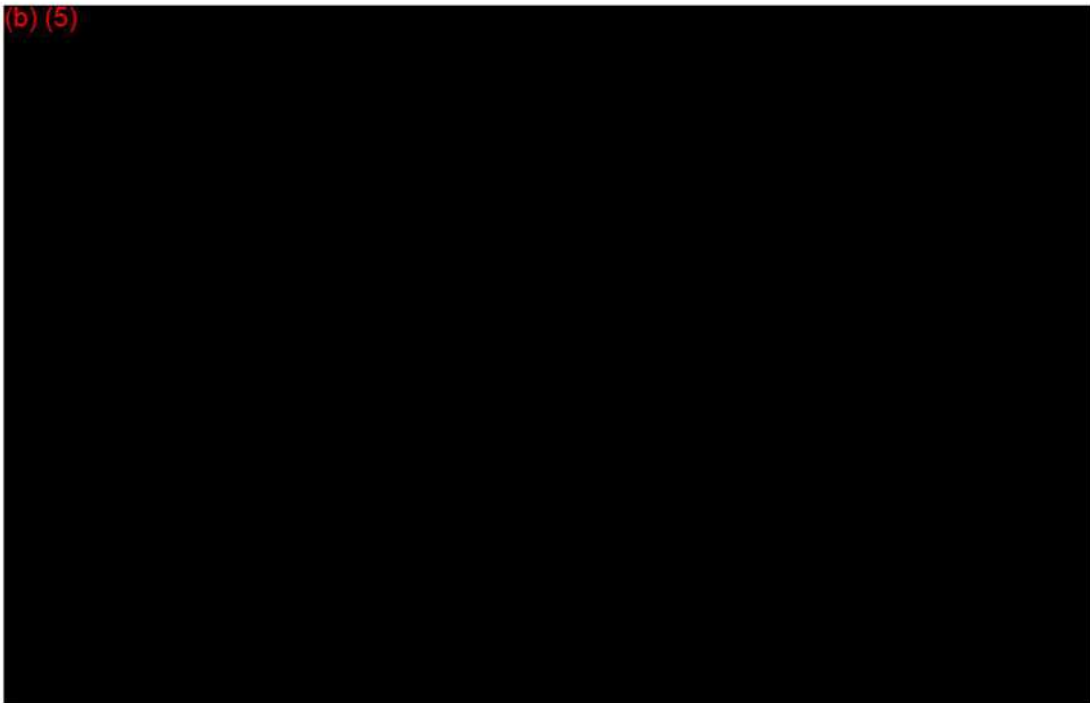
From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6)
(b) (6) David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

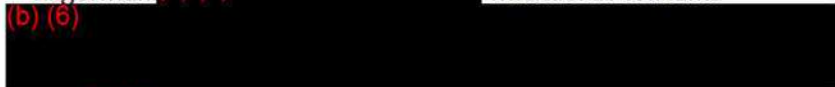
(b) (5)

[Redacted]

(b) (5)



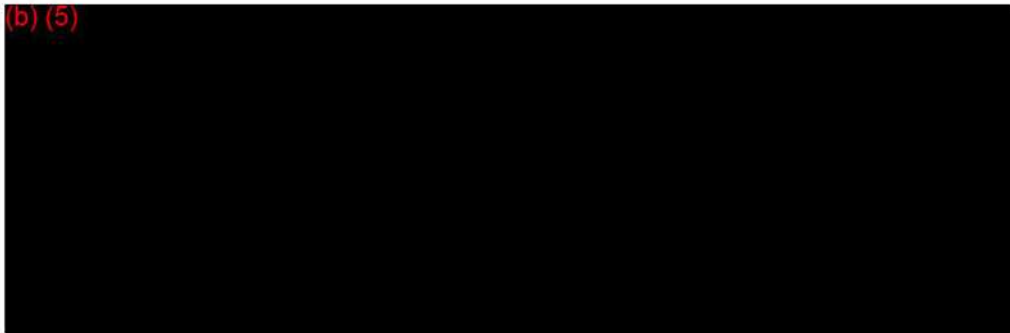
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David
Kligerman (b) (6) Michael B. Williams



Cc: (b) (6)
(b) (6)

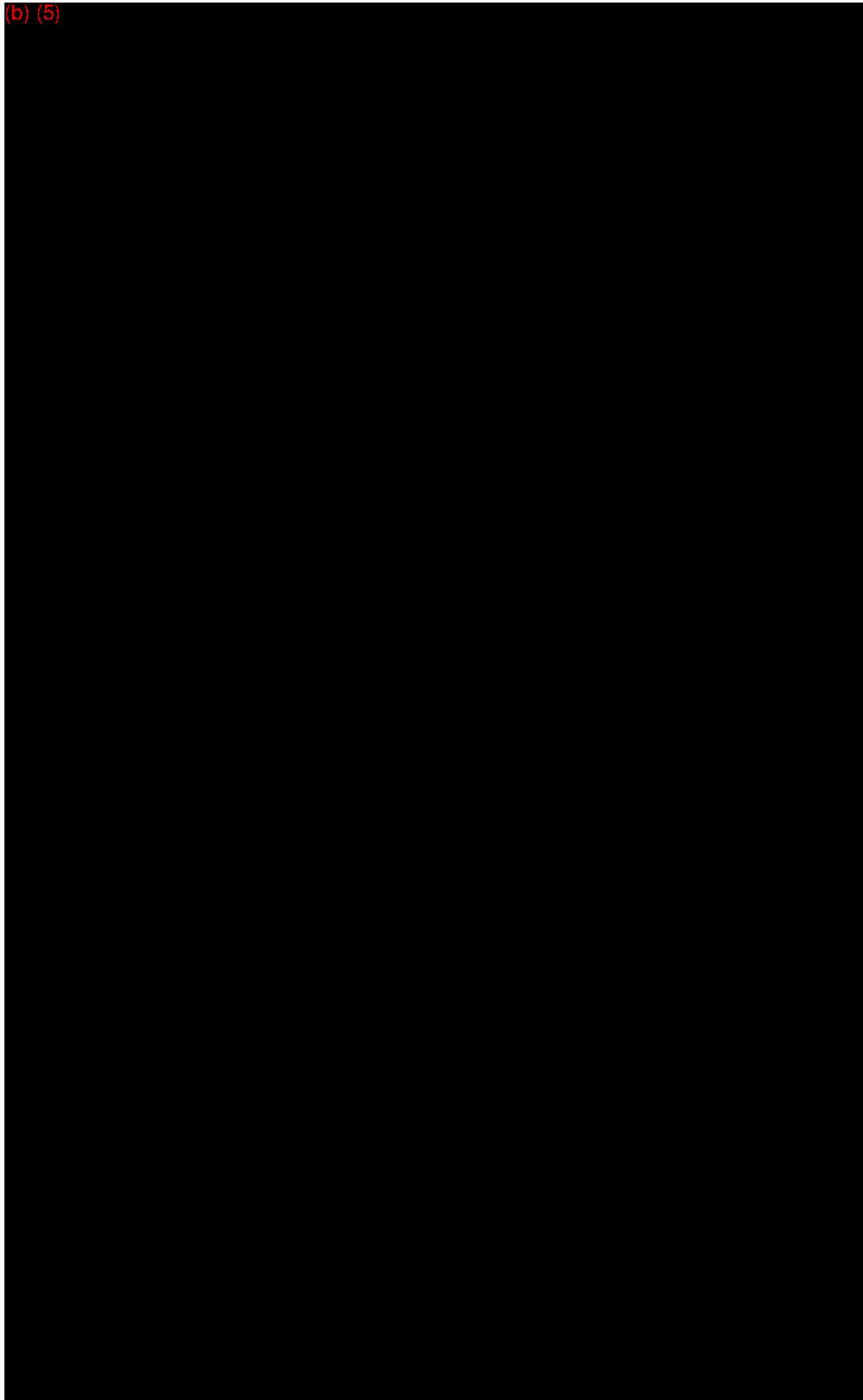
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

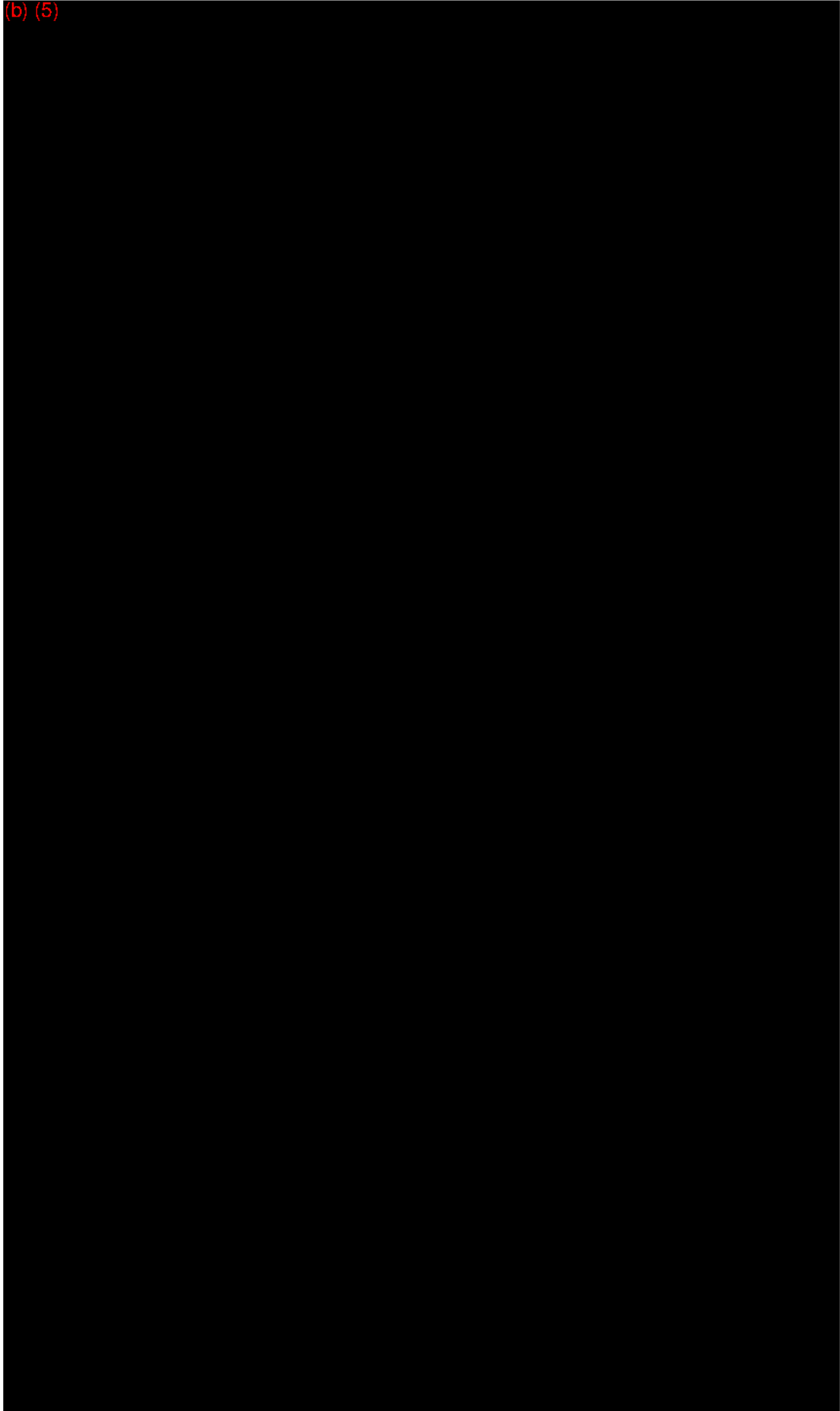


Best,
Lillian

(b) (5)



(b) (5)



(b) (5)

[Redacted]

From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

[Redacted]

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 5:17 PM
To: (b) (6)
Cc: (b) (6)

(b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6)
(b) (6) Michael B. Williams
(b) (6); Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND

et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams
(b) (6); Lillian Cheng (b) (6)
(b) (6)
Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND
et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) wrote:

Paring down the list a bit to focus on those at (b) (6) who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6);
(b) (6);
Michael B. Williams (b) (6);
Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6)

Michael B. Williams

(b) (6)

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

[Large redacted area]

5

(b) (5)

[Redacted]

Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)

[Redacted]

Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

[Redacted]

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

[Redacted]

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov

<DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

[Emergency MOTION for Temporary Restraining Order ,
Emergency MOTION for Preliminary Injunction by RYAN C.
CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH,
OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: #
\(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\)
Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\)
Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\)
Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, #
\(15\) Exhibit, # \(16\) Exhibit\)](#) (b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description: Main Document

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description: Text of Proposed Order

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description: Supplement

Original filename: suppressed

Electronic document Stamp:

USAGM-20-1819-B-000918

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
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aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388
918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec665aa9ca3]]

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
4dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bcb26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
9c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
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Document description: Declaration

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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Document description: Exhibit

Original filename: suppressed

Electronic document Stamp:

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f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: Michael B. Williams
To: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 1:09:00 PM

Emily Newman, our chief, wanted me to make sure you had this article for context:

https://www.realclearpolitics.com/articles/2020/06/26/as_critics_rage_pack_aims_to_pierce_chinas_info_firewall_143556.html#2

From: (b) (6)
Sent: Friday, June 26, 2020 1:05 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Michael.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 1:03 PM
To: (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

It's going out momentarily. I'll forward as soon as it's out

From: (b) (6)
Sent: Friday, June 26, 2020 12:51 PM
To: Michael B. Williams (b) (6)
Cc: (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks,

(b) (6)

Sent from my iPhone

On Jun 26, 2020, at 12:05 PM, Michael B. Williams (b) (6) > wrote:

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:58 AM
To: Michael B. Williams (b) (6)
(b) (6); Lillian Cheng (b) (6); David Kligerman
(b) (6)

USAGM-20-1819-B-000921

FOIA20-046 490

Cc: (b) (6) >
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

From: (b) (6)
Sent: Friday, June 26, 2020 11:05 AM
To: Michael B. Williams (b) (6),
(b) (6) >; Lillian Cheng (b) (6) >; David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 10:39 AM
To: (b) (6),
(b) (6) >; Lillian Cheng (b) (6) >; David Kligerman
(b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

Will do. I'll be on the lookout for the alternate language.

From: (b) (6)
Sent: Friday, June 26, 2020 10:37 AM

To: Michael B. Williams (b) (6); (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Importance: High

Michael et al, please hold off on sending the email. WE want to propose alternate language for you to consider.

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 9:15 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)
Sent: Friday, June 26, 2020 8:40 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:33 AM
To: (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)
Sent: Friday, June 26, 2020 8:32 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Friday, June 26, 2020 8:27 AM
To: (b) (6); Lillian Cheng
<(b) (6)>; David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6) >
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)
Sent: Friday, June 26, 2020 7:01 AM
To: (b) (6); Michael B. Williams (b) (6); Lillian Cheng
(b) (6); David Kligerman (b) (6)
(b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)
Sent: Friday, June 26, 2020 6:37 AM
To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman
<(b) (6)>
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK
Motion for TRO

Good morning USAGM team,

(b) (5)

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 11:19 PM
To: (b) (6)
Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6) > wrote:

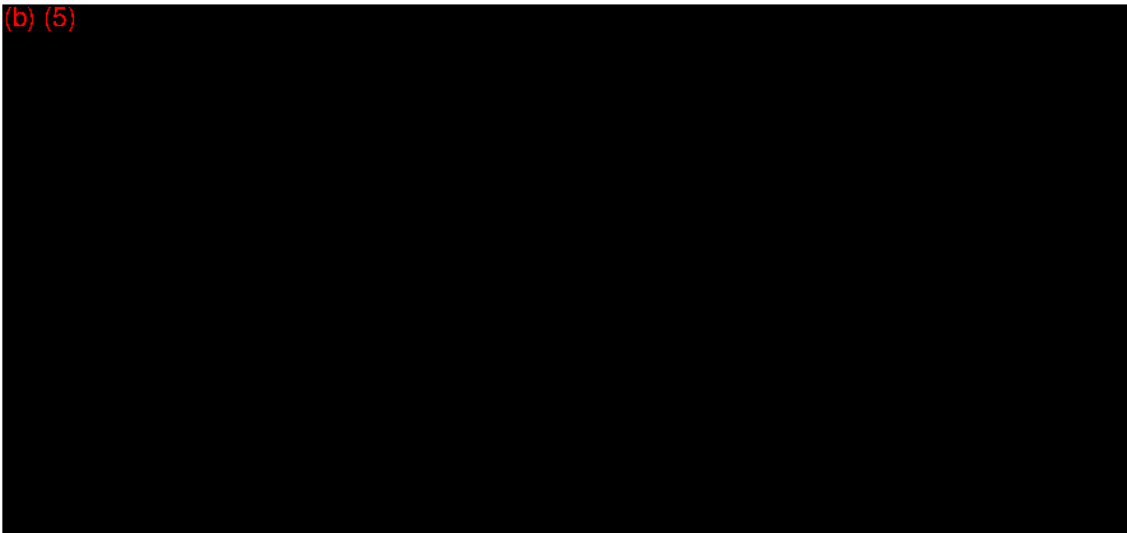
(b) (5)

From: Michael B. Williams (b) (6)
Sent: Thursday, June 25, 2020 10:27 PM
To: Lillian Cheng (b) (6); David Kligerman (b) (6)
Cc: (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

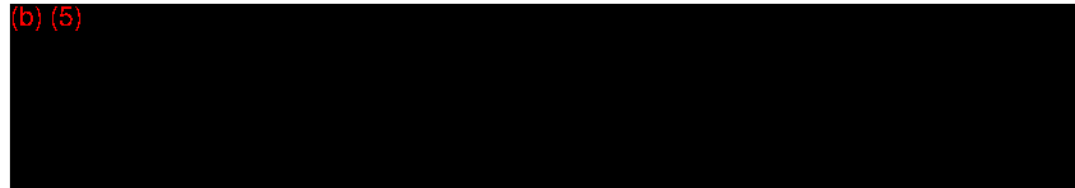
(b) (5)

(b) (5)



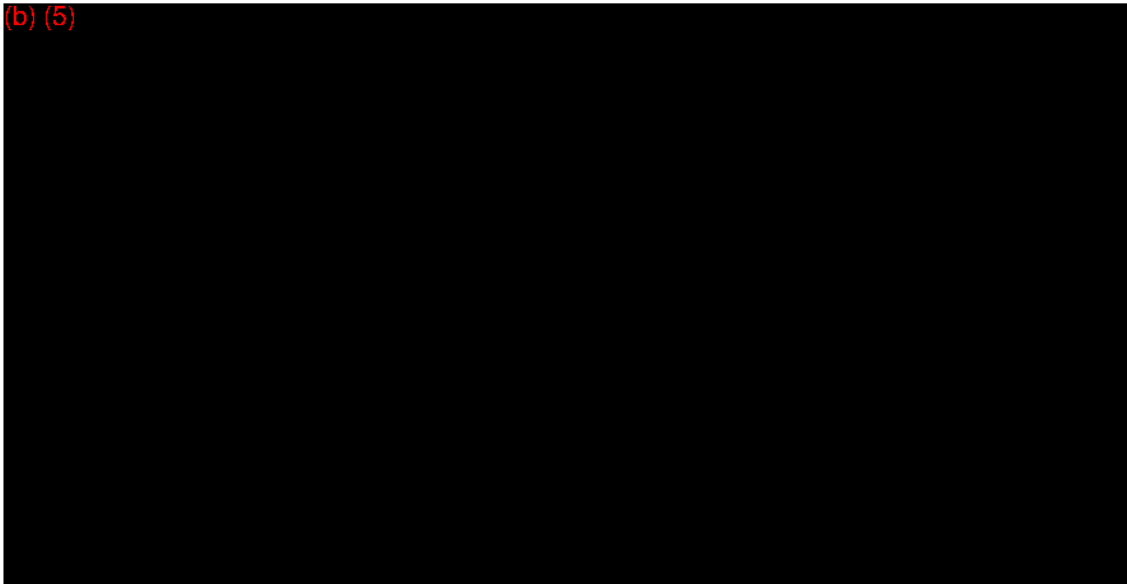
From: Lillian Cheng (b) (6)
Sent: Thursday, June 25, 2020 10:00 PM
To: (b) (6); David Kligerman (b) (6);
 Michael B. Williams (b) (6);
 (b) (6)
Cc: (b) (6);
 (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al
 v. PACK Motion for TRO

(b) (5)



Best,
Lillian

(b) (5)



(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 9:40 PM

USAGM-20-1819-B-000927

FOIA20-046 496

To: David Kligerman (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Cc: (b) (6)
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)

Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

To: (b) (6)

Cc:

Michael B. Williams (b) (6); Lillian Cheng (b) (6)

(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)

David Kligerman: (b) (6)

Lillian Cheng: (b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:49 PM

To: David Kligerman (b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,
(b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:20 PM
To: David Kligerman (b) (6)
(b) (6)
(b) (6); Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)
U.S. Department of Justice
Civil Division | Federal Programs Branch
(b) (6)

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:10 PM
To: (b) (6)
(b) (6)
(b) (6); Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
(b) (6) >
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)

(b) (5)



Dave

From: David Kligerman
Sent: Thursday, June 25, 2020 1:14 PM
To: (b) (6);
(b) (6)
Cc: Lillian Cheng (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

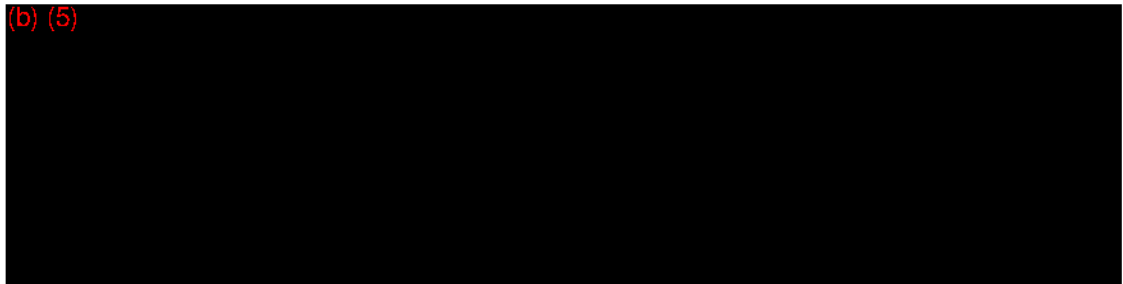
(b) (5)



Dave

From: (b) (6)
Sent: Thursday, June 25, 2020 12:52 PM
To: (b) (6);
(b) (6)
Cc: David Kligerman (b) (6)
Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)



From: (b) (6)
Sent: Thursday, June 25, 2020 12:22 PM
To: (b) (6);
(b) (6)
Cc: David Kligerman (b) (6)
Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

NOTE TO PUBLIC ACCESS USERS Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK
Case Number: [1:20-cv-01710-BAH](#)
Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

Docket Text:

Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT (Attachments: # (1) Text of Proposed Order, # (2) Supplement, # (3) Declaration, # (4) Exhibit, # (5) Exhibit, # (6) Exhibit, # (7) Exhibit, # (8) Exhibit, # (9) Exhibit, # (10) Exhibit, # (11) Exhibit, # (12) Declaration, # (13) Exhibit, # (14) Exhibit, # (15) Exhibit, # (16) Exhibit)(b) (6)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0] [232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1] [6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fc917018d220d48ea116809ab05bfcd40702ef10b16c0981fd6327965a67e3388
918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
4dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bc26abaec340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
2374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
0dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c80f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
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3999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
[397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
e091c87ec56aba0b2199cc0009828e0f30a9272c1130c9cce8103190e5ea1]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13

] [4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a3394abca3b2023938adad0f05f961c6a2c2045719ec9f05b52bfc531fa650f9f]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
] [022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e23a5507ae61effccff80296b760885d0d9b1aedbfd7ebff8fccc33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
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Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

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] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: FW: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO
Date: Friday, June 26, 2020 2:33:00 PM

From: (b) (6)
Sent: Friday, June 26, 2020 10:54 AM
To: David Kligerman (b) (6); Lillian Cheng (b) (6)
(b) (6) Michael B. Williams (b) (6)
Cc: (b) (6)
(b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Here is the telephone line for the hearing that the USAGM team can use:
Numbers for non-participants (public/media)
Telephone Number: (b) (6)
Access Code: (b) (6)

From: David Kligerman (b) (6)
Sent: Friday, June 26, 2020 10:17 AM
To: (b) (6)
(b) (6) Lillian Cheng
(b) (6)
Cc: (b) (6)
(b) (6); Michael B. Williams (b) (6)
Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Thanks, Dave

Sent from [Mail](#) for Windows 10

From: (b) (6)

USAGM-20-1819-B-000934

FOIA20-046 503

Sent: Friday, June 26, 2020 10:14 AM

To: (b) (6); [David Kligerman](#); (b) (6); [Lillian Cheng](#); (b) (6)
(b) (6)

Cc: (b) (6); [Michael B. Williams](#)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Really terrific teamwork! Thanks, all.

From: (b) (6)

Sent: Friday, June 26, 2020 10:13 AM

To: David Kligerman (b) (6); (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Our brief is on file. As-filed version attached. Great team effort.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Friday, June 26, 2020 9:44 AM

To: (b) (6); (b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6); Michael B. Williams
(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Cite:

Department of State, Foreign Operations, and Related Programs Appropriations Act, 2019, Division F, Consolidated Appropriations Act, 2019, P.L. 116-6 (February 15, 2019)

From: David Kligerman

Sent: Friday, June 26, 2020 9:29 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6) Michael B.

Williams (b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: Michael B. Williams

Sent: Friday, June 26, 2020 9:15 AM

To: (b) (6)

(b) (6) Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

We'll go that route, then, and send the email after the brief is filed.

From: (b) (6)

Sent: Friday, June 26, 2020 8:40 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:33 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

I'm happy with the shorter version.

From: (b) (6)

Sent: Friday, June 26, 2020 8:32 AM

To: Michael B. Williams (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Friday, June 26, 2020 8:27 AM

To: (b) (6)

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

Does anyone have any flags?

From: (b) (6)

Sent: Friday, June 26, 2020 7:01 AM

To: (b) (6) Michael B. Williams

(b) (6); Lillian Cheng (b) (6); David Kligerman

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: (b) (6)

Sent: Friday, June 26, 2020 6:37 AM

To: Michael B. Williams (b) (6); Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY

FUND et al v. PACK Motion for TRO

Good morning USAGM team,

(b) (5)

Thanks,

(b) (6)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 11:19 PM

To: (b) (6)

Cc: Lillian Cheng (b) (6); David Kligerman (b) (6)

(b) (6)

Subject: Re: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY
FUND et al v. PACK Motion for TRO

(b) (5)

Sent from my iPhone

On Jun 25, 2020, at 11:12 PM, (b) (6)

(b) (6) wrote:

(b) (5)

From: Michael B. Williams (b) (6)

Sent: Thursday, June 25, 2020 10:27 PM

To: Lillian Cheng (b) (6)

(b) (6); David Kligerman (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

And here is an answer to this question:

(b) (5)



(b) (5)

[Redacted]

From: Lillian Cheng (b) (6)

Sent: Thursday, June 25, 2020 10:00 PM

To: (b) (6); David Kligerman

(b) (6); Michael B. Williams (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

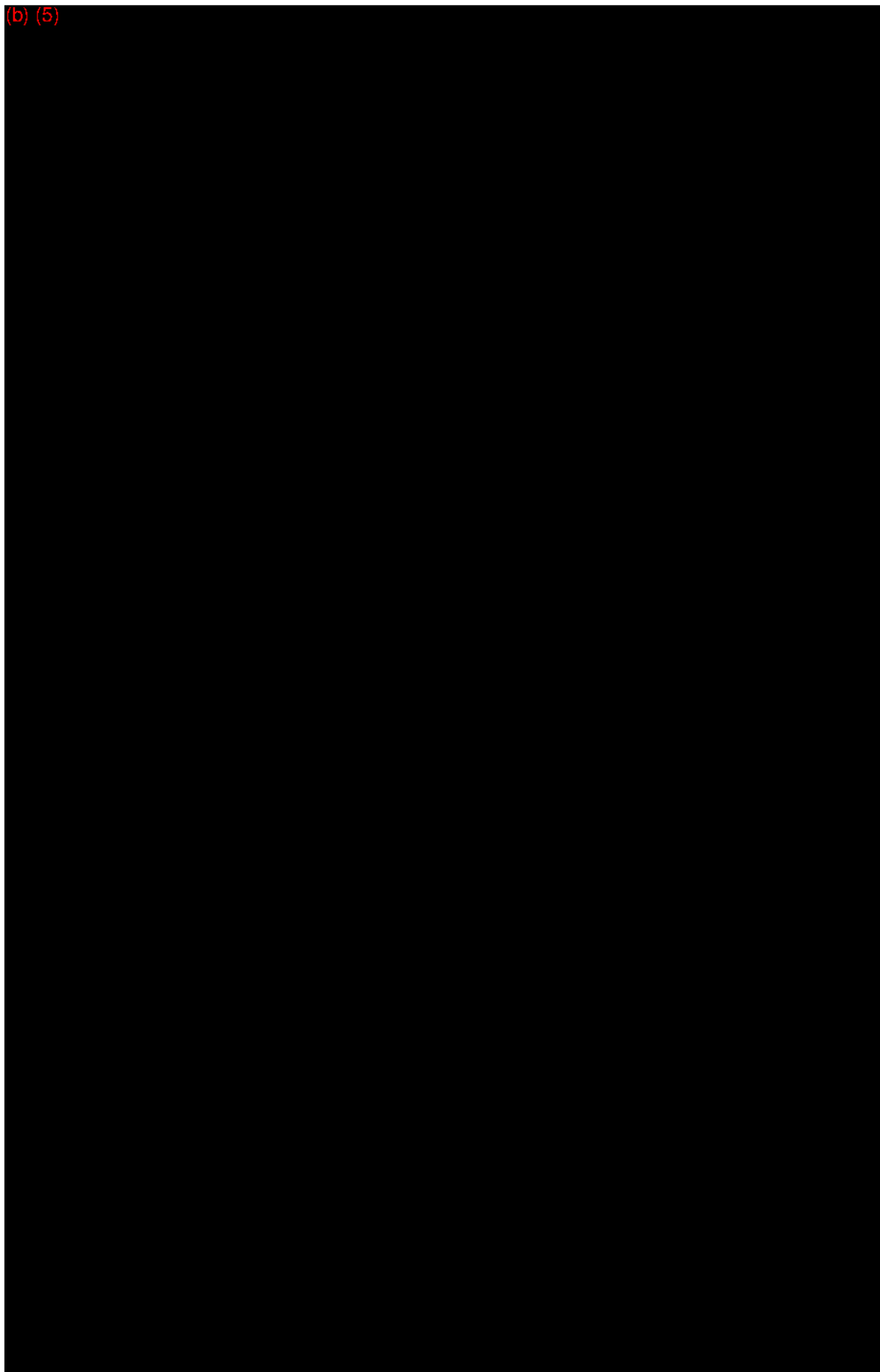
[Redacted]

Best,
Lillian

(b) (5)

[Redacted]

(b) (5)



(b) (5)



From: (b) (6)

Sent: Thursday, June 25, 2020 9:40 PM

To: David Kligerman (b) (6); Michael B. Williams

(b) (6) Lillian Cheng (b) (6)

(b) (6)

Cc: (b) (6)

(b) (6)

Subject: RE: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

USAGM team,

(b) (5)



Thanks for your help on these.

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 5:17 PM

USAGM-20-1819-B-000944

FOIA20-046 513

To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: USAGM phone numbers ... RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Michael Williams: (b) (6)
David Kligerman: (b) (6)
Lillian Cheng: (b) (6)

From: (b) (6)
Sent: Thursday, June 25, 2020 2:49 PM
To: David Kligerman (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Thanks, Dave. Please use the following dial in information at 3:30.

(b) (6)
Attendee code: (b) (6)

Someone from our office will serve as the host.

From: David Kligerman (b) (6)
Sent: Thursday, June 25, 2020 2:46 PM
To: (b) (6)
Cc: (b) (6); Michael B. Williams (b) (6); Lillian Cheng (b) (6)
(b) (6)

Subject: Re: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Great. Looking forward to it and receiving the call in number. Thank you

Sent from my iPhone

On Jun 25, 2020, at 2:36 PM, (b) (6)

(b) (6) > wrote:

Paring down the list a bit to focus on those at DOJ who will be working on this, we are good for a 3:30 call. We can circulate a call-in number shortly.

Our (b) (6), will likely join as well assuming that his other obligations permit.

Thanks,

(b) (6)

From: (b) (6)

Sent: Thursday, June 25, 2020 2:20 PM

To: David Kligerman (b) (6)

(b) (6)

(b) (6) Michael B. Williams (b) (6) >

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Both 3 and 3:30 work for me. Thanks, Dave.

(b) (6)

U.S. Department of Justice
Civil Division | Federal Programs Branch

(b) (6)

From: David Kligerman (b) (6)

Sent: Thursday, June 25, 2020 2:10 PM

To: (b) (6)

(b) (6)

(b) (6); Michael B. Williams

Cc: Lillian Cheng (b) (6)

(b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.

USAGM-20-1819-B-000946

PACK Motion for TRO

ATTORNEY-COMMUNICATION

(b) (5)



Dave

From: David Kligerman

Sent: Thursday, June 25, 2020 1:14 PM

To: (b) (6)

(b) (6)



Cc: Lillian Cheng (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v.
PACK Motion for TRO

(b) (5)



Dave

From: (b) (6)

Sent: Thursday, June 25, 2020 12:52 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: RE: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

(b) (5)

From: (b) (6)

Sent: Thursday, June 25, 2020 12:22 PM

To: (b) (6)

(b) (6)

Cc: David Kligerman (b) (6)

Subject: FW: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

Plaintiffs have now moved for a PI. See attached.

From: DCD_ECFNotice@dcd.uscourts.gov <DCD_ECFNotice@dcd.uscourts.gov>

Sent: Thursday, June 25, 2020 12:09 PM

To: DCD_ECFNotice@dcd.uscourts.gov

Subject: Activity in Case 1:20-cv-01710-BAH OPEN TECHNOLOGY FUND et al v. PACK Motion for TRO

**This is an automatic e-mail message generated by the CM/ECF system.
Please DO NOT RESPOND to this e-mail because the mail box is**

USAGM-20-1819-B-000948

FOIA20-046 517

unattended.

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.**

U.S. District Court

District of Columbia

Notice of Electronic Filing

The following transaction was entered by (b) (6) on 6/25/2020 at 12:08 PM and filed on 6/25/2020

Case Name: OPEN TECHNOLOGY FUND et al v. PACK

Case Number: [1:20-cv-01710-BAH](#)

Filer: RYAN C. CROCKER
MICHAEL W. KEMPNER
KAREN KORNBLUH
OPEN TECHNOLOGY FUND
BEN SCOTT

Document Number: [4](#)

ocket Text:

[Emergency MOTION for Temporary Restraining Order , Emergency MOTION for Preliminary Injunction by RYAN C. CROCKER, MICHAEL W. KEMPNER, KAREN KORNBLUH, OPEN TECHNOLOGY FUND, BEN SCOTT \(Attachments: # \(1\) Text of Proposed Order, # \(2\) Supplement, # \(3\) Declaration, # \(4\) Exhibit, # \(5\) Exhibit, # \(6\) Exhibit, # \(7\) Exhibit, # \(8\) Exhibit, # \(9\) Exhibit, # \(10\) Exhibit, # \(11\) Exhibit, # \(12\) Declaration, # \(13\) Exhibit, # \(14\) Exhibit, # \(15\) Exhibit, # \(16\) Exhibit\)\(b\) \(6\)](#)

1:20-cv-01710-BAH Notice has been electronically mailed to:

(b) (6)

1:20-cv-01710-BAH Notice will be delivered by other means to::

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-0]
[232826713dfe8faaa8361ec68bf57163eff9bb2ebae516f938c1196cba8bc0c2ab32
e1bd0771a37ef6be5329ec52834e058b3465879db7332512d0282cfb4d31]]

Document description:Text of Proposed Order

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-1]
[6d11a080b0e7a65562d4cb15829bec535a09eb5cd174a678221955b6b5ed9c6b99fb
0cbb7451767c9e4251d2090500e6c2ffd6feff5961d9da5f5cb3d93505b1]]

Document description:Supplement

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-2]
[5f3732066c0f47143e72a706039e9583f952ec3c1a12504533f6c8f2b2ff6e1a1c9b
aaa15b0617f6e3cb38966f1cb7ed6ac7f99bfd088d468d2c634ffc85a18c]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-3]
[a4fc917018d220d48ea116809ab05bfcdf40702ef10b16c0981fd6327965a67e3388
918ed46835c648d29f1311d975b9c8a07dad0765641545a3ec6655aa9ca3]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-4]
[0a4eb7426b807a17b3b3f60a8d29d761e33dc0de0de5394c2b1fb6dc585d9c313979
4dd73e5e137872ca7a1c1d499f09615b96ca4953e3e0ef2e99792f15d375]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-5]
[82bcb26abaecc340ce78f9da6e0fd43934ee0e3e94bab0b72abe49a06b3b716d4230
9c44d1ab1d9c3892c235dc954613e7a52ad1fb0d461574f68ad5a386a7d5]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-6]
[35873d9af736f081df5e37a6825d259fa87cc8088b5df8d52a985d99c720919cc1e5
2374b668b1d2f7964f0e74afc45422ada8e149597fb5de4d09c895d9342a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-7]
[02ed669b0bdfefc460aa3c8cec81161b1a00d65533693a314c4f23f0cb0de780a0e3
0dc82a6d021d70875e0be46a02f984fe46d93bf4d0d6cc20d9c649fedba1]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-8]
[41c8c0f86462c1ac5dde5fe86a02349e5da2b36a724999481aa15c777c86378315f3
231cbdbd6dce7866608d3f68b60b004ac43d461348763722b82e0ac65941]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-9]
[182b8428cdb471ef3ff2c4019dfe972561f1cde77248e59ea803bcf3287e04b77c36
b9abfb33fc94df5c9888eda06fe5134901de6ff0511e4f2632579920872b]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-10]
[4e99f8eb95131f2701819faa68fb027e13c5f94b2ca8960ac921f925b3bc89f3d37
3999dbd763f4f81a8f159925a6cda8f9ea09b573c3e180ff8dfa06536d83c]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-11]
[397dc9180b6d38e63619f548dd41f504c6d6f0cfa3530c6436aa1189a7cf2b13969
e091c87ec56aba0b2199cc0009828e0f30a9272c1130c9cce8103190e5ea1]]

Document description:Declaration

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-12]
[2cc8e1f2ac24017d8e4556e74573f2cbe390d7a8619e5681fa3536e9e92cb13615d
72081ea68441a1788487a5050f672c8fe40a0ac8c7cf7dfd50da5a443e054]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-13]
[4cc61ce5794cda535226de2e7bd903d449309b78c5b7ff8bac1978481c8f137a339
4abca3b2023938adad0f05f961c6a2c2045719ec9f05b52bfc531fa650f9f]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-14]
[022bb4f85ccb539998696a6a41bcafb4b5f00ad36062e349faefb81333d697cd76e
23a5507ae61effccff80296b760885d0d9b1aedbdf7ebff8fcee33843b2a]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-15]
[84cda9253be463dd479a7270a1cbd37d9ddbfc87dfe842cd7d3ba4dc0e523eb03a
a621a3ce917f7247ff2d2e0866a1aa7e51b534b15909776f19d3c6491d0cf]]

Document description:Exhibit

Original filename:suppressed

Electronic document Stamp:

[STAMP dcecfStamp_ID=973800458 [Date=6/25/2020] [FileNumber=6618348-16

] [3ea64d07f07a51abd20324f93f7b238cdc61181f164f3dedad30e0972d24dcf3abe
f8bc452055ebe8d5429984babfa8f6db3e0ad2bf90d3abb970b373613619d]]

From: [Michael B. Williams](#)
To: (b) (6)
Subject: RE: Your Federal Record Act Questions - CUI/PRIV
Date: Wednesday, July 1, 2020 6:12:00 PM

(b) (6), (b) (5)



Thanks,
Michael

From: (b) (6)
Sent: Wednesday, July 1, 2020 11:11 AM
To: Michael B. Williams (b) (6)
Subject: FW: Your Federal Record Act Questions - CUI/PRIV

Michael-

I wanted to confirm that you received this.

Please let me know if you have any questions or concerns.

Best,

(b) (6)

From: (b) (6)
Sent: Tuesday, June 30, 2020 9:29 PM
To: Michael B. Williams (b) (6)
Cc: Lillian Cheng (b) (6)
Subject: Your Federal Record Act Questions - CUI/PRIV

Michael-

As promised, below are brief answers to your Federal Records Act questions. If you would like a more detailed write up of applicable authorities, I am happy to provide one.

A Federal Records Act analysis turns on the legal status of the individual creating the record. What institution was that individual serving at the time an email message was sent or received? The answer will determine (1) whether the email is considered a federal record, (2)

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if so, to which federal entity the record belongs; and (3) what records schedule applies to the record.

- **Emails relating to agency business sent or received by the CEO, prior to him assuming office, are not considered federal records.** Prior to assuming the office of CEO, unless Mr. Pack had a consulting agreement with USAGM while a nominee, he was a private citizen. For that reason, the emails in his personal and business accounts from that time – even those relating to USAGM business – would not be considered federal records under the Federal Records Act. (That said, as discussed below, the same messages sent to and from Mr. Pack, but located in the email boxes of the federal employees with whom he was communicating, would be considered federal records).
- **Emails relating to agency business sent or received by the CEO, VP or Senior Officials, after assuming USAGM office, are federal records that they must forward to their USAGM email accounts within 20 days.** After Mr. Pack became USAGM’s CEO, emails sent to or from his personal and business accounts relating to agency business would be considered Federal records. The same is true of emails in personal email accounts relating to agency business sent by you and other USAGM senior officials after assuming agency duties, either officially or on detail from other federal entities under MOUs. Under General Records Schedule 6.1 (covering email managed under a Capstone email approach), the CEO, VP and other senior agency officials must forward a complete copy of email records from personal email accounts to their official USAGM email accounts not later than 20 days after the original creation or transmission of the records. Under USAGM’s *Email Records Management Policy* (III BAM A1650), they must forward a copy of the records to their USAGM email accounts within 5 days. (If 20 days already have passed, they should send the emails as soon as is practicable.)
- **Emails relating to agency business sent or received by USAGM’s Vice President or Senior Officials while serving other federal entities, prior to assuming USAGM duties, are federal records in multiagency environments, the management of which is subject to negotiation between the relevant agencies --** Clearly emails relating to USAGM business sent or received by the agency’s senior officials while serving other federal agencies, prior to assuming USAGM duties officially or on detail, are federal records. What is less clear is which agency is responsible for managing those records. Based on NARA guidance on managing records in multi-agency environments, which discusses a number of factors relevant to determining which partner can best coordinate the records management responsibilities, USAGM has a good case for taking official possession of the records. However, it is my understanding that most agencies are flexible about records in this context and would probably be willing

formally or informally to send USAGM copies of USAGM-related emails in their systems, which we then could store in the relevant individuals' official USAGM email accounts for permanent Capstone retention.

I have attached USAGM's *Email Records Management Policy* (III BAM A1650), referenced above, which generally tracks the Federal Records Act, applicable regulations and NARA's email-specific records management guidance (other than reducing from 20 days to 5 days the forwarding requirement found in the General Records Schedule 6.1). Marie Lennon's shop is in the process of updating this policy document to reflect USAGM's new governance structure, but most of the other capstone provisions will likely remain the same.

Please let me know if you need any additional information about this or any other subject.

I am logging off, but remain available this evening and tomorrow morning at (b) (6).

Have a nice night!

(b) (6)

(b) (6)

Assistant General Counsel
U.S. Agency for Global Media

(b) (6) (office)
(b) (6) (mobile)

(b) (6)

From: [Michael B. Williams](#)
To: [Emily Pauline Newman](#)
Subject: Fwd: Front office questions re Bay Fang title
Date: Friday, July 3, 2020 1:06:25 PM
Attachments: (b) (5)

(b) (5)

Sent from my iPhone

Begin forwarded message:

From: David Kligerman (b) (6)
Date: July 1, 2020 at 8:34:37 PM EDT
To: "Michael B. Williams" (b) (6)
Subject: FW: Front office questions re Bay Fang title

(b) (5)

From: David Kligerman
Sent: Wednesday, July 1, 2020 1:27 PM
To: Grant Turner (b) (6)
Subject: FW: Front office questions re Bay Fang title

Grant: Thanks for responding and indicating that RFA Press releases had indicated that her prior title was Executive Editor. It looks like that position was equivalent to a Vice President Position, as we see from the attached RFA succession plan (attached). I recall RFA referring to it that way, when they discussed bay's return rights.

From: David Kligerman
Sent: Wednesday, July 1, 2020 11:59 AM
To: Grant Turner (b) (6)
Subject: Front office questions re Bay Fang title

Grant: Michael Williams asked about what Bay Fang's title was prior to her elevation by the RFA board to RFA President. I am told that the front office is concerned that she is holding herself out as Executive Director, whereas they understood her prior position to be Vice President.

Does OCFO have in their records what her prior title was?

Get [Outlook for iOS](#).

Subject: FW: FOIA20-046 (Closing Release Letter with Responsive Documents) - FOLLOW UP
Date: Tuesday, December 7, 2021 at 4:25:43 PM Eastern Standard Time
From: AO Records
To: FOIA
Attachments: FOIA20-046 (Bronitsky Page 44 - 47 Updated) 20211207_Redacted.pdf

From: FOIA <foia@usagm.gov>
Date: Tuesday, December 7, 2021 at 4:17 PM
To: AO Records <records@americanoversight.org>
Subject: FOIA20-046 (Closing Release Letter with Responsive Documents) - FOLLOW UP

EXTERNAL SENDER

Dear Mr. Evers:

Please find the attached responsive page 44 to FOIA20-046 (Bronitsky 47 Pages). The Agency has unredacted the portion of the page you questioned.

If you have any questions regarding your request, please contact the FOIA Office at (202) 203-4550 or at foia@usagm.gov.

Respectfully,

The U.S. Agency for Global Media FOIA Team

This e-mail message may contain confidential, privileged information intended solely for the addressee. If you are not the intended recipient or the employee responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

From: [Jonathan Bronitsky](#)
To: [robert reilly](#)
Subject: RE: USAGM
Date: Thursday, July 16, 2020 1:13:00 PM

Bob,

I recommend that you use a short pitch in the body of the email to emphasize 1) you're a former VOA Director, 2) what's involved here is the intersection of media and policy, and 3) the Pack/USAGM story is a big one, and it's only going to get much bigger.

- Lynne Jordal Martin (Opinion Editor, *FoxNews.com*) – Lynne.JordalMartin@foxnews.com
- Dominic Green (Editor, *Spectator USA*) – dominic@spectator.us

You might also consider [Federalist](#):

- Joy Pullmann (Managing Editor, *Federalist*) – (b) (6)

From: robert reilly (b) (6)
Sent: Thursday, July 16, 2020 11:28 AM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM

Taranto turned it down.

From: Jonathan Bronitsky (b) (6)
Sent: Wednesday, July 15, 2020 12:55 PM
To: robert reilly (b) (6)
Subject: RE: USAGM

Very well done. Yes, please keep us posted.

From: robert reilly (b) (6)
Sent: Wednesday, July 15, 2020 12:32 PM
To: Jonathan Bronitsky (b) (6)
Subject: Re: USAGM

Jonathan,

I submitted this to the WSJ today. I'll keep you posted.

Thanks for your help.

best,

Bob

From: Jonathan Bronitsky (b) (6)

Sent: Sunday, July 12, 2020 2:14 PM

To: robert reilly (b) (6)

Subject: RE: USAGM

WaPo, "Failing to renew VOA foreign staffers' visas would devastate one of its core functions"

Opinion by [Editorial Board](#)

July 10, 2020 at 1:06 p.m. EDT

MICHAEL PACK, **the alt-right filmmaker** installed by President Trump to run U.S. foreign broadcasting operations, remains on course to dismantle the independent journalism that has been their calling card.

From: robert reilly (b) (6)

Sent: Friday, July 10, 2020 5:14 PM

To: Jonathan Bronitsky (b) (6)

Subject: Re: USAGM

Thank you, Jonathan!

From: Jonathan Bronitsky (b) (6)

Sent: Friday, July 10, 2020 3:53 PM

To: robert reilly (b) (6)

Subject: USAGM

- **Damon Linker**, *Week*: [Is Trump putting fascists in charge of the Voice of America?](#)
- **Anne Applebaum**, *Atlantic*, [The Voice of America Will Sound Like Trump](#)
- **Jennifer Hansler and Brian Stelter**, CNN, ['Wednesday night massacre' as Trump appointee takes over at global media agency](#)
- **Alex Ward**, *Vox*, [Trump and Steve Bannon want to turn a US-funded global media network into Breitbart 2.0](#)

- **Editorial Board**, *Boston Globe*, [Trump appointee launches assault on Voice of America, affiliates](#)

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- **Michael Pack**, *New York Post* (07.08.20), [Fixing Uncle Sam's global broadcasting arm is more important than ever](#)

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- **Jamie McIntyre**, *Washington Examiner* (07.09.20), [New head of US Global Media wants to refocus VOA](#)
- **Roger L. Simon**, *Epoch Times* (07.08.20), [Renewed USAGM Needs Its Own TikTok to Fight China](#)
- **Bill Gertz**, *Washington Times* (07.06.20), [EXCLUSIVE: New foreign broadcasting chief cleans house, pushes pro-America reporting](#)
- **Ted Lipien**, *Washington Examiner* (07.06.20), [After a decade of extreme bias and foreign propaganda, Voice of America needs a fresh start](#)
- **James Jay Carafano**, *National Interest* (07.06.20), [Michael Pack Will Need to Tackle America's Great-Power Problem](#)
- **Susan Crabtree**, *RCP* (07.02.20), [Michael Pack Stands His Ground Amid D.C. Firestorm](#)
- **Rob Crilly**, *Washington Examiner* (06.28.20), [Trump global media chief says he acted legally in 'Wednesday night massacre'](#)
- **Susan Crabtree**, *RCP* (06.26.20), [As Critics Rage, Pack Aims to Pierce China's Info Firewall](#)
- **Byron York**, *Washington Examiner* (06.25.20), [The new voice of America breaks his silence](#)
- **Curtis Ellis**, *American Greatness* (06.24.20), [We Need the Voice of America](#)

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From: Amanda Bennett (b) (6)
Sent: Monday, June 15, 2020 11:18 AM
To: VOA Notices (b) (6)
Subject: Goodbye...

June 15, 2020

Friends --

It is time for us to leave you.

This morning we sent our resignations to Michael Pack, the newly-arrived CEO of the US Agency for Global Media. **As the Senate-confirmed CEO, he has the right to replace us with his own VOA leadership.** We depart with the gratitude and joy that has marked our time together, with a dedication to our mission and admiration for each one of you.

Just think of what we have accomplished together! When we arrived in 2016 you said you wanted big change -- and you were true to your word. Creating change was hard, complex, painstaking. It required days, weeks, months of hard work from so many of you. Yet the results are very clear -- your rapid, can-do response to the Coronavirus crisis, your growing enthusiasm for collegiality and sharing; your leap to the top of your digital markets; your compassionate and compelling quest to tell America's story; your focus on pushing back on untruths and disinformation around the world; your attention to the stories of women, of refugees and of your press colleagues around the world.

Nothing about you, your passion, your mission or your integrity changes. Michael Pack swore before Congress to respect and honor the firewall that guarantees VOA's independence, which in turn plays the single most important role in the stunning trust our audiences around the world have in us. We know that each one of you will offer him all of your skills, your professionalism, your dedication to mission, your journalistic integrity and your personal hard work to guarantee that promise is fulfilled.

Just to remind you of the power and force that you have all around the world -- with help from many of you, we have created a small gift. Attached is the history of the changes you all wrought in the last four years. At the end of the document we attached links to a sampling of VOA's work in as many of our 47 languages as possible. We also sent this document to Michael Pack and we know he will be impressed at what he sees. Every one of you used every bit of your passion, skills, creativity and hard work to create these changes. Please look it all over and stop for a moment to savor your own accomplishments and those of your colleagues. We will always be grateful for the chance we were given to work with each one of you. Our only regret is that the coronavirus prevents us from saying a proper goodbye to each one of you. You are remarkable people with a remarkable mission. We are so proud to have been a part of that mission.

Our best,

Amanda and Sandy