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February 1, 2023

VIA FEDEX AND FACSIMILE (Fax No: 214-413-5415)

Mr. Robert Malone Director, Tax Exempt Organizations Internal Revenue Service TEGE Referrals Group – Mail Code 4910 DAL 1100 Commerce Street Dallas, TX 75242-1198

Re: Request For Review Of 501(c)(3) Status

Dear Mr. Malone:

We write on behalf of our client, Robert Hunter Biden, to request that the Internal Revenue Service review the tax-exempt status of ICU, LLC, dba Marco Polo USA ("ICU"), a single-member LLC whose sole member is Garrett M. Ziegler. ICU received its exempt status, effective July 8, 2021, on February 2, 2022. The EIN of ICU is 61-1999941 and a copy of ICU's exemption determination letter is at Attachment 1.

To be tax-exempt under § 501(c)(3) of the Internal Revenue Code, an organization must be organized and operated exclusively for exempt purposes set forth in § 501(c)(3), and none of its earnings may inure to any private shareholder or individual. In addition, it may not be an action organization, *i.e.*, it may not attempt to influence legislation as a substantial part of its activities, and it may not participate in any campaign activity for or against political candidates. As discussed below, ICU appears to be in violation of these requirements.

A. Organization Must Be Organized Exclusively For Exempt Purposes

ICU was formed as a for-profit entity and is a single-member LLC. A copy of ICU's GuideStar Charity Check reflecting Garrett M. Ziegler as the sole member of ICU is at <u>Attachment 2</u>. A copy of ICU's Articles of Organization and Filing Information on file with the state of Wyoming (the state of the registered agent) is at <u>Attachment 3</u>. The articles are the only operational documents on file according to the state of Wyoming's website and contain no provisions limiting or restricting the type of activity ICU may conduct, contrary to the requirements for § 501(c)(3) organizations. ICU was formed under Wyoming law as a for-profit LLC, not under Wyoming's Low Profit Limited Liability Company ("L3C") provisions



applicable to limited liability companies whose purpose is to comply with the requirements set forth by the Internal Revenue Service for charitable organizations.

B. Organization Must Be Operated Exclusively For Exempt Purposes

Almost immediately, Mr. Ziegler began using ICU to fundraise for operations under the fictitious name (or "dba") of Marco Polo/Marco Polo USA. See Attachment 4 (screenshot from Marco Polo website soliciting donations to ICU, LLC dba Marco Polo). Regardless of ICU's mission as represented to the IRS, the activities of ICU appear to be limited to fundraising to support a program of partisan political advocacy relentlessly pursued under the auspices of Marco Polo. ICU has failed to operate solely for charitable purposes. To the contrary, ICU has operated as little more than a thinly disguised political operation to attack the Biden administration and the Biden family. For example, Charity Navigator is a non-profit organization whose mission is to help "people take action and support the causes they care about by connecting them to the best charities that align with their passions and values." The website provides helpful information about non-profits and enables visitors to the site the ability to directly contribute to an organization through a pay portal. On its Charity Navigator submission, ICU stated that its goal to "focus on core programs to achieve mission" is to "[f]inish our comprehensive dossier on crimes found in the Biden Laptop." See Attachment 5 (p. 4). As reflected on ICU's "donor wall," donors equate ICU with Marco Polo, and equate Marco Polo with Garrett Ziegler. Moreover, donors expect that their contributions will be used to fund attacks on the Biden administration and the Biden family. (See ICU donor page).

C. Organization Must Not Be an Action Organization

Contrary to the requirements of tax-exempt status rules, Mr. Ziegler regularly engages in public speaking as a representative of Marco Polo or associated with Marco Polo where he makes partisan comments on political matters (such as Marco Polo's so-called "Laptop Report"), as well as engages in partisan commentary on social media and in various online publications on behalf of Marco Polo.³ A few examples of his activities include:

• Serving as Keynote Speaker at the Macomb County (Michigan) Republican Party Christmas Gala on December 8, 2022, on behalf of Marco Polo Research Group (see Attachment 6);

¹ See About Us, CHARITY NAVIGATOR, https://www.charitynavigator.org/about-us/ (last accessed Jan. 29, 2023).

² See Donor Box, ICU, LLC dba MARCO POLO, https://donorbox.org/marco-polo (last accessed Jan. 29, 2023). A contribution from "Tina" for \$100 states: "The Bidens need to be prosecuted for these crimes soon before any more damage is done. Incredible our justice system has let these crimes go on so long." Another donation from "Gloria" for \$104.15 says: "The Laptop Report has resulted in this issue being kept in the news spotlight and more and more people are gaining knowledge of the BidenCrimeFamily." And Manny's contribution included this note: "Great work on Hunter Biden Laptop. Sorry can't contribute more." *Id.* (emphasis added). These are just a select few examples.

³ See 459 CRIMES: Congress Receives Sweeping Hunter Biden Laptop Dossier Featuring Valiant News, Valiant News (Oct. 21, 2022), https://valiantnews.com/2022/10/459-crimes-congress-receives-sweeping-hunter-biden-laptop-dossier-featuring-valiant-news/ (last accessed Jan. 29, 2023). "Speaking exclusively to Valiant News, Ziegler stated that the purpose of the laptop report is to 'lay out the full nuanced truth' about the Biden family and to 'avoid the embarrassment' of unfruitful Republican congressional investigations." *Id.* (emphasis added). Mr. Ziegler also stated his organization has 501(c)(3) status.



- Posting on social media platform *Truth Social* that the "Hunter Biden laptop report" can serve "as an active intelligence tool for voters at home. @mpolousa" to uncover dirt on Democrats running for public office (*see* Attachment 7); and
- Conducting public interviews with Roger Stone, Steve Bannon, and others, representing Marco Polo USA, ironically, even one discussing how the IRS did not get involved with his 501(c)(3) designation.⁴ (See Attachment 8).

The attachments referenced above contain various screenshots and other downloaded material that corroborate these examples. Moreover, as additional examples make clear, these statements repeatedly express ICU's approval or disapproval for specific political candidates' positions and actions and is part of an ongoing series of communications by ICU on these same issues. (See Attachment 9).

D. Organization's Earnings Must Not Inure to Benefit Any Individual

As described above, ICU and Marco Polo appear to be operating as an alter ego of Mr. Ziegler. Mr. Ziegler is ICU's sole member, and is referred to as the "founder" of Marco Polo. Donors appear to conflate and interchange Mr. Ziegler, ICU and Marco Polo as evidenced on the donor wall for ICU. It is possible under the circumstances that contributions to ICU's earnings inure to the benefit of Mr. Ziegler personally.

E. Request for Review of ICU's Exempt Status

Although it is legal for a limited liability company to be formed by a registered agent in Wyoming, charitable organizations are required to be transparent and provide access to certain information and documents. ICU operates in anonymity. ICU's Articles of Organization referenced above (<u>Attachment 3</u>) identify the organizer as "Registered Agents Inc.". The document is signed by an individual associated with Registered Agents Inc. The physical address of ICU, the mailing address, the telephone number and the email address provided in the filings all belong to the registered agent. Moreover, ICU's Filing Information fails to provide where indicated the fictitious name – Marco Polo – under which ICU operates.

As the statutes, rulings, and caselaw indicate, a tax-exempt organization must be organized and operated *exclusively* for exempt purposes, and must *not* be an action organization. In addition, none of the organization's earnings may inure to any private individual. A review of ICU and Mr. Ziegler's operations and activities will likely reveal that they either never deserved their exempt status or have forfeited that benefit through their actions and inactions, not limited to: (i) using the organization for commercial, for-

⁴ See Podcast, Garrett Ziegler and Tyler Nixon EXPOSE Hunter Biden's Dirty Secrets, THE STONEZONE WITH ROGER STONE, https://rumble.com/v1zvi5m-garrett-zieger-and-tyler-nixon-expose-hunter-bidens-dirty-secrets-the-stone.html (last accessed Jan. 31, 2023); Podcast, 600 Page Dossier On The Hunter Biden Laptop Walks Through The Lies To Guarantee Trump's Loss In 2020, BANNON'S WAR ROOM, https://rumble.com/v1whty2-600-page-dossier-on-the-hunter-biden-laptop-walksthrough-the-lies-to-guaran.html (last accessed Jan. 31, 2023) (At minute 9:35, Mr. Ziegler states: "we're a charity, we're a 501(c)(3), I'm not sure how Joe's people didn't stop that at the IRS, but we are. And it's 6 guys and me, and I'm the youngest."); Podcast, Whistleblowers: 3 laptops, 7 Federal Crimes on Joe Biden, Monkey Island & More - MarcoPoloUSA.org, BUSINESS GAME CHANGERS WITH SARAH WESTALL, https://rumble.com/v1yoo3e-whistleblowers-3-laptops-7-federal-crimes-on-joe-biden-monkey-island-and-mo.html (last accessed Jan. 31, 2023).



profit business activities; (ii) being involved in political campaigns or lobbying activities; (iii) using assets or revenue to support illegal activities; and/or (iv) engaging in deceptive or improper fundraising.

Please acknowledge receipt of this letter, and do not hesitate to contact me should you have any questions regarding this request.

Sincerely,

Abbe David Lowell

Counsel for Robert Hunter Biden

Enclosures

cc: Jim Lee, Chief, IRS-Criminal Investigation

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February 1, 2023

VIA FEDEX AND E-MAIL

Matthew G. Olsen, Esq. Assistant Attorney General for National Security National Security Division Department of Justice 950 Pennsylvania Avenue, N.W. Washington, D.C. 20530

Re: Request For Investigation Of Various Individuals

Dear Assistant Attorney General Olsen:

We write on behalf of our client, Robert Hunter Biden, to request an investigation¹ into the following individuals for whom there is considerable reason to believe violated various federal laws in accessing, copying, manipulating, and/or disseminating Mr. Biden's personal computer data. The individuals are John Paul Mac Isaac of Delaware, Robert Costello of New York, Rudy Giuliani of New York, Stephen Bannon of Washington, D.C., Jack Maxey (*residence unknown*), Garrett Ziegler of Illinois, and Yaacov Apelbaum (founder and CEO of XRVision, based in New York, *residence unknown*).

A. The Government Should Investigate the Unauthorized Access, Copying and Dissemination of Mr. Biden's Personal Information

By these individuals own admissions in books, editorials, social media postings, and interviews or through what other news articles have reported, they have engaged in the following:

1. John Paul Mac Isaac

i. Mr. Mac Isaac Unlawfully Accessed Hunter Biden's Personal Data

Mr. Mac Isaac has admitted to gaining access to our client's personal computer data without Mr. Biden's consent. Mr. Mac Isaac has admitted to copying that data without Mr. Biden's consent, and Mr. Mac Isaac has admitted to distributing copies of that data to the political enemies of Mr. Biden's father,

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¹ On December 9, 2022, the law firm of Lathan & Watkins LLP wrote a similar letter, focusing solely on Mr. Mac Isaac and sent it to the U.S. Attorney's Office in the Southern District of New York. This letter and another being sent today to state authorities in Delaware are intended to direct the requests to the offices with appropriate national or local jurisdiction.



without Mr. Biden's consent. These unlawful actions caused the widespread publication, manipulation, and exploitation of Mr. Biden's most personal information.

Toward the end of the 2020 presidential election campaign, Mr. Mac Isaac chose to work with President Donald Trump's personal lawyer to weaponize Mr. Biden's personal computer data against his father, Joseph R. Biden, by unlawfully causing the provision of Mr. Biden's personal data to the *New York Post*. This failed dirty political trick directly resulted in the exposure, exploitation, and manipulation of Mr. Biden's private and personal information. Mr. Mac Isaac's intentional, reckless and likely unlawful conduct allowed for hundreds of gigabytes of Mr. Biden's personal data, without any discretion, to be circulated around the Internet. Politicians and the news media have used this unlawfully accessed, copied, distributed, and manipulated data to distort the truth and cause harm to Mr. Biden.

Mr. Mac Isaac has admitted to repeatedly accessing Mr. Biden's personal data.² In his recently-published book, Mr. Mac Isaac admitted to opening and reviewing the content of Mr. Biden's files on April 13, 2019 (one day after Mr. Mac Isaac has claimed Mr. Biden came to his computer repair shop carrying three laptops and left one of them behind for work). Mr. Mac Isaac readily admits his intrusion included sensitive, private material, such as a file titled, "income.pdf," which was "an email from January 16, 2017, saved as a PDF," about which Mr. Mac Isaac wrote: "At the top were the years 2013, 2014, and 2015. Next to each year was the amount of taxable income earned: \$833,000+ in 2013, \$847,000+ amended to \$1,247,000+ in 2014, \$2,478,000+ in 2015.... I read on." Backing up Mr. Biden's files for any repair did not require Mr. Mac Isaac to review the contents of any such files. Mr. Biden did not consent to Mr. Mac Isaac gaining access to the content of those files in April 2019 or at any other time. Mr. Mac Isaac in fact has conceded that "it was none of his business."

In failed attempts to justify his unlawful access of Mr. Biden's data, Mr. Mac Isaac has promoted various stories riddled with inconsistencies. For over a year, Mr. Mac Isaac said nothing in public about the devices left in April 2019 at The Mac Shop, his Wilmington, Delaware computer repair shop. But after making contact with Rudy Giuliani's lawyer, Robert Costello, in the summer of 2020, Mr. Mac Isaac broke his silence. In October 2020 (a month before the presidential election), Mr. Mac Isaac, who is vision impaired, initially claimed that he could not positively identify the person who in April 2019 left three

² MAC ISAAC, J.P., AMERICAN INJUSTICE (ch. 1, Part One: The Handoff) (2022); Jordan Howell & Erin Banco, *Man who reportedly gave Hunter's laptop to Rudy speaks out in bizarre interview*, DAILY BEAST (Oct. 14, 2020), https://www.thedailybeast.com/man-who-reportedly-gave-hunters-laptop-to-rudy-speaks-out-in-bizarre-interview. Also see a series of posts by Mr. Mac Isaac to the social-media platform GETTR (where he has used the handle "@JPMacIsaac"), selections from which are enclosed herewith at **Exhibit A**.

³ MAC ISAAC, J.P., AMERICAN INJUSTICE (ch. 1, Part One: The Handoff) (2022).

⁴ *Id*.

⁵ Andrew Rice & Olivia Nuzzi, *The Sordid Saga of Hunter Biden's Laptop, New York Magazine*, N.Y. MAG. (Sept. 12, 2022), https://nymag.com/intelligencer/article/hunter-biden-laptop-investigation.html (reporting that Mr. Mac Isaac sent an electronic message to the Giuliani Partners website on August 27, 2020, to which Rudy Giuliani's lawyer, Robert Costello, replied that Messrs. Giuliani and Costello were "in position to get the information to the right places, provided the information is accurate and was obtained lawfully").



devices at his repair shop.⁶ Months later, in December 2020, Mr. Mac Isaac switched his story and released a YouTube video, proclaiming he was "100 percent sure" Hunter Biden left the devices at The Mac Shop, in April 2019.⁷

ii. Mr. Mac Isaac Unlawfully Shared Mr. Biden's Property With Third Parties

Without Mr. Biden's consent, Mr. Mac Isaac compounded his violations of law. On multiple occasions, he provided copies of Mr. Biden's personal computer data to third parties, including on at least two instances in which Mr. Mac Isaac caused external hard drives containing replicas of Mr. Biden's data to be transported through interstate commerce:

- In or around September 2019, Mr. Mac Isaac—without Mr. Biden's consent—sent a hard drive containing Mr. Biden's data from Wilmington, Delaware to Mr. Mac Isaac's father, Richard "Steve" Mac Isaac, in Albuquerque, New Mexico, via UPS. Mr. Mac Isaac secreted this hard drive across state lines inside "an old Garfield stuffed animal."8
- Mr. Mac Isaac appears to have given another copy of data (either electronic or printed) to his uncle Ronald J. Scott, Jr., who in May 2020 was sending at least summaries of data he received from his nephew to journalists and Republican members of Congress.⁹
- In late August 2020, Mr. Mac Isaac—again, without Mr. Biden's consent—sent an additional copy of Mr. Biden's personal data to Robert Costello, counsel to Rudy Giuliani, via Federal Express.¹⁰

Most recently, Mr. Mac Isaac promoted and shared the contents of the hard drive when he appeared and spoke at "The Biden-Laptop-From-Hell Rally," sponsored by then-U.S. Senate Republican candidate Jackson Lahmeyer (Oklahoma).¹¹ Attendees at the rally even received individual thumb drives "with the

⁶ Emma-Jo Morris & Gabrielle Fonrouge, *Smoking-gun email reveals how Hunter Biden introduced Ukrainian businessman to VP dad*, N.Y. Post (Oct. 14, 2020) ("The shop owner couldn't positively identify the customer as Hunter Biden, but said the laptop bore a sticker from the Beau Biden Foundation, named after Hunter's late brother and former Delaware attorney general."), https://nypost.com/2020/10/14/email-reveals-how-hunter-biden-introduced-ukrainian- biz-man-to-dad/.

⁷ Mac Isaac, J.P., *The Truth – It was Him*, YouTube (Dec. 11, 2020), https://www.youtube.com/watch?v=THYjft9aH88.

⁸ MAC ISAAC, J.P., AMERICAN INJUSTICE (ch. 2, Part Two: The Threats) (2022) ("I found an old Garfield stuffed animal my mother had given me a while back, and cut an opening in it just large enough to slide in the external drive and related cable. Then I 'returned the gift' to my mother by handling the package off to UPS.").

⁹ MAC ISAAC, J.P., AMERICAN INJUSTICE 115, 134, 147 (2022).

¹⁰ Miranda Devine, *New bid to spin Hunter's laptop*, N.Y. POST (May 29, 2022), https://nypost.com/2022/05/29/new-bid-to-spin-hunters-laptop/; Dan Friedman, *Exclusive: Leaked messages reveal the origins of the most vile Hunter Biden smear*, MOTHER JONES (Apr. 7, 2022), https://www.motherjones.com/politics/2022/04/hunter-biden-laptop-guo-wengui-bannon-giuliani/.

¹¹ See Video, "JPMI_in_OK_WIP.mp4," https://app.frame.io/reviews/b712acd5-ca76-4fc6-8b03-73d201b6de07/a830430c-99b2-44e4-83e6-e672d507b97b (last accessed Jan. 31, 2023).



contents on Hunter Biden's Laptop." ¹² Mr. Mac Isaac, without question, shared and caused to be transported this material across state lines and in interstate commerce.

2. Robert J. Costello

In late August 2020, Mr. Mac Isaac sent via Federal Express a copy of the hard drive's contents to the home of Robert J. Costello, Rudy Giuliani's attorney. Mr. Costello has admitted that he almost immediately accessed the material without permission to do so from the owner of that material. Beyond reviewing financial information or even personal photos and other material about Mr. Biden, Mr. Costello even opened files to look at pictures of Beau Biden's final days. You feel like a voyeur, Mr. Costello later admitted about reviewing the material. Seeing the hard drive's contents as a political weapon, Mr. Costello allegedly called Mr. Giuliani and said, "[y]ou're not going to be believe what I have." Mr. Costello later shared a copy of the data with Mr. Giuliani. Mr. Costello also met with Emma-Jo Morris of the *New York Post* at his home on Long Island, where he allegedly showed her files to entice the *New York Post* to publish them. That led to Mr. Giuliani providing the newspaper with the data.

3. Rudy Giuliani

Mr. Mac Isaac also allegedly shared a copy of the hard drive with Rudy Giuliani, after a tip from Mr. Mac Isaac to one of Mr. Giuliani's assistants. Mr. Giuliani then distributed a copy to Steve Bannon (on September 28, 2020, Mr. Bannon claimed he had a copy). In addition, Mr. Giuliani, working with his friend and former New York police chief Bernard Kerik, gave a copy of a hard drive to Garrett Ziegler, a former aide to Trump White House official Peter Navarro. On October 11, 2020, Mr. Giuliani provided a copy of Mr. Biden's computer data to the *New York Post*. Mr. Biden did not consent to Messrs. Mac Isaac, Giuliani, or Costello providing his computer data to any third parties, including the *New York Post*.

¹² *Id*.

¹³ Andrew Rice & Olivia Nuzzi, *The Sordid Saga of Hunter Biden's Laptop, New York Magazine*, N.Y. MAG. (Sept. 12, 2022), https://nymag.com/intelligencer/article/hunter-biden-laptop-investigation.html.

¹⁴ *Id.* Costello said that he booted up the hard drive with the assistance of his son.

¹⁵ *Id*.

¹⁶ *Id*.

¹⁷ *Id*.

¹⁸ *Id*.

¹⁹ Rachel Olding, *Steve Bannon Boasted on Dutch TV Weeks Ago That He Had Hunter Biden's Hard Drive*, DAILY BEAST (Oct. 15, 2020), https://www.thedailybeast.com/steve-bannon-boasted-on-dutch-tv-weeks-ago-that-he-had-hunter-bidens-hard-drive.

²⁰ Emma-Jo Morris & Gabrielle Fonrouge, *Smoking-gun email reveals how Hunter Biden introduced Ukrainian businessman to VP dad*, N.Y. Post (Oct. 14, 2020), https://nypost.com/2020/10/14/email-reveals-how-hunter-biden-introduced-ukrainian-bizman-to-dad/.



4. Stephen K. Bannon

On September 28, 2020, Steve Bannon claimed he possessed a copy of Mr. Biden's computer data.²¹ Mr. Biden did not consent to Messrs. Mac Isaac, Giuliani, or Costello providing his computer data to any third parties, including but not limited to Mr. Bannon. Mr. Bannon appears to then have given at least some of the data to Guo Wengui, a Chinese billionaire who China has sought be returned to face criminal charges and who is close to Mr. Bannon²², because on October 24, 2020, and October 28, 2020, Mr. Wengui and his colleague, Yvette Wang, sent files now known to be fakes (e.g., "Salacious Pic Package" and "Hunter Burisma Emails") to followers of his on WhatsApp.²³

5. Garrett Ziegler

As stated above, Mr. Giuliani (working with his friend and former police chief Bernard Kerik²⁴) gave a copy of a hard drive to Garrett Ziegler, a former aide to Trump White House official Peter Navarro (as Mr. Ziegler explains how he got the material).²⁵ Rather than sending other copies of the data to additional people to try to impact the 2020 election, Mr. Ziegler uploaded the unverified data he had in his possession to his website Marco Polo, where today many people and media organizations get access to support the claims they make against Hunter Biden and President Biden.²⁶

6. Jack Maxey

In December 2020, Jack Maxey (an associate of Mr. Bannon's on *War Room*) made and stole yet another copy of the data from a hard drive that Mr. Bannon possessed.²⁷ Mr. Maxey then sent copies of the data to Republican members of Congress, such as Matt Gaetz,²⁸ and to the media (e.g., three copies to *The*

²¹ Rachel Olding, *Steve Bannon boasted on Dutch TV weeks ago that he had Hunter Biden's hard drive*, DAILY BEAST (Oct. 16, 2020), https://www.thedailybeast.com/steve-bannon-boasted-on-dutch-tv-weeks-ago-that-he-had-hunter-bidens-hard-drive.

²² On August 20, 2020, Bannon was arrested on Guo Wengui's yacht in the Long Island Sound and subsequent articles have described business dealing between the two.

²³ Dan Friedman, *Exclusive: Leaked messages reveal the origins of the most vile Hunter Biden smear*, MOTHER JONES (Apr. 7, 2022), https://www.motherjones.com/politics/2022/04/hunter-biden-laptop-guo-wengui-bannon-giuliani/.

²⁴ Bernie Kerik pled guilty to tax fraud and false statements in November 2009, and was pardoned by President Trump in February 2020.

Alex Thompson & Max Tani, *The Holy War over Hunter Biden's laptop*, POLITICO (Jul. 13, 2022), https://www.politico.com/newsletters/west-wing-playbook/2022/07/13/the-holy-war-over-hunter-bidens-laptop-00045698.

²⁶ See Marco Polo USA, https://bidenlaptopreport.marcopolousa.org/ (last accessed Jan. 30, 2022). Ziegler is also the person who published the contents of Ashley Biden's personal diary, which he transcribed and published online in October 2021. See also Podcast, Garrett Ziegler and Tyler Nixon EXPOSE Hunter Biden's Dirty Secrets, THE STONEZONE WITH ROGER STONE, https://rumble.com/v1zvi5m-garrett-zieger-and-tyler-nixon-expose-hunter-bidens-dirty-secrets-the-stone.html (last accessed Jan. 29, 2023).

²⁷ Andrew Rice & Olivia Nuzzi, *The Sordid Saga of Hunter Biden's Laptop, New York Magazine*, N.Y. MAG. (Sept. 12, 2022), https://nymag.com/intelligencer/article/hunter-biden-laptop-investigation.html.

²⁸ Samuel Chamberlain, *Hunter Biden laptop material entered into Congressional Record*, N.Y. Post (Mar. 29, 2022), https://nypost.com/2022/03/29/gaetz-tries-to-get-hunter-biden-laptop-into-congressional-record/.



Washington Post and one to the Daily Mail).²⁹ Mr. Maxey, alleging concern for his own safety, went to Switzerland where he continued to disseminate data from the copy that he stole from Mr. Bannon. Fox News anchor Tucker Carlson actually went to Switzerland to meet Mr. Maxey to see the data.³⁰ In his efforts, Mr. Maxey made a new sensational claim to have discovered an additional 450 gigabytes of deleted material—a claim that turned out to be false.³¹ Nevertheless, Mr. Maxey then gave a copy of the data to New York Magazine.³²

7. Yaacov Apelbaum

In his book, Mr. Mac Isaac claimed that a man named Yaacov Apelbaum (founder and CEO of cyber analytics firm XRVision), who at the time had been working with Senator Ron Johnson's office, came and assisted Mr. Mac Isaac in creating a "forensic image" of the hard drive left in his store.³³ Mr. Apelbaum did so without the knowledge and consent of the hard drive's owner. It remains unknown whether Mr. Apelbaum manipulated or tampered with the data in any way.

B. The Government Should Investigate Manipulation of Mr. Biden's Data

Evaluating the data that Mr. Mac Isaac caused to be sent to the *New York Post* in October 2020 has been exceedingly difficult because, for months, neither the *New York Post* "nor its source for the material, President Donald Trump's attorney Rudy Giuliani, were willing to share" that data with the public.³⁴ More recently, downstream recipients of what has been purported to be Mr. Biden's hard drive have reported anomalies in the data, suggesting manipulation of it.

For example:

1. The *Washington Post* received a copy of what was represented to be Mr. Biden's data from Republican activist Jack Maxey, who had stolen the data from Steve Bannon.³⁵ The *Washington Post* asked a team of forensic experts to analyze the data, and the team

²⁹ Matt Viser, *A look at the time Tucker Carlson asked Hunter Biden for a favor*, WASH. POST (May 19, 2022), https://www.washingtonpost.com/politics/2022/05/19/look-time-tucker-carlson-asked-hunter-biden-favor/.

³⁰ Alex Thompson & Max Tani, *The Holy War over Hunter Biden's laptop*, POLITICO (Jul. 13, 2022), https://www.politico.com/newsletters/west-wing-playbook/2022/07/13/the-holy-war-over-hunter-bidens-laptop-00045698.

³¹ Andrew Rice & Olivia Nuzzi, *The Sordid Saga of Hunter Biden's Laptop, New York Magazine*, N.Y. MAG. (Sept. 12, 2022), https://nymag.com/intelligencer/article/hunter-biden-laptop-investigation.html.

³² *Id*.

MAC ISAAC, J.P., AMERICAN INJUSTICE 177 (2022); see also DAILY MAIL (Apr. 9, 2021), https://www.dailymail.co.uk/news/article-9339527/Hunter-Biden-blew-tens-thousands-prostitutes-drugs-luxury-cars.html.

³⁴ *Id*.

³⁵ Tom Hamburger, Craig Timberg & Matt Viser, *Here's how The Post analyzed Hunter Biden's laptop*, WASH. POST (Mar. 30, 2022), https://www.washingtonpost.com/technology/2022/03/30/hunter-biden-laptop-data-examined/. For further reporting, *see also* Tom Hamburger, Craig Timberg & Matt Viser, *Inside Hunter Biden's multimillion-dollar deals with a Chinese energy company*, WASH. POST (Mar. 30, 2022), https://www.washingtonpost.com/politics/2022/03/30/hunter-biden-china-laptop/.



concluded that it could not verify over 99% of it.³⁶ "The drive is a mess," said one Washington Post analyst, who compared the drive to a crime scene where law enforcement finds the cops before them carelessly left Big Mac wrappers all over the scene contaminating the evidence.³⁷ "From a forensics standpoint, it's a disaster."³⁸

- 2. The *Washington Post* reported that on September 1 and 2, 2020, three new folders were added to the drive: "Desktop Documents," "Biden Burisma" and "Hunter. Burisma Documents." They also reported that, in October 2020, someone on the West Coast accessed the drive and added the following new folders: "Mail," "Salacious Pics Package" and "Big Guy File." The timing is noteworthy, as Mr. Mac Isaac reportedly sent the data to Mr. Giuliani's lawyer, Robert Costello, via Federal Express in late August 2020 (without Mr. Biden's consent), and Mr. Giuliani reportedly provided a copy of the data to the *New York Post* on October 11, 2020 (without Mr. Biden's consent).
- 3. The *Washington Post* reported that since 2019, when Mr. Mac Isaac first acquired the data, "[t]he experts found the data had been repeatedly accessed and copied by people other than Hunter Biden over nearly three years."⁴³
- 4. Mr. Mac Isaac has admitted that material has been added to the data he initially accessed and copied in 2019.⁴⁴
- 5. Former Trump Administration aide, Garrett Ziegler, published what he has represented to be a copy of Mr. Biden's hard drive that includes, among other files, text messages between

³⁶ *Id*.

³⁷ *Id*.

³⁸ *Id*.

³⁹ *Id*.

⁴⁰ Id.

⁴¹ Miranda Devine, *New bid to spin Hunter's laptop*, N.Y. POST (May 29, 2022), https://nypost.com/2022/05/29/new-bid-to-spin-hunters-laptop/; Dan Friedman, *Exclusive: Leaked messages reveal the origins of the most vile Hunter Biden smear*, MOTHER JONES (Apr. 7, 2022), https://www.motherjones.com/politics/2022/04/hunter-biden-laptop-guo-wengui-bannon-giuliani/.

⁴² Emma-Jo Morris & Gabrielle Fonrouge, *Smoking-gun email reveals how Hunter Biden introduced Ukrainian businessman to VP dad*, N.Y. Post (Oct. 14, 2020), https://nypost.com/2020/10/14/email-reveals-how-hunter-biden-introduced-ukrainian-bizman-to-dad/.

⁴³ Tom Hamburger, Craig Timberg & Matt Viser, *Here's how The Post analyzed Hunter Biden's laptop*, WASH. POST (Mar. 30, 2022), https://www.washingtonpost.com/technology/2022/03/30/hunter-biden-laptop-data-examined/.

⁴⁴ Phillip Bump, *Now warning about Hunter Biden-laptop disinfo: The guy who leaked it*, WASH. POST (Apr. 12, 2022), https://www.washingtonpost.com/politics/2022/04/12/now-warning-about-hunter-biden-laptop-disinfo-guy-who-leaked-it.



third parties, in which Mr. Biden himself is <u>not</u> a party to the communication.⁴⁵ The inclusion of other people's communications on what is supposed to be Mr. Biden's hard drive raises serious questions about whether third parties added those files to the hard drive.

6. Mr. Mac Isaac has insisted that he did not make a bit-by-bit copy or clone of the hard drive. 46 Nor could he make such a copy because the hard drive was soldered to the laptop's mother board, and he could not stay logged into the waterlogged laptop long enough to copy the entirety of the hard drive because the waterlogged laptop would periodically turn off. Instead, Mr. Mac Isaac chose what he wanted to access and copy from Mr. Biden's personal data that Mr. Mac Isaac unlawfully obtained. 47 Thus, any representation by Mr. Mac Isaac to law enforcement that what was in his possession was the *entire* hard drive would have been a knowing false statement. Moreover, the absence of a true clone of the hard drive created the opportunity for mischief—namely, the addition of files to this "hard drive," the manipulation of files on this "hard drive," and the destruction of files from this "hard drive."

C. The Government Should Investigate Possible False or Misleading Statements Mr. Mac Isaac Made to Congress

On September 24, 2020, Mr. Mac Isaac informed Senator Ron Johnson's staff that he had possession of a laptop he claimed was left at his business by Hunter Biden. However, that statement absolutely contradicts other statements Mr. Mac Isaac has made about his ability to identify who brought what he purported were the laptops. On October 14, 2020, Fox News reported that Mr. Mac Isaac is legally blind and has said "he can't be sure" it was actually Mr. Biden who dropped off the computer for repairs. Similarly, Mr. Mac Isaac stated in a TV interview that "he never had a clear look at the person dropping off the laptop." However, a few months later, after Mr. Mac Isaac was identified by the media and his

⁴⁵ Ziegler, a former aide to Peter Navarro in President Donald Trump's Office of Trade and Manufacturing Policy, published online what he represented to be data found on Hunter Biden's laptop, and that data includes communications between third parties to which Hunter Biden is not a party (*e.g.*, WhatsApp messages between Tony Bobulinski and James Gilliar). *See* MARCO POLO USA, https://bidenlaptopreport.marcopolousa.org/ (last accessed Jan. 30, 2022) (including, *inter alia*, "Tony Bobulinski Messsages.ZIP" file); Josh Boswell, *Exclusive: Former Trump aide posts online a searchable database containing a huge trove of more than 120,000 emails from Hunter Biden's abandoned laptop, DAILY MAIL (May 17, 2022), https://www.dailymail.co.uk/news/article-10825801/Former-Trump-aide-posts-huge-trove-120-000-Hunter-Biden-emails-abandoned-laptop.html.*

⁴⁶ See Exhibit A (selection of Mr. Mac Isaac's posts to the social-media platform GETTR).

⁴⁷ Phillip Bump, *Now warning about Hunter Biden-laptop disinfo: The guy who leaked it*, WASH. POST (Apr. 12, 2022), https://www.washingtonpost.com/politics/2022/04/12/now-warning-about-hunter-biden-laptop-disinfo-guy-who-leaked-it/.

⁴⁸ Ltr. from Sen. Ron Johnson, Chairman Comm. on Homeland Sec. & Governmental Aff., to DOJ Inspector General Michael E. Horowitz at 1 (Oct. 21, 2020), *available at* https://www.ronjohnson.senate.gov/services/files/7CD44E16-BF0B-495E-8B87-900467F69E50 ("On September 24, 2020, the day after Chairman Grassley and I released the majority staff report titled, 'Hunter Biden, Burisma, and Corruption: The Impact on U.S. Government Policy and Related Concerns,' a whistleblower contacted the committee and informed staff that he had possession of a laptop left in his business by Hunter Biden.").

⁴⁹ Jacqui Heinrich, *Hunter Biden email story: Computer repair store owner describes handing over laptop to FBI*, Fox NEWS (Oct. 14, 2020), https://www.foxnews.com/politics/hunter-biden-emails-computer-repair-store-owner-john-paul-mac-isaac.

⁵⁰ Bo Erickson & Stefan Becket, *What we know — and don't know — about Hunter Biden's alleged laptop*, CBS NEWS (Oct. 16, 2020), https://www.cbsnews.com/news/hunter-biden-laptop-new-york-post-story/.



story was questioned, Mr. Mac Isaac claimed that he was now "100 percent sure" that it was Mr. Biden who had visited his shop.⁵¹

Mr. Mac Isaac also contradicts himself on how the copies of the data came into being. First, he claimed that in April 2019 he could not keep the laptop on long enough to make a digital replica of the laptop's drive. ⁵² He said that the laptop battery would drain quickly to prevent this type of transfer and he had to recharge the device each night. ⁵³ He does not explain why he did not just keep the so-called laptop plugged in while he was working on it. Then, he states that he had to copy specific folders and files one at a time. ⁵⁴ Then, he claimed that in July 2019 he made another "clone" of the data, which he then loaded onto a MacBook of his own in order to recreate the original. ⁵⁵ He further claims that in September 2019, he made several of his own external drives copies which he loaded "as close to the original as possible." These are the copies he then sent or shared with others.

Mr. Mac Isaac has made other statements undermining his credibility. For example, on the one hand, he told right-wing media outlet *Real America's Voice* that he was relieved when the FBI served him with a subpoena for the computer and the data in December 2019: "I thought everything was great when they took it ... because that was what I wanted the whole time was just to get this stuff out of my shop, have the FBI – have a paper trail that afforded me some protection, both physically and legally." But Mr. Mac Isaac retained a copy of the data for himself and, in August 2020, sent that data to Mr. Giuliani's lawyer, Robert Costello. 58

I was ecstatic. I was getting everything that I wanted. I was getting protection from the FBI. I felt safe. I finally was getting this abandoned laptop and its questionable data out of my shop, and if there was evidence there then it was finally in the hands of proper authorities.

Id.

⁵¹ Mac Isaac, J.P., *The Truth – It was Him*, YOUTUBE (Dec. 11, 2020), https://www.youtube.com/watch?v=THYjft9aH88; *see also* Emma-Jo Morris & Gabrielle Fonrouge, *Smoking-gun email reveals how Hunter Biden introduced Ukrainian businessman to VP dad*, N.Y. Post (Oct. 14, 2020), https://nypost.com/2020/10/14/email-reveals-how-hunter-biden-introduced-ukrainian-biz-man-to-dad/ ("The shop owner couldn't positively identify the customer as Hunter Biden, but said the laptop bore a sticker from the Beau Biden Foundation, named after Hunter's late brother and former Delaware attorney general.").

⁵² MAC ISAAC, J.P., AMERICAN INJUSTICE 22–26 (2022).

⁵³ *Id*.

⁵⁴ *Id.* at 29–31.

⁵⁵ *Id.* at 20, 48.

⁵⁶ *Id.* at 75.

⁵⁷ Phillip Bump, *Now warning about Hunter Biden-laptop disinfo: The guy who leaked it*, WASH. POST (Apr. 12, 2022), https://www.washingtonpost.com/politics/2022/04/12/now-warning-about-hunter-biden-laptop-disinfo-guy-who-leaked-it/. In a December 15, 2020 interview, Mr. Mac Isaac claimed, in reference to providing the laptop the FBI in December 2019, "I just wanted it out of my shop," even though he had retained a copy of the data and voluntarily provided it to Robert Costello in August 2020. John Paul Mac Isaac, *The Truth -- The FBI*, YOUTUBE (Dec. 15, 2020), https://youtu.be/Q14tUY1D29A. Later in the same interview, Mr. Mac Isaac made the following incredible comment regarding his cooperation with the FBI, in 2019:

⁵⁸ Phillip Bump, *Now warning about Hunter Biden-laptop disinfo: The guy who leaked it*, WASH. POST (Apr. 12, 2022), https://www.washingtonpost.com/politics/2022/04/12/now-warning-about-hunter-biden-laptop-disinfo-guy-who-leaked-it/.



D. Federal Statutes Implicated by the Conduct Described

We believe that these facts and circumstances merit further investigation as to whether the conduct of Messrs. Mac Isaac, Costello, Giuliani, Bannon, Ziegler, Maxey and Apelbaum violated federal law—including, but not necessarily limited to, the Computer Fraud and Abuse Act, the Stored Communications Act, the National Stolen Property Act, and 18 U.S. Code § 119 (which prohibits knowingly making public restricted personal information of a "covered person," a definition which specifically encompasses Hunter Biden, as an immediate family member of the U.S. President).

i. Computer Fraud and Abuse Act—18 U.S.C. § 1030

The Computer Fraud and Abuse Act makes it a federal crime to "intentionally access[] a computer without authorization or exceed[] authorized access, and thereby obtain[] . . . information from any protected computer." Protected computer "means any computer "used in or affecting interstate or foreign commerce or communication." The phrase "exceeds authorized access" is defined by statute as "access[ing] a computer with authorization and [using] such access to obtain or alter information in the computer that the accesser is not entitled to obtain or alter." *Id.* § 1030(e)(6). The U.S. Supreme Court has interpreted this provision to mean that "an individual 'exceeds authorized access' when he accesses a computer with authorization but then obtains information located in particular areas of the computer—such as files, folders, or databases—that are off limits to him." *Van Buren v. United States*, 141 S. Ct. 1648, 1662 (2021).

The facts and circumstances presented above merit further investigation as to whether the Computer Fraud and Abuse Act was violated.

ii. Stored Communications Act—18 U.S.C. § 2701

Sections 2701(a) and (b) of the Stored Communications Act make it unlawful to: (1) "intentionally access"; (2) "a facility through which an electronic communication service is provided"; (3) without or beyond authorization; and (4) "thereby obtain[], alter[], or prevent[] authorized access to a wire or electronic communications while it is in electronic storage in such system." The Act's scope is sweeping: "electronic storage" is defined as *any* storage by an "electronic communication service" for purposes of backup protection of communications. "Electronic communication service" in turn is defined as *any* service that facilitates sending or receiving electronic communications. And, an "electronic communications" "system" encompasses *any* computer facility or related equipment for electronic storage of electronic

⁵⁹ 18 U.S.C. § 1030(a)(2)(C).

⁶⁰ *Id.* § 1030(e)(2)(B). This definition is readily satisfied. *See*, *e.g.*, *United States v. Nosal*, 676 F.3d 854, 859 (9th Cir. 2012) (en banc) (definition covers "all computers with Internet access").



communications. Case law indicates that accessing a web-based email account without authorization constitutes a violation.⁶¹

We believe the facts and circumstances described above merit further investigation as to whether the Stored Communications Act was violated.

iii. National Stolen Property Act—18 U.S.C. § 2314

The U.S. Attorney's Office for the Southern District of New York recently obtained guilty pleas from two individuals who conspired to commit interstate transportation of stolen property, involving the theft of a personal diary from Mr. Biden's sister.⁶² We believe the facts and circumstances presented above merit further investigation as to whether the conduct of some of the individuals described above violated the same underlying provision of the National Stolen Property Act (NSPA). The NSPA states in relevant part as follows:

Whoever transports, transmits, or transfers in interstate or foreign commerce any goods, wares, merchandise, securities or money, of the value of \$5,000 or more, knowing the same to have been stolen, converted or taken by fraud ... [is guilty of a crime].

18 U.S.C. § 2314. The elements of a violation are that the defendant: (1) unlawfully transported or caused to be transported in interstate or foreign commerce; (2) goods, wares, merchandise, securities, or money having a value of \$5,000 or more which are stolen, converted or taken by fraud; and (3) knowing the same to be stolen, converted or taken by fraud.⁶³ "Some tangible property must be taken from the owner for there to be deemed a 'good' that is 'stolen' for purposes of the NSPA."⁶⁴ The NSPA's requirement of "tangible" property can be satisfied even when a defendant has reproduced otherwise intangible data (such as computer data) onto a tangible, physical medium (such as an external hard drive).⁶⁵

Here, for example, by Mr. Mac Isaac's own admission, he caused to be transported in interstate commerce at least two external hard drives containing Mr. Biden's computer data, knowing the property belonged to Mr. Biden and that Mac Isaac did not have a right to take the property. Mr. Mac Isaac also knew that the value of Mr. Biden's property far exceeded \$5,000. The amount of money that Mr. Mac Isaac, Mr. Ziegler or others have raised from peddling Mr. Biden's data is significantly more than that.

⁶¹ For example, in *Hoofnagle v. Smyth-Wythe Airport Comm'n*, the defendant, a former employer of the plaintiff, accessed the plaintiff's private web-based Yahoo! email account without the plaintiff's authorization. No. 15-cv-00008, 2016 WL 3014702 (W.D. Va. May 24, 2016). The court denied summary judgment, finding that emails on Yahoo!'s servers qualified as "electronic storage" under the Stored Communications Act.

⁶² See United States v. Harris, No. 22-CR-457 (S.D.N.Y. filed Aug. 25, 2022).

⁶³ See Justice Manual, Criminal Resource Manual § 1322.

⁶⁴ United States v. Agrawal, 726 F.3d 235, 251 (2d Cir. 2013).

⁶⁵ Although the NSPA does not criminalize the theft of purely *intangible* information, the statute "*does apply* when there has been some tangible item taken, however insignificant or valueless it may be, absent the intangible component." *Id.* (emphasis in original) (quoting *United States v. Martin*, 228 F.3d 1, 14–15 (1st Cir. 2000)).



Others who received Mr. Mac Isaac's copies seemingly also transported the material in interstate commerce.

iv. Making Public Restricted Personal Information—18 U.S.C. § 119

In addition to the statutes listed above, there is also 18 U.S.C. § 119 ("Protection of individuals performing certain official duties"), which states:

"[(a)] Whoever knowingly makes restricted personal information about a covered person, or a member of the immediate family of that covered person, publicly available –

- 1) with the intent to threaten, intimidate, or incite the commission of a crime of violence against that covered person, or a member of the immediate family of that covered person; or
- 2) with the intent and knowledge that the restricted personal information will be used to threaten, intimidate, or facilitate the commission of a crime of violence against that covered person, or a member of the immediate family of that covered person.

Shall be fined under this title, imprisoned not more than 5 years, or both."

Section 119 thus makes it a crime for anyone to: (1) knowingly (2) make publicly-available any restricted personal information of a covered person or of a covered person's immediate family member; (3) with the intent to threaten, intimidate or cause violence to that person, or with the intent and knowledge that others will do so.⁶⁶ "Restricted personal information" may include a person's social security number, home address, phone number, or personal email.⁶⁷ A "covered person" includes officers and employees of the United States while they perform official duties, including the President of the United States.⁶⁸ "Immediate family members" include spouses, parents, siblings, and children.⁶⁹

Mr. Mac Isaac has caused to be made publicly available restricted information of Mr. Biden, unquestionably a covered person under Section 119, as well as certain other members of Mr. Biden's immediate family who likewise qualify as covered persons. More egregiously, Mr. Mac Isaac has sought and obtained pecuniary gain from his illegal conduct (including, most recently, a book deal). Others, like Messrs. Giuliani, Ziegler, and Maxey, also took actions to make publicly available restricted information of Mr. Biden. Some, like Mr. Ziegler, also have sought pecuniary gain for doing so.

⁶⁶ 18 U.S.C. § 119(a). It is sufficient under the statute that an individual had knowledge that the restricted personal information would be used to threaten, assault, or cause violence to an immediate family member of a covered person. *Id*.

^{67 18} U.S.C. § 119(b)(1).

⁶⁸ 18 U.S.C. § 1114.

⁶⁹ 18 U.S.C. § 115(c)(2).

⁷⁰ See, e.g., MAC ISAAC, J.P., AMERICAN INJUSTICE (2022).



The DOJ has prosecuted individuals under this statute, including on less egregious facts. In *United States v. Cosko*, the U.S. Attorney's Office for the District of Columbia charged a man for posting home addresses and phone numbers of U.S. Senators—a practice commonly referred to as "doxxing"—on Wikipedia.⁷¹ The defendant was convicted of violating 18 U.S.C. § 119 and sentenced to four years in prison.⁷² Other offices and DOJ components similarly have obtained convictions under Section 119.⁷³

Furthermore, as documented in various publications, many of the individuals named in this letter have admitted that their actions could cause harm to Mr. Biden or his family. To coin Steve Bannon's excuse, they thought it was "war." The actions described above more than merit a full investigation and, depending on the resulting facts, may merit prosecution under various statutes. It is not a common thing for a private person and his counsel to seek someone else being investigated, but the actions and motives here require it.

We kindly request that you please acknowledge receipt of this request. We can supplement this letter with additional materials and would be happy to answer any questions you have.

Sincerely,

Abbe David Lowell

Counsel for Robert Hunter Biden

⁷¹ District Man Sentenced to Four Years for Stealing Senate Information and Illegally Posting Restricted Information of U.S. Senators on Wikipedia, U.S. DEP'T OF JUST. (June 19, 2019), https://www.justice.gov/usao-dc/pr/district-man-sentenced-four-years-stealing-senate-information-and-illegally-posting.

⁷² *Id.* ("Doxxing' is the act of gathering, by licit and illicit means, and posting on the Internet personal identifying information ('PII') and other sensitive information about an individual.").

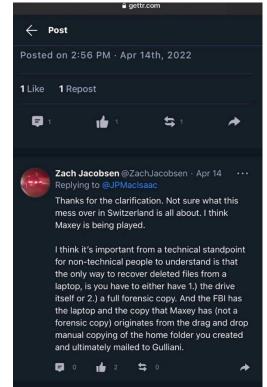
⁷³ See, e.g., United States v. Kaetz, No. 21-cr-211 (W.D. Pa. 2021) (sentencing a man to prison for sending threatening communications to a federal judge by phone and email); Ohio Man Sentenced to 20 Years in Prison for Soliciting Murder of U.S. Military Members, U.S. DEP'T OF JUST. (Aug. 7, 2017), https://www.justice.gov/opa/pr/ohio-man-sentenced-20-years-prison-soliciting-murder-us-military-members (sentencing a man to 20 years in prison for circulating personnel information of military members and soliciting their murder).

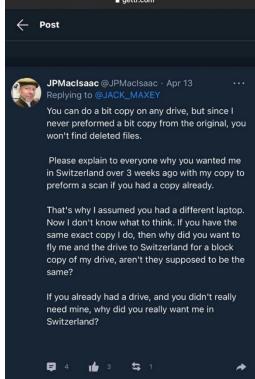
⁷⁴ Andrew Rice & Olivia Nuzzi, *The Sordid Saga of Hunter Biden's Laptop, New York Magazine*, N.Y. MAG. (Sept. 12, 2022), https://nymag.com/intelligencer/article/hunter-biden-laptop-investigation.html.



EXHIBIT A Selection of Posts By Mr. Mac Isaac to Social Media Platform GETTR









ATTACHMENTS

ATTACHMENT 1



ICU LLC 30 N GOULD ST STE R SHERIDAN, WY 82801 Date:

02/28/2022

Employer ID number:

61-1999941

Person to contact:

Name: Julia Hershman

ID number: 32067

Telephone: 877-829-5500 Accounting period ending:

December 21

December 31

Public charity status:

170(b)(1)(A)(vi)

Form 990 / 990-EZ / 990-N required:

Yes

Effective date of exemption:

July 8, 2021

Contribution deductibility:

Yes

Addendum applies:

No

DLN:

26053642001641

Dear Applicant:

We're pleased to tell you we determined you're exempt from federal income tax under Internal Revenue Code (IRC) Section 501(c)(3). Donors can deduct contributions they make to you under IRC Section 170. You're also qualified to receive tax deductible bequests, devises, transfers or gifts under Section 2055, 2106, or 2522. This letter could help resolve questions on your exempt status. Please keep it for your records.

Organizations exempt under IRC Section 501(c)(3) are further classified as either public charities or private foundations. We determined you're a public charity under the IRC Section listed at the top of this letter.

If we indicated at the top of this letter that you're required to file Form 990/990-EZ/990-N, our records show you're required to file an annual information return (Form 990 or Form 990-EZ) or electronic notice (Form 990-N, the e-Postcard). If you don't file a required return or notice for three consecutive years, your exempt status will be automatically revoked.

If we indicated at the top of this letter that an addendum applies, the enclosed addendum is an integral part of this letter.

For important information about your responsibilities as a tax-exempt organization, go to www.irs.gov/charities. Enter "4221-PC" in the search bar to view Publication 4221-PC, Compliance Guide for 501(c)(3) Public Charities, which describes your recordkeeping, reporting, and disclosure requirements.

Sincerely,

Stephen A. Martin

Director, Exempt Organizations

stephen a martin

Rulings and Agreements

2022

Limited Liability Company Annual Report

Due on or Before: July 1, 2022 ID: 2021-001018759

State of Formation: Wyoming License Tax Paid: \$60.00 AR Number: 07278454

ICU, LLC

1: Mailing Address 30 N Gould St Ste 12323 Sheridan, WY 82801

2: Principal Office Address

30 N Gould St Ste 12323 Sheridan, WY 82801

Phone: (307) 200-2803

Email: reports@registeredagentsinc.com

For Office Use Only

Wyoming Secretary of State

Herschler Bldg East, Ste.100 & 101, Cheyenne, WY

82002-0020 307-777-7311

https://wyobiz.wyo.gov/Business/AnnualReport.aspx

Current Registered Agent:

Registered Agents Inc 30 N Gould St Ste R Sheridan, WY 82801

 Please review the current Registered Agent information and, if it needs to be changed or updated, complete the <u>appropriate</u> form available from the Secretary of State's website at https://sos.wyo.gov

I hereby certify under the penalty of perjury that the information I am submitting is true and correct to the best of my knowledge.				
Riley Park	Riley Park	May 17, 2022		
Signature	Printed Name	Date		

The fee is \$60 or two-tenths of one mill on the dollar (\$.0002), whichever is greater.

Instructions:

- 1. Complete the required worksheet;
- 2. Sign and date this form; and
- 3. Return both the form and worksheet to the Secretary of State at the address provided above.

ATTACHMENT 2

GuideStar Charity Check

Icu LLC

Aka GARRETT M ZIEGLER SOLE MBR

2817 REED RD BLDG 2 BLOOMINGTON, IL 61704

- ✓ Foundation Status Code: PC*
- ✓ Public charity described in section 509(a)(1) or (2)

IRS Publication 78 Details

IRS Pub 78 verified

Organization name Location Most recent IRS Publication 78

Icu Llc Bloomington, IL December 2022

EIN <u>Deductibility status description</u> Verified with most recent Internal Revenue Bulletin

61-1999941 A public charity (50% deductibility limitation). January 23, 2023

IRS Business Master File Details

IRS BMF 5

509(a)(1)

Organization name Most recent IRS BMF Reason for Non-Private Foundation Status

ICU LLC December 12 2022 Section 509(a)(1) organization as referred to in Section

170(b)(1)(A)(vi)

EIN IRS subsection Ruling date
61-1999941 This organization is a 501(c)(3) Public Charity 02/2022

This organization was not included in the Office of Foreign Assets Control Specially Designated Nationals (SDN) list.

On September 8, 2011, the IRS issued regulations which eliminated the advance ruling process for a section 501(c)(3) organization. Learn more

* The Foundation Status Code is the code that foundations are required to provide for each grantee annually on part XV of Form 990PF. Note that this code cannot be derived in some cases (e.g., supporting organizations for which 'type' can't be determined).

<u>IRS Revenue Procedure 2011-33</u> allows grantors to rely on third-party resources, such as GuideStar Charity Check, to obtain required Business Master File (BMF) data concerning a potential grantee's public charity classification under section 509 (a) (1), (2) or (3).

GuideStar Charity Check Data Sources

- -GuideStar acquires all IRS data directly from the Internal Revenue Service.
- -<u>IRS Publication 78 (Cumulative List of Organizations)</u> lists organizations that have been recognized by the Internal Revenue Service as eligible to receive tax-deductible contributions.
- -The <u>IRS Internal Revenue Bulletin</u> (IRB) lists changes in charitable status since the last Publication 78 release. Between the release of IRS Publication 78 and the subsequent IRS Internal Revenue Bulletin, the IRB date will reflect the most recent release date of IRS Publication 78.
- -The <u>IRS Business Master File</u> lists approximately 1.7 million nonprofits registered with the IRS as tax-exempt organizations.
- -The I<u>RS Automatic Revocation of Exemption List</u> contains organizations that have had their federal tax-exempt status automatically revoked for failing to file an annual return or notice with the IRS for three consecutive years
- -The Foundation Status Code is a value derived by mapping the codes found on the <u>990PF filing instructions</u> to the corresponding codes in the IRS BMF. Note that not all codes are able to be mapped due to insufficient data.
- -The Office of Foreign Assets Control (OFAC) <u>Specially Designated Nationals (SDN) list</u> organizations that are owned or controlled by targeted individuals, groups, and entities, such as terrorists or narcotics traffickers. Their assets are blocked and U.S. persons are generally prohibited from dealing with them.

ATTACHMENT 3



Wyoming Secretary of State

Herschler Bldg East, Ste.100 & 101

Cheyenne, WY 82002-0020 Ph. 307-777-7311 For Office Use Only

Date: 07/08/2021

WY Secretary of State FILED: Jul 8 2021 8:23AM Original ID: 2021-001018759

Limited Liability Company Articles of Organization

I. The name of the limited liability company is:

ICU, LLC

II. The name and physical address of the registered agent of the limited liability company is:

Registered Agents Inc.

30 N Gould St Ste R Sheridan, WY 82801

III. The mailing address of the limited liability company is:

30 N Gould St Ste R Sheridan, WY 82801

IV. The principal office address of the limited liability company is:

30 N Gould St Ste R Sheridan, WY 82801

V. The organizer of the limited liability company is:

Registered Agents Inc. 30 N Gould St Ste R Sheridan, WY 82801

Signature: Riley Park

Print Name: Riley Park

Title: Authorized Individual

Email: reports@registeredagentsinc.com

Daytime Phone #: (307) 200-2803

Wyoming Secretary of State



Herschler Bldg East, Ste.100 & 101

Secretary of State	Cheyenne, WY 82002-0020 Ph. 307-777-7311

✓ I am the person whose signature appears on the filing; that I am authorized to file these documents on behalf of the business entity to which they pertain; and that the information I am submitting is true and correct to the best of my knowledge. ✓ I am filing in accordance with the provisions of the Wyoming Limited Liability Company Act, (W.S. 17-29-101 through 17-29-1105) and Registered Offices and Agents Act (W.S. 17-28-101 through 17-28-111). I understand that the information submitted electronically by me will be used to generate Articles of Organization that will be filed with the Wyoming Secretary of State. ✓ I intend and agree that the electronic submission of the information set forth herein constitutes my signature for this filing. ✓ I have conducted the appropriate name searches to ensure compliance with W.S. 17-16-401. ✓ I consent on behalf of the business entity to accept electronic service of process at the email address provided with Article IV, Principal Office Address, under the circumstances specified in W.S. 17-28-104(e). Notice Regarding False Filings: Filing a false document could result in criminal penalty and prosecution pursuant to W.S. 6-5-308. W.S. 6-5-308. Penalty for filing false document. (a) A person commits a felony punishable by imprisonment for not more than two (2) years, a fine of not more than two thousand dollars (\$2,000.00), or both, if he files with the secretary of state and willfully or knowingly: (i) Falsifies, conceals or covers up by any trick, scheme or device a material fact; (ii) Makes any materially false, fictitious or fraudulent statement or representation; or (iii) Makes or uses any false writing or document knowing the same to contain any materially false, fictitious or fraudulent statement or entry. ✓ I acknowledge having read W.S. 6-5-308. Filer is: ✓ An Individual ☐ An Organization Filer Information: By submitting this form I agree and accept this electronic filing as legal submission of my Articles of Organization. Signature: Date: 07/08/2021 Riley Park Print Name: **Riley Park**

Email: reports@registeredagentsinc.com

Authorized Individual

Daytime Phone #: (307) 200-2803

Title:

Wyoming Secretary of State



Herschler Bldg East, Ste.100 & 101

Cheyenne, WY 82002-0020 Ph. 307-777-7311

Consent to Appointment by Registered Agent

Registered Agents Inc., whose registered office is located at 30 N Gould St Ste R, Sheridan, WY 82801, voluntarily consented to serve as the registered agent for ICU, LLC and has certified they are in compliance with the requirements of W.S. 17-28-101 through W.S. 17-28-111.

I have obtained a signed and dated statement by the registered agent in which they voluntarily consent to appointment for this entity.

Signature:	Rilev Park	Date: 07/08/202
Oignatare.	RIIEV PAIK	Date. Officer

Print Name: Riley Park

Title: Authorized Individual

Email: reports@registeredagentsinc.com

Daytime Phone #: (307) 200-2803

STATE OF WYOMING Office of the Secretary of State

I, EDWARD A. BUCHANAN, Secretary of State of the State of Wyoming, do hereby certify that the filing requirements for the issuance of this certificate have been fulfilled.

CERTIFICATE OF ORGANIZATION

ICU, LLC

I have affixed hereto the Great Seal of the State of Wyoming and duly executed this official certificate at Cheyenne, Wyoming on this **8th** day of **July**, **2021** at **8:23 AM**.

Remainder intentionally left blank.



Filed Date: 07/08/2021

Secretary of State

Filed Online By:

Riley Park

on 07/08/2021

STATE OF WYOMING * SECRETARY OF STATE BUSINESS DIVISION

Herschler Bldg East, Ste.100 & 101, Cheyenne, WY 82002-0020 Phone: 307-777-7311 · Website: https://sos.wyo.gov · Email: business@wyo.gov

Filing Information



Please note that this form CANNOT be submitted in place of your Annual Report.

Name	ICU, LLC
------	----------

Filing ID 2021-001018759

Type Limited Liability Company Status Active

General Information

Old Name Sub Status Current Fictitious Name Standing - Tax Good Standing - RA Good Sub Type Standing - Other Good

Formed in Wyoming Filing Date 07/08/2021 8:23 AM
Term of Duration Perpetual Delayed Effective Date

Least's a Data

Inactive Date

Principal Address

30 N Gould St Ste 12323 Sheridan, WY 82801

Registered Agent Address

Registered Agents Inc 30 N Gould St Ste R Sheridan, WY 82801

Mailing Address

30 N Gould St Ste 12323 Sheridan, WY 82801

Parties

Туре	Name / Organization / Address		
Organizer Registered Agents Inc. 3		s Inc. 30 N Gould St Ste R Sheridan, WY 82801	
Notes			
Date	Recorded By	Note	

Filing Information



Please note that this form CANNOT be submitted in place of your Annual Report.

ICU, LLC Name

Filing ID 2021-001018759

Type Limited Liability Company Status Active

Most Recent Annual Report Information

Type Original AR Year 2022

License Tax \$60.00 AR Exempt Ν AR ID 07278454

AR Date 5/17/2022 10:00 AM

Web Filed Υ

Officers / Directors

Name / Organization / Address Type

Principal Address Mailing Address

30 N Gould St Ste 12323 30 N Gould St Ste 12323 Sheridan, WY 82801 Sheridan, WY 82801

Annual Report History

Num Status Date Year Tax

07278454 Original 05/17/2022 \$60.00 2022

Amendment History

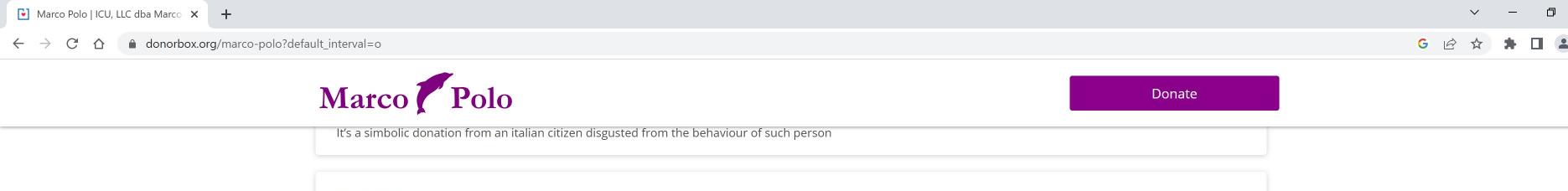
ID Description Date

2021-003324842 Address Update 09/16/2021

Principal Address 1 Changed From: 30 N Gould St Ste R To: 30 N Gould St Ste 12323

See Filing ID Initial Filing 07/08/2021

ATTACHMENT 4



Lisa | \$52.23

You guys are amazing. Garrett, you are a true patriot; Clever, tenacious & balls of steel! All Americans are forever in your debt.

Shannon Kennedy | \$52.23

Thanks for the work you do. May the Biden crime family hang publicly for what they have done to this country!

Scott | \$20.20

Fuck Joe Biden

Shannon | \$52.23

God bless you and your family Garrett!! You are a true Patriot!!

Mike | \$104.15

Keep going Garrett!!

Gayle Moudry | \$25

Thank you for your patriotism and courage. You are brave beyond measure to share the evil and treasonous corruption of the Biden crime syndicate. I pray they will be held accountable and are successfully prosecuted to the fullest extent of the law.

Porshea

I want to thank you for making this information available and keep it up. We the People must know this and make sure we get out of this mess and that it never happens again. So thank you.

Anonymous

You know U R on right track when the PAYMENT companies cancel you... We need to know what he did and HOW it still affects our govt. No sin is so great we can't talk about it. That's how you stop Satan- EXPOSURE 1st. Action next. We can heal from this brokenness.



























ATTACHMENT 5





Is this your nonprofit?



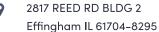
501(c)(3) organization



Donations are tax-deductible



URL not available



Effingham IL | IRS ruling year: 2022 | EIN: 61-1999941

Mission not available

Rating Information

Not currently rated

Ratings are calculated from one or more beacon scores. Currently, we require either an Accountability & Finance beacon or an Impact & Results beacon to be eligible for a Charity Navigator rating. Note: The absence of a rating does not indicate a positive or negative assessment; it only indicates that we have not yet evaluated this organization.

See rating report below to learn why this organization is not currently eligible.

Beacon Weights	+
Historical Ratings	+

Rating Report

Impact & Results

Accountability & Finance

Culture & Community

Leadership & Adaptability

This organization is not rated

SEE DETAILS

Impact & Results

Accountability & Finance

Culture & Community

Leadership & Adaptability

DONATE

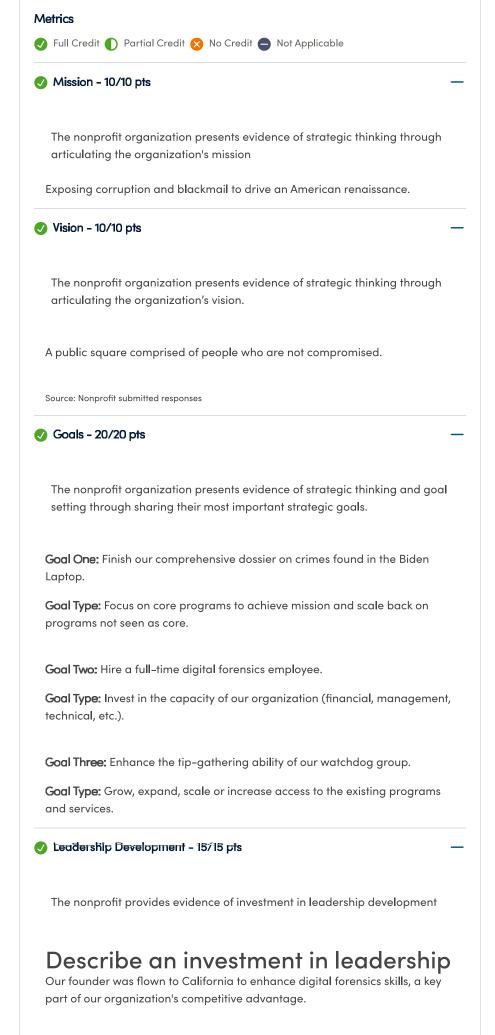


Leadership & Adaptability

Icu Llc has earned a 100% for the Leadership & Adaptability beacon. See the metrics below for more information.

This beacon provides an assessment of the organization's leadership capacity, strategic thinking and planning, and ability to innovate or respond to changes in constituent demand/need or other relevant social and economic conditions to achieve the organization's mission.

Learn more





The nonprofit provides evidence of leadership through focusing externally and mobilizing resources for the mission.

This organization mobilizes for mission in the following ways:

Thought Leadership

Raising Awareness

What are this organization's external mobilizaton efforts?

Our different social media channels have 50k+ followers—we post on them frequently and engage with our Subscribers through them and Substack, a publishing tool.

🗸 Adaptability Story - 30/30 pts

The nonprofit has an opportunity to tell the story of how the organization adapted to tremendous external changes in the last year.

We were able to gain access the a backup of an iPhone that pushed the release of our Report back at least four months. However, we adapted and forged a partnership with a media outlet which allowed us to gain revenue while we incorporated the new findings from the backup.









Special Guest & Master of Ceremonies Bob Dutko

Michigan's #1 Christian Radio Host



Keynote Speaker Garrett Ziegler

nder of Marco Polo, a non-profit research group exposing corruption Director (Office of Trade and Manufacturing Policy) in the

Thursday, December 8th, 2022

VIP RECEPTION and ADMISSION (Early Bird Pricing): \$100

GENERAL ADMISSION: (Early Bird Pricing) \$80

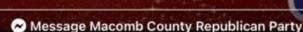
The Palazzo Grande 54660 Van Dyke Ave.

6:00p: DOORS OPEN 6:15p: VIP RECEPTION

7:00p: DINNER & PROGRAM

Shelby Twp., MI 48315 Macomb County Republican Party Nov 1402 More Event Information and to purchase tickets

Tickets are now on sale for Macomb County Rep... Sale





10 comments











Garrett Ziegler 1.22k Truths

Truths

Truths & Replies

Media



Garrett Ziegler

@garrettziegler

2mo

Speaking in my personal capacity at a Christmas dinner next month in one of the 6 key counties they stole in 2020--Macomb County, Michigan. If you're in or around Detroit, come on out. macombgop.com



Christmas Gala



Keynote Speaker Garrett Ziegler

Thursday, December 8th, 2022



www.macombgop.com

Macomb County Republican Party

The Macomb County Republican Party stands for the values, ethics and traditions of the Republican Party. Join the Macomb GOP and be a part of the future.













Full Thread











6 replies













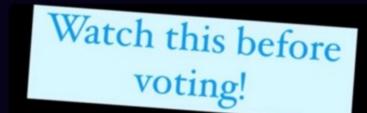
Truths

Truths & Replies

Media

The Hunter Biden laptop report includes 128,000 emails from the Biden's, and can be used as an active intelligence tool for voters at home. @mpolousa

youtu.be/-5fhhSHcs3Q





TheRachelHammSho� □

32

5 661

Full Thread

32 rep























Marco Polo 82 Truths

Truths

Truths & Replies

Media



Marco Polo 😵 @mpolousa

3mo

Thank you @mirandadevine, very cool!

twitter.com/mirandadevine/stat...

marcopolousa.substack.com/p/re...



Miranda Devine @mirandadevine

Marco Polo has done a thorough forensic on Hunter Biden's laptop. Very difficult work and their report appears to be meticulously fact-checked and footnoted. Invaluable reference for future GOP investigations since the DOJ is turning a blind eye



dailywire.com

Hunter Biden's Laptop Documents At Least 459 Legal Violations, Watchdog Group Says

12:58 PM - Oct 23, 2022 - Twitter for iPad



Twitter

Miranda Devine on Twitter



"Marco Polo has done a thorough forensic on Hunte





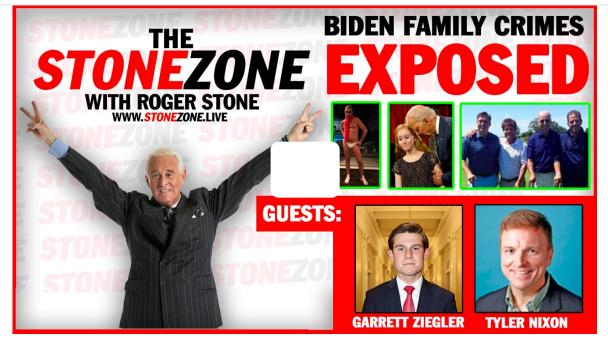






Q Sign In







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1 month ago

Garrett Zieger and Tyler Nixon EXPOSE Hunter Biden's Dirty Secrets - The StoneZONE with Roger Stone

1 27

91 0

<> Embed



• 559

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· Ca

Enjoyed this video? Join my Locals community for exclusive content at <u>rogerstone.locals.com!</u>

Marco Polo founder Garrett Ziegler enters the StoneZONE to discuss Hunter Biden's laptop, which him and his team have blown wide open. Tyler Nixon, Roger's personal lawyer, who grew up in Delaware in proximity to Hunter Biden, reveals never-before-heard secrets about him and his family! SUPPORT ROGER:

Defense Fund >> https://StoneDefenseFund.com

Family Fund >> https://stonefamilysupportfund.com/

FOLLOW ROGER:

StoneZONE >> https://StoneZone.com



Gab >> https://Gab.com/RogerJStoneJr

Telegram >> https://t.me/RogerStoneJr

Show less

2 Comments

Sign in to view comments



The StoneZONE with Roger Stone 5 days ago

TAKING DOWN GOVERNMENT GANGSTERS w/ Kash Patel + Pastors for Trump Announcement



Tam Khan 5 hours ago

A "Victim" used for Andrew Tates Arrest [Live Interview]



UnchartedX 1 day ago

Scanning a Predynastic Granite Vase to 1000th of an Inch - Changing the Game for Ancient Precision!

◆ 14.6K

→ 28



The Rubin Report 10 hours ago

Naming the Bad Actors in the CIA & China's Biggest COVID Lie | Mike Pompeo | POLITICS | Rubin Report

◆ 16.2K

☐ 157



Q Sign In

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2 months ago

600 Page Dossier On The Hunter Biden Laptop Walksthrough The Lies To Guarantee Trump's Loss In 2020

Garret Ziegler: 600 Page Dossier On The Hunter Biden Laptop Walksthrough The Lies, Suppression, And Conspiracy To Guarantee President Trump's Loss In 2020

64 Comments

Sign in to view comments



Everything the Resident said tonight is preposterous — I, a MAGA lover, respect the US Constitution so much that I actually read it and take it to heart. It says that the State Legislatures, not Soros-funded Secretaries of State, dictate the time, place, and manner of elections. And I have fought for that truth for over 18 months now, being called every name in the book, and being one of a literal handful of staffers for @realDonaldTrump to stay true to that document.

 \bigcirc 80





ˇ) 1.8k



Full Thread

80 replies







Garrett Ziegler 1.22k Truths

Truths

Truths & Replies

Media



Garrett Ziegler ReTruthed



OutlierinLA @OutlierinLA

3mo

Per JPMorgan Chase Suspicious Activity Reports ("SAR") just dropped by @garrettziegler of Marco Polo, Hunter Biden is a "Politically Exposed Person ("PEP") with negative media for possible political corruption"

The SARS were received by Marco Polo from a whistleblower. Nice work, G.

MSM cries, "Hunters not in the government. He can do whatever he wants"

Five SARs can be found here:

bidenlaptopreport.marcopolousa...

ROBERT HUNTER BIDEN ("ROBERT"), DEVON D. ARCHER ("DEVON"), and THORSDALE FOUCIARY AND GUARANTY COUPANY LTD ("THORSDALE"). ERRO D SCHWERN ("ERRO"), and THORSDALE FOUCIARY AND GUARANTY COUPANY. TO COMMON'S DEVECTA BOYAN LLD, ROSEMON'S SENECE ADVISIONS, OWASCO P.C. ("OWASCO"), BURISBAN A LOUDING LIBERT DEVENSMA", and BOHOM HARPET RST (SHANGHAR) EQUITY INVESTMENT FUND MANAGEMENT CO. LTD ("BOHAH HARVEST") for 50 were perfected to be a comparable of the coupant was activing inventory parties linked to a Positizary's Exposed Person ("PEP") with negative ined a for purities policical corruption; as well as, alteged burisess conflicts.

After receipt of an external reterral, 2PMC conducted a review of local subjects ROBERT, DEVON, ERIC, OWASCO, ROSEMONT SENECA ADVISORS, ROSEMONT SERVECA BOOKLEC, and EDIAN HARVEST. No counterparties will be listed as subjects in the filing because the transaction activity for the counterparties th expected activity, with the exception of THORSOALE, who was labed as a subject in a prior SAR with DEVON.

Inferrnal records revealed ROBERT is a former AFMC customer. Research specified high an American Lewer and PEP, as he is the second selp of former U.S. Vice President Jos Bildin. Neglative media was found on Robert for dispersion of the property of the p

Internal records revealed DEYON is a former aPNC and aPS evaluater. Revision revealed Devon is Robert's business associable and has been committeed of comparing and feduration been. According to the EDRY press retrieve Devon and two other deformations were been committeed of contentrating a schieror to derived provider and a Native American make epity of tens other deformations were been contentrating a schieror to derive devotes and a Native American make epity of tens of restrictions of deliars. Note: exercise, in 2018 a federal judge continued to the provider of missions of deliars. Note: exercise, in 2018 a federal judge continued to the provider of the prov

Third party web presence revealed OWASCO is a law firm associated with ROBERT. However, very little information could be found on the law firm.

ROBERT, along with DEVON and ERIC founded several companies using the name Rosemont Seneca. RCS SENECA ADVISIORS and ROSEMONT SENECA BOHALLC appear to be related companies in the inventment are allegations that ROBERT freedred kninos from the Chinese government that coincided with the former vici negotiating issues with China. (https://thelederalist.coin/2018/05/22/bidens-wileged-disancial-Sen-wileged-disancial-

Although ERIC is not directly listed in any of the wire

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