

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

CAUSE OF ACTION INSTITUTE)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 17-1649
)	
FEDERAL TRADE COMMISSION)	
)	
Defendant.)	

EXHIBIT 10 TO COMPLAINT

Kelly, Andrea

From: Tshibaka, Kelly C.
Sent: Tuesday, October 21, 2014 7:01 AM
To: Bumpus, Jeanne
Cc: Shonka, David C.
Subject: RE: Additional document sent to OGR

Thanks for the update!

Kelly Tshibaka
Acting Inspector General
Federal Trade Commission
202-326-3527

From: Bumpus, Jeanne
Sent: Monday, October 20, 2014 3:49 PM
To: Tshibaka, Kelly C.
Cc: Shonka, David C.
Subject: Additional document sent to OGR

Hello Kelly,

I've asked BCP paralegal Matthew Smith to send you a live link to an additional document we sent OGR last week

(b)(6), (b)(7)(A), (b)(7)(C), Speech or Debate Clause

(b)(7)(A), Speech or Debate Clause

Jeanne

Kelly, Andrea

From: Shonka, David C.
Sent: Friday, October 31, 2014 11:34 AM
To: Bumpus, Jeanne; Vandecar, Kim
Cc: Oxford, Clinton P.
Subject: RE: INC000000128353

I'll stop by in about 15 minutes -- after I finish reviewing a draft memo.

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

From: Bumpus, Jeanne
Sent: Friday, October 31, 2014 11:32 AM
To: Shonka, David C.; Vandecar, Kim
Cc: Oxford, Clinton P.
Subject: RE: INC000000128353

Thanks Dave. I've suggested to Chairman Issa's staff that we talk at 2:30 and I'll scheduler once I hear back from them. Please come on by bf 1:30 or I'm happy to come up if that's easiest.

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

From: Shonka, David C.
Sent: Friday, October 31, 2014 11:28 AM
To: Vandecar, Kim
Cc: Bumpus, Jeanne; Oxford, Clinton P.
Subject: RE: INC000000128353

(b)(5),(b)(7)(A),Speech orDebate Clause

(b)(5),(b)(7)(A),Speech orDebate Clause

am.free to discuss between now and 1:30. Let me know if you would like me to drop.by. Thanks.

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

From: Vandecar, Kim
Sent: Friday, October 31, 2014 10:14 AM
To: Shonka, David C.
Cc: Bumpus, Jeanne; Oxford, Clinton P.
Subject: Re: INC000000128353

(b)(5),(b)(7)(A),Speech orDebate Clause

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

From: Shonka, David C.
Sent: Friday, October 31, 2014 09:57 AM
To: Vandecar, Kim
Cc: Bumpus, Jeanne; Oxford, Clinton P.
Subject: RE: INC000000128353

(b)(5),(b)(7)(A),Speech or Debate Clause




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

From: Vandecar, Kim
Sent: Thursday, October 30, 2014 12:11 PM
To: Shonka, David C.
Cc: Bumpus, Jeanne; Oxford, Clinton P.
Subject: FW: INC000000128353

Hi Dave,

(b)(7)(A),Speech or Debate Clause



Kim

From: Smith, Matthew
Sent: Thursday, August 28, 2014 5:01 PM
To: Shonka, David C.
Cc: Vandecar, Kim; Schoshinski, Robert; Havens, Kevin
Subject: FW: INC000000128353

Good afternoon Dave,

Checking in to ensure you have access to the folder noted below. Please let me know if you do not.

Best,

Matt

Folder:

(b)(7)(E)

A large rectangular area is redacted with a grey fill and a black border. The text "(b)(7)(E)" is visible in the top-left corner of this redacted area.

Matthew Smith

Division of Privacy and Identity Protection

Federal Trade Commission

400 7th Street SW

Washington, DC 20001

Mail Stop – CC 8232

Direct: (202)326-2693

Fax: (202)326-3062

Email: msmith4@ftc.gov

This email message and any attachments are confidential and may be privileged. If you are not the intended recipient, please delete the email and notify the sender.

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

From: Havens, Kevin

Sent: Tuesday, July 29, 2014 12:37 PM

To: Shonka, David C.; Smith, Matthew

Subject: FW: INC000000128353

Let me know if there are any access issues. You will need to log off and back on the pc.

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

From: FTCRemedy [mailto:FTCRemedy@ftc.gov <mailto:FTCRemedy@ftc.gov>]

Sent: Friday, July 25, 2014 1:48 PM

To: Havens, Kevin

Subject: INC000000128353.

Kevin,

Per request INC000000128353 I have taken the following actions.

Added

(b)(7)(E)

The customer will need to log out of and back into Windows 7 to access the folder.

If you have any questions, please contact the Enterprise Service Desk.

Edward Chism, (CTR)

FTC Enterprise Service Desk

202-326-3500

helpdesk@ftc.gov <mailto:helpdesk@ftc.gov>

(URS Federal Services)

"Please send all inquiries and replies regarding this matter to Helpdesk@ftc.gov <mailto:Helpdesk@ftc.gov> mailbox, which is monitored continuously."

Email Attachment :

Kelly, Andrea

From: Shonka, David C.
Sent: Friday, October 31, 2014 11:03 AM
To: Vandecar, Kim
Cc: Bumpus, Jeanne; Oxford, Clinton P.
Subject: RE: INC000000128353

(b)(5),(b)(7)(A), Speech or Debate Clause

A rectangular area of the document is redacted with a solid grey fill. The text "(b)(5),(b)(7)(A), Speech or Debate Clause" is positioned at the top left of this redacted area.

Duplicate, Speech or Debate Clause

A large rectangular area of the document is redacted with a solid grey fill. The text "Duplicate, Speech or Debate Clause" is positioned at the top left of this redacted area.

Kelly, Andrea

From: Bumpus, Jeanne
Sent: Friday, September 26, 2014 10:17 AM
To: Shonka, David C.; Vandecar, Kim
Subject: RE: Issa response 140926.doc
Attachments: Issaresponse926.doc

Thanks Dave,

Here are possible edits.

From: Shonka, David C.
Sent: Friday, September 26, 2014 8:41 AM
To: Bumpus, Jeanne; Vandecar, Kim
Subject: Issa response. 140926.doc

I've now added a new sentence to end of the first paragraph.

Kelly, Andrea

From: Bumpus, Jeanne
Sent: Friday, August 22, 2014 1:05 PM
To: Schoshinski, Robert
Cc: Mithal, Maneesha
Subject: RE: (b)(7)(A), Speech or Debate Clause

Bob,

Of course. Please include anyone you think is appropriate.

Jeanne

From: Schoshinski, Robert
Sent: Friday, August 22, 2014 12:56 PM
To: Bumpus, Jeanne
Cc: Mithal, Maneesha
Subject: RE: (b)(7)(A), Speech or Debate Clause

Jeanne:

(b)(5), (b)(7)(A)

Thanks,

Bob Schoshinski

From: Bumpus, Jeanne
Sent: Friday, August 22, 2014 10:27 AM
To: Mithal, Maneesha; Schoshinski, Robert; Sheer, Alain; Kaufman, Daniel; Vandecar, Kim; Shonka, David C.; Rich, Jessica L.
Subject: (b)(7)(A), Speech or Debate Clause

Hello,

(b)(6), (b)(7)(A), (b)(7)(C) Speech or Debate Clause

Jeanne

Kelly, Andrea

From: Bumpus, Jeanne
Sent: Friday, August 22, 2014 10:38 AM
To: Shonka, David C.
Subject: RE: (b)(7)(A), Speech or Debate Clause

Thanks Dave. (b)(5)

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

From: Shonka, David C.
Sent: Friday, August 22, 2014 10:36 AM
To: Bumpus, Jeanne; Mithal, Maneesha; Schoshinski, Robert; Sheer, Alain; Kaufman, Daniel; Vandecar, Kim; Rich, Jessica L.
Subject: RE: (b)(7)(A), Speech or Debate Clause

So you know, I will not be here on the 29th or the 2nd.

Duplicate, Speech or Debate Clause



Kelly, Andrea

From: Shonka, David C.
Sent: Monday, October 20, 2014 2:23 PM
To: Sheer, Alain; Bumpus, Jeanne; Vandecar, Kim; Kaye, Robert S.
Subject: RE: (b)(7)(A), Speech or Debate Clause

(b)(5), (b)(6), (b)(7)(A), (b)(7)(C), Speech or Debate Clause

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

From: Sheer, Alain
Sent: Monday, October 20, 2014 2:05 PM
To: Bumpus, Jeanne; Shonka, David C.; Vandecar, Kim; Kaye, Robert S.
Subject: RE: (b)(7)(A), Speech or Debate Clause

Ok with me. Alain

From: Bumpus, Jeanne
Sent: Monday, October 20, 2014 1:54 PM
To: Shonka, David C.; Vandecar, Kim; Sheer, Alain; Kaye, Robert S.
Subject: RE: (b)(7)(A), Speech or Debate Clause

Dave,

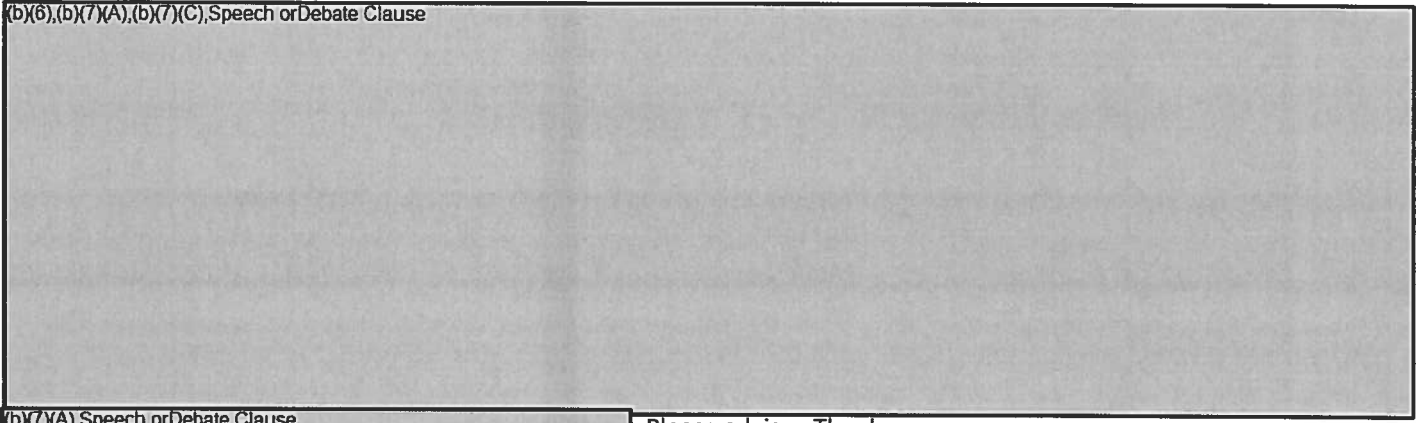
(b)(6), (b)(7)(A), (b)(7)(C), Speech or Debate Clause

Jeanne

From: Shonka, David C.
Sent: Monday, October 20, 2014 1:22 PM
To: Bumpus, Jeanne; Vandecar, Kim; Sheer, Alain; Kaye, Robert S.

Subject: (b)(7)(A), Speech or Debate Clause

(b)(6), (b)(7)(A), (b)(7)(C), Speech or Debate Clause



(b)(7)(A), Speech or Debate Clause

Please advise. Thanks.

Kelly, Andrea

From: Kaye, Robert S.
Sent: Monday, October 20, 2014 1:47 PM
To: Shonka, David C.; Bumpus, Jeanne; Vandecar, Kim; Sheer, Alain
Subject: Re: (b)(7)(A), Speech or Debate Clause

(b)(7)(A), Speech or Debate Clause

Duplicate Speech or Debate Clause

Kelly, Andrea

From: Bumpus, Jeanne
Sent: Friday, September 26, 2014 12:43 PM
To: Shonka, David C.; Kaufman, Daniel; Mithal, Maneesha; Vandecar, Kim; Schoshinski, Robert; VanDruff, Laura Riposo; Sheer, Alain; Cohen, Kristin; Rich, Jessica L.
Subject: Revised draft email to Chairman Issa

(b)(5),(b)(6),(b)(7)(A),(b)(7)(C),Speech or Debate Clause



Sincerely,

Jeanne Bumpus
Director
Office of Congressional Relations
Federal Trade Commission
(202) 326-2946

From: Bumpus, Jeanne
Sent: Thursday, September 25, 2014 3:22 PM
To: Shonka, David C.; Kaufman, Daniel; Mithal, Maneesha; Vandecar, Kim; Schoshinski, Robert; VanDruff, Laura Riposo; Sheer, Alain; Cohen, Kristin
Subject: Draft reply to Chairman Issa

(b)(5),(b)(6),(b)(7)(A),(b)(7)(C),Speech or Debate Clause



Jeanne Bumpus
Director
Office of Congressional Relations
Federal Trade Commission
(202) 326-2946

Kelly, Andrea

From: Smith, Matthew
Sent: Wednesday, September 03, 2014 3:21 PM
To: jennifer.barblan@mail.house.gov; kathleen.teleky@mail.house.gov;
Mark.Marin@mail.house.gov; megan.berroya@mail.house.gov;
lucinda.lessley@mail.house.gov; brandon.reavis@mail.house.gov;
tyler.grimm@mail.house.gov
Cc: Vandecar, Kim; Bumpus, Jeanne
Subject: 2014.09.03_Nonpublic Info and Documents Re Tiversa To Chairman Issa

You have received 1 secure file from msmith4@ftc.gov.
Use the secure link below to download.

Dear Committee Staff,

Below you will find a link to download additional documents Chairman Issa requested in a letter to the FTC on July 18, 2014. As discussed with Commission staff, the information contained in these documents is highly sensitive. The link to download these documents will be active for a period of 48 hours or about 2 days. Should you have any questions, please do not hesitate to contact Kim Vandecar at (202) 326-2858.

Kind Regards,

Matt Smith

Matthew Smith
Division of Privacy and Identity Protection
Federal Trade Commission
400 7th Street, SW
Washington, D.C. 20024
Mail Stop CC-8232
Direct: (202)326-2693
Fax: (202)326-3062
Email: msmith4@ftc.gov

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Secure File Downloads:

Available until: **07 September 2014**

Click link to download:

[2014.09.03 Nonpublic Info and Documents Re Tiversa To Chairman Issa.zip](#)
1,781.53 KB

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Kelly, Andrea

From: Smith, Matthew
Sent: Wednesday, October 08, 2014 4:28 PM
To: jennifer.barblan@mail.house.gov; kathleen.teleky@mail.house.gov;
Mark.Marin@mail.house.gov; meghan.berroya@mail.house.gov;
lucinda.lessley@mail.house.gov; brandon.reavis@mail.house.gov;
tyler.grimm@mail.house.gov
Cc: Bumpus, Jeanne; Vandecar, Kim
Subject: Document from the Federal Trade Commission

You have received 1 secure file from msmith4@ftc.gov.
Use the secure link below to download.

Dear Committee Staff,

Attached please find the signed version of the certification document the FTC sent you on October 6, 2014. If you have any questions please contact Kim Vandecar at 202-326-2858.

Kind Regards,

Matt Smith

Matthew Smith
Division of Privacy and Identity Protection
Federal Trade Commission
400 7th Street, SW
Washington, D.C. 20024
Mail Stop CC-8232
Direct: (202)326-2693
Fax: (202)326-3062
Email: msmith4@ftc.gov

Secure File Downloads:
Available until: **12 October 2014**

Click link to download:

[Tiversa Certification of Records of Regularly Conducted Activity.pdf](#)
670.42 KB

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Kelly, Andrea

From: Smith, Matthew
Sent: Wednesday, October 15, 2014 2:20 PM
To: jennifer.barblan@mail.house.gov; kathleen.teleky@mail.house.gov;
Mark.Marin@mail.house.gov; megan.berroya@mail.house.gov;
lucinda.lessley@mail.house.gov; brandon.reavis@mail.house.gov;
tyler.grimm@mail.house.gov
Cc: Vandecar, Kim; Bumpus, Jeanne
Subject: Document from the Federal Trade Commission

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Use the secure link below to download.

Dear Committee Staff,

Below you will find a link to download an additional document Chairman Issa requested in a letter to the FTC on September 22, 2014. The link to download this document will be active for a period of 48 hours or about 2 days. Should you have any questions, please do not hesitate to contact Kim Vandecar at (202) 326-2858.

Kind Regards,

Matt Smith

Matthew Smith
Division of Privacy and Identity Protection
Federal Trade Commission
400 7th Street, SW
Washington, D.C. 20024
Mail Stop CC-8232
Direct: (202)326-2693
Fax: (202)326-3062
Email: msmith4@ftc.gov

Secure File Downloads:
Available until: **19 October 2014**

Click link to download:

[SKMBT_42313082116011.pdf](#)
156.18 KB

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Kelly, Andrea

From: Smith, Matthew
Sent: Monday, October 06, 2014 5:33 PM
To: jennifer.barblan@mail.house.gov; kathleen.teleky@mail.house.gov;
Mark.Marin@mail.house.gov; megan.berroya@mail.house.gov;
lucinda.lessley@mail.house.gov; brandon.reavis@mail.house.gov;
tyler.grimm@mail.house.gov
Cc: Bumpus, Jeanne; Vandecar, Kim
Subject: Documents from the Federal Trade Commission

You have received 1 secure file from msmith4@ftc.gov.

Use the secure link below to download.

Dear Committee Staff,

Below you will find a link to download some of the documents Chairman Issa requested in a letter to the FTC on September 22, 2014. As discussed with Commission staff, the information contained in these documents is highly sensitive. The link to download these documents will be active for a period of 48 hours or about 2 days. Should you have any questions, please do not hesitate to contact Kim Vandecar at (202) 326-2858.

Kind Regards,

Matt Smith

Matthew Smith
Division of Privacy and Identity Protection
Federal Trade Commission
400 7th Street, SW
Washington, D.C. 20024
Mail Stop CC-8232
Direct: (202)326-2693
Fax: (202)326-3062
Email: msmith4@ftc.gov

Secure File Downloads:

Available until: 10 October 2014

Click link to download:

[20141006_Production.zip](#)
416,164.30 KB

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Kelly, Andrea

From: Smith, Matthew
Sent: Monday, November 17, 2014 4:19 PM
To: Jennifer.Barblan@mail.house.gov
Cc: Bumpus, Jeanne; Vandecar, Kim
Subject: FTC Document Request Re-Send

You have received 1 secure file from msmith4@ftc.gov.

Use the secure link below to download.

Ms. Barblan,

Below you will find a link to download documents Chairman Issa requested in a letter to the FTC on September 22, 2014, as well as additional documents regarding verification, which we discussed with Majority staff on Friday. Please note that the information contained in these documents is highly sensitive. The link to download these documents will be active for a period of 48 hours or about 2 days. Should you have any questions, please do not hesitate to contact Kim Vandecar at (202) 326-2858.

Regards,

Matt Smith

Matthew Smith
Division of Privacy and Identity Protection
Federal Trade Commission
400 7th Street SW
Washington, DC 20001
Mail Stop – CC 8232
Direct: (202)326-2693
Fax: (202)326-3062
Email: msmith4@ftc.gov

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50,450.37 KB

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Kelly, Andrea

From: King, Donald
Sent: Monday, November 03, 2014 4:28 PM
To: jennifer.barblan@mail.house.gov; kathleen.teleky@mail.house.gov;
meghan.berroya@mail.house.gov; lucinda.lessley@mail.house.gov;
brandon.reavis@mail.house.gov; tyler.grimm@mail.house.gov;
tim.lynch@mail.house.gov; Ashley.callen@mail.house.gov
Cc: Bumpus, Jeanne; Vandecar, Kim
Subject: FTC Document Request

You have received 1 secure file from dking1@ftc.gov.

Use the secure link below to download.

Below you will find a link to download documents Chairman Issa requested in a letter to the FTC on September 22, 2014, as well as additional documents regarding verification, which we discussed with Majority staff on Friday. Please note that the information contained in these documents is highly sensitive. The link to download these documents will be active for a period of 48 hours or about 2 days. Should you have any questions, please do not hesitate to contact Kim Vandecar at (202) 326-2858.

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50,450.32 KB

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