

# **EXHIBIT 1**



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**FEDERAL BUREAU OF INVESTIGATION**

Date of entry 09/26/2022

**DELIBERATIVE MATERIAL/ATTORNEY WORK PRODUCT/PRIVILEGED ATTORNEY-CLIENT  
COMMUNICATION**

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On August 8, 2022, Federal Bureau of Investigation Special Agents ("SAs") **FBI 17, 13, 36, and 5** served as "filter team" agents and **FBI 12** served as filter team leader (together, the "Filter Team") during the execution of a court-authorized search warrant (the "Search Warrant") of the property located at 1100 S. Ocean Blvd., Palm Beach, Florida 33480 (the "Premises") for items identified in the attachment to the Search Warrant (the "Attachment B").

**FILTER PROCEDURES**

Specifically, the Attachment B identified with particularity the following items to be seized: All physical documents and records constituting evidence, contraband, fruits of a crime, or other items illegally possessed in violation of 18 U.S.C. §§ 793, 2071, or 1519, including the following:

1. Any physical documents with classification markings, along with any containers/boxes (including any other contents) in which such documents are located, as well as any other containers/boxes that are collectively stored or found together with the aforementioned documents and containers/boxes;
2. Information, including communications in any form, regarding the retrieval, storage, or transmission of national defense information or classified material;
3. Any government and/or Presidential Records created between January 20, 2017, and January 20, 2021; and

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Investigation on 08/08/2022 at Palm Beach, Florida, United States (In Person)File # [REDACTED] Date drafted 08/23/2022by FBI 17, 13, 36, and 5

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[REDACTED]  
(U//FOUO) Filter Team Search of Premises  
Located at 1100 S. Ocean Blvd., Palm  
Beach, Florida 33480

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4. Any evidence of the knowing alteration, destruction, or concealment of any government and/or Presidential Records, or of any documents with classification markings.

The Affidavit to the Search Warrant also set forth general search procedures for the Filter Team, including stating that if the Filter Team "determines the documents or data are not potentially attorney-client privileged, they will be provided to the law-enforcement personnel assigned to the investigation." In addition, the Affidavit provided that "[i]f the [Filter] Team determines that documents are potentially attorney client privileged or merit further consideration in that regard, a [Filter] Team attorney may do any of the following:

1. apply ex parte to the court for a determination whether or not the documents contain attorney-client privileged material;
2. defer seeking court intervention and continue to keep the documents inaccessible to law-enforcement personnel assigned to the investigation; or
3. disclose the documents to the potential privilege holder, request the privilege holder to state whether the potential privilege holder asserts attorney-client privilege as to any documents, including requesting a particularized privilege log, and seek a ruling from the court regarding any attorney-client privilege claims as to which the [Filter] Team and the privilege-holder cannot reach agreement."

Prior to commencing the search, the Department of Justice ("DOJ") assigned [REDACTED]

[REDACTED], as the Filter Team attorneys. In addition, prior to commencing the search, the Filter Team received an email brief from [REDACTED] and a more formal memorandum that provided specific procedures for conducting the filter review (the "Filter Memorandum"). In pertinent part, the Filter Memorandum provided:

As set forth in paragraph 82 of the warrant, the filter team will conduct the search of the 45 Office and will seize materials responsive to Attachment B of the warrant ("responsive materials"). As part of the search protocols, the filter team will conduct an initial review of any responsive materials to determine whether the materials contain potentially privileged information. To the extent there is any doubt or question as to whether any materials are potentially privileged, the filter team should err on the side of

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caution and mark the materials as potentially privileged for further review. If the filter team determines that any responsive materials contain potentially privileged information, the filter team should clearly mark the materials as potentially privileged. If potentially privileged materials are comingled with non-privileged materials in a container, the filter team should clearly mark the entire container (or evidence envelope containing the contents of certain containers, such desk drawers) as potentially privileged. Materials (and containers and evidence envelopes) marked as potentially privileged will be reviewed further, likely at a different location and time, to allow for the steps described in paragraph 84 to be considered by the filter attorneys. The FBI will decide whether any responsive materials marked as potentially privileged will remain in Florida or be transferred to DC depending on the outcome of the search.

If, during the search of the 45 Office, the filter team identifies a document marked as classified that is comingled in a container with potentially privileged materials, the filter team should document the location of the classified document, photograph it and the location where it was found, including with the comingled documents and container, and then provide the classified document to the case team so that it can be handled appropriately. The filter team should seize the remainder of the comingled materials as being responsive to Attachment B and clearly mark the container as potentially privileged. The FBI will maintain evidence and chain-of-custody logs for the classified document and the container and comingled documents.

Additionally, while ERT is not part of the filter team, the ERT members involved with documenting the search of the 45 Office [may] be exposed to potentially privileged materials, and so, they should be working closely with the filter team to ensure that all potentially privileged information is segregated from the case team. For example, the filter team should be mindful that photographs taken by ERT of any responsive materials in the 45 Office, including the location where the materials were found and any other comingled materials, may also contain potentially privileged materials. The filter team should mark the SD card(s) containing photographs of the 45 Office and any responsive

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materials found within the office as potentially privileged for further privilege review [if photographs of potentially privileged materials were taken]. The SD card(s) should also be marked with appropriate classified markings if photographs of classified documents were taken.

#### FILTER SEARCH OF THE "45 OFFICE"

The search of the Premises commenced at approximately 10:00 AM. [REDACTED] FBI 12, 17, and 13 proceeded to an area located near a kitchen that contained a storage area with a back-right room enclosed by a gold-painted door that contained a padlock (the "Storage Room"). While members of the search team awaited for a key to the Storage Room, Filter Team members performed a quick search of all furniture and other items in plain view to ensure that no potentially privileged documents could be viewed by members of the case team. Filter Team members found no such documents.

Before the case team could locate a key or otherwise open the Storage Room, all Filter Team members were instructed by the case team to proceed to a second-floor office location known as the "45 Office." The 45 Office contained two primary rooms. As one walks up the stairs to the 45 office, the first room is the ante room accessible only from the stairwell that contained three office desks (the "Ante Room"). The 45 Office also contained an adjacent room with a single office desk accessible only from the ante room and an additional smaller room and a bathroom (the "Primary Office").

Just prior to the Filter Team entering the Ante Room, photographers captured entry photographs. At that point, all members of the Filter Team performed an initial plain view search of the Ante Room. No potentially privileged documents were found in plain view. Photographers then took entry photographs of the primary office, and all Filter Team members performed a plain view search of the Primary Office. Again, no potentially privileged documents were found in plain view. At that point, the Filter Team learned that the case team had gained access to the Storage Room. SA FBI 36 then moved to the Storage Room to assist with filter procedures for any documents found therein.

#### Primary Office

FBI 17, 13, and 5 then began a detailed search of the

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Primary Office for potentially privileged documents. SA FBI 17 located potentially privileged documents in the top right drawer of the single desk located in the Primary Office. These documents were not commingled with any relevant documents. For this reason, SA FBI 17 applied tape across the drawer and affixed a sign indicating that the contents of the drawer contained potentially privileged information. Around the same time, SA FBI 5 located one document with classification markings in another drawer in the same desk.

SA FBI 13 then began searching a closet adjacent to the Primary Office that contained clothing and other items, while SA FBI 17 searched bookcases in the Primary Office. Shortly after beginning this search, SA FBI 13 was joined by SA FBI 5. During the search of the closet, SAs FBI 13 and 5 discovered a box that contained many documents bearing classification markings but that did not contain any potentially privileged documents.

SAs FBI 13, 5, and 17 located no additional potentially privileged documents in the Primary Office beyond what was observed in the top-right drawer of the single desk.

#### Ante Room

SAs FBI 13, 5, and 17 then proceeded to perform a detailed search of the Ante Room, including the three office-type desks present there. These SAs each individually began searching separate desks. However, shortly after beginning the desk searches, SA FBI 5 left for the Storage Room to assist SA FBI 36 who had requested additional help.

SAs FBI 13 and 17 found no potentially privileged documents in the two desks located in the right side of the Ante Room. However, SAs FBI 17 and 13 did observe potentially privileged documents in and near the left-most desk in the Ante Room located just before the entrance to the Primary Office. First, SA FBI 17 found several potentially privileged documents behind the left desk near a printer. These documents included, among other things, billings from a law firm, a handwritten note, and an affidavit that may have been a draft. These documents were not commingled with relevant documents but were located with and around other documents not relevant to the investigation and thus not subject to seizure under Attachment B.

FBI 12 and 17 then held several telephone calls with Attorney

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[REDACTED] about these documents. In order to prevent the possibility that case team members would see the potentially privileged documents, and out of an abundance of caution, Attorney [REDACTED] agreed that the Filter Team should set these documents aside. SA FBI 17 then set each of these potentially privileged documents on a coffee table and covered them with cover sheets indicating privileged information. Later, when the case team had finished its work in the Ante Room, these documents were returned to the area where they were found and the cover sheets were removed.

SA FBI 17 then searched the drawers on the left-side desk. SA FBI 13 later assisted SA FBI 17 with the bottom-right drawer of that final desk, which contained a significant number of papers amongst hanging file folders. Within that bottom-right drawer, SA FBI 17 and 13 detected potentially privileged documents amongst other items, including apparent correspondence between the former President of the United States and the Leader of North Korea, and three U.S. Passports (two personal and one official) of the former President of the United States. Amongst these documents, SAs FBI 17 and 13 found other documents appearing to be Presidential Records. Because the bottom-right desk drawer contained both potentially privileged documents and documents to be seized under Attachment B, and consistent with the instructions in the Filter Memorandum, SAs FBI 17 and 13 [REDACTED] taped and marked the bottom-right desk drawer signifying potentially privileged documents, and instructed FBI Evidence Response Team members to seize the contents of the entire drawer and mark its outside packing as "Privileged." The contents of the desk drawer were identified as "4 - Documents" on the Receipt of Property.

[Agent Note: the search of the bottom-right drawer of the final desk in the Ante Room is the subject of a more fulsome FD-302 filed under the same case file number.]

Following the search of the final desk in the Ante Room, SAs FBI 17 and 13 [REDACTED] then searched various other cabinets and furniture in the Ante Room. SAs FBI 17 and 13 [REDACTED] also searched a bathroom adjacent to the Ante Room. SAs FBI 17 and 13 [REDACTED] found no additional potentially privileged documents. Following the conclusion of the filter search of the 45 Office, SAs FBI 17 and 13 [REDACTED] then proceeded to the Storage Room.

#### FILTER SEARCH OF STORAGE ROOM

After the case team had gained access to the Storage Room, SA FBI 36 [REDACTED]

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[REDACTED]

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performed an initial plain view search before photographers obtained entry photographs. The Storage Room contained numerous cardboard and "bankers" type boxes amongst items of presidential memorabilia.

Before beginning a detailed search of the Storage Room, SA **FBI 36** was joined by SA **FBI 5**. As instructed by the case team and the Filter Team attorneys, SAs **FBI 36 and 5** searched individual boxes within the storage room to determine whether any boxes had relevant material subject to seizure under Attachment B and to determine whether any boxes contained potentially privileged material. SAs **FBI 13** and **FBI 17** joined later.

The Filter Team detected that several boxes in the Storage Room contained information bearing classification markings at varying classification levels in addition to documents appearing to be presidential records. In addition, the following five boxes were determined to have potentially privileged documents commingled amongst other documents relevant to the investigation and which were subject to seizure under Attachment B:

- 1. 29 - Box Labeled A-14;
- 2. 30 - Box Labeled A-26;
- 3. 31 - Box Labeled A-43;
- 4. 32 - Box Labeled A-13;
- 5. 33 - Box Labeled A-33.

Prior to marking the above-listed boxes as containing potentially privileged information, SA **FBI 17** held a telephone conversation with Attorney [REDACTED] concerning the content of the potentially privileged documents. Attorney [REDACTED] agreed to treat each of the documents in question as potentially privileged. SA **FBI 17** then taped and marked each of the above-listed five boxes as containing potentially privileged information and instructed Evidence Response Team members to keep those boxes separated from others.

**FILTER SEARCH OF RESIDENTIAL AREAS**

Following the conclusion of the filter search of the Storage Room, SAs **FBI 17, 36, 13, and 5** began searching areas of the Premise known as the "Residence," including bedrooms and related areas of the former President of the United States and his family. SAs **FBI 17, 36, 13, and 5** began by performing plain view searches and then later commenced detailed searches in areas where documents and other papers could be found.

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At approximately the same time, FBI 12 began a plain view search for potentially privileged materials in and around unoccupied residential rooms in other areas of the Premises. FBI 12 located no potentially privileged documents and no documents to be seized under Attachment B.

FBI 12 then joined the remaining members of the Filter Team and assisted the Filter Team to finish the filter search of the areas in the Residence. The Filter Team located no potentially privileged documents or materials in the Residence. Likewise, the Filter Team did not locate any documents or other materials relevant and that could be seized under Attachment B within the Residence area.

#### SEIZURE AND TRANSPORT OF POTENTIALLY PRIVILEGED DOCUMENTS

In total, the Filter Team seized the following items listed in the appropriate Receipt for Property that contained potentially privileged documents:

1. 4 - Documents;
2. 29 - Box Labeled A-14;
3. 30 - Box Labeled A-26;
4. 31 - Box Labeled A-43;
5. 32 - Box Labeled A-13;
6. 33 - Box Labeled A-33.

FBI 12 signed and provided a Receipt for Property indicating the seizure of these items. Per the procedures in the Filter Memorandum and as instructed by attorneys from DOJ, these six boxes containing potentially privileged information were transported to FBI's Washington Field Office for a subsequent and more thorough filter review by another filter team in consultation with Filter Team attorneys.

FBI 12 and 17 transported the six boxes to the FBI Miami Filed Office for overnight storage in a secured area. During this transport, FBI 12 utilized a separate van to transport the six boxes containing potentially privileged materials so as not to commingle boxes containing potentially privileged materials from boxes that did not contain potentially privileged materials. The next day, August 9, 2022, FBI 12 and 17 transported the six boxes to an FBI airplane, again in a van separate from other evidence seized during the search. FBI 12 then accompanied the six boxes on the FBI airplane. To maintain separation

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between potentially privileged documents and documents not potentially privileged, FBI 12 moved the six boxes of potentially privileged materials into the passenger area of the airplane, while all other evidence collected during the search was stored in the cargo area of the airplane. Upon arrival in Washington, FBI 12 transferred custody of the six boxes to members of the WFO Filter Team.

The following documents will be maintained in the electronic 1A section of this file:

1. Receipt for Property (containing potentially privileged documents);
2. The Search Warrant, Attachments A and B, and pertinent sections of the accompanying affidavit detailing the filter procedures;
3. The Filter Memorandum; and
4. Filter Team email communication.

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# **EXHIBIT 2**



AO 93 (Rev. 11/13) Search and Seizure Warrant (Page 2)

<b>Return</b>		
Case No.: 22-mj-8332-BER	Date and time warrant executed: August 8, 2022, 10:33 AM	Copy of warrant and inventory left with: Per. 12
Inventory made in the presence of: FBI FBI 19		
Inventory of the property taken and name of any person(s) seized:  A total of forty-five (45) pieces of evidence, comprised of boxes and sets of miscellaneous documents, were seized from the premises described in Attachment A. Thirty-nine (39) of the boxes and/or sets of documents contained comingled items described in Attachment B. Six (6) of the boxes and/or sets of documents contained potentially privileged items comingled with items described in Attachment B.  See attached Receipts for Property.  Note for the Court: The Filter Seizing Agent signed for the potentially privileged boxes mentioned above.		
<b>Certification</b>		
<p>I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.</p> <p>Date: <u>August 11, 2022</u></p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 45%;"></div> <div style="width: 50%; text-align: center;"> <p>_____</p> <p><i>Executing officer's signature</i></p> <p><b>FBI 21A</b> / Special Agent</p> <p>_____</p> <p><i>Printed name and title</i></p> </div> </div>		

# **EXHIBIT 3**

From: FBI 17 [REDACTED] (MM) (FBI)  
Subject: Re: Please call me on asap  
To: FBI 19 [REDACTED] (WF) (FBI)  
Sent: August 9, 2022 2:59 PM (UTC-04:00)

FBI 5 [REDACTED] assisted me with what we discussed. Her number is [REDACTED]

She also has more updated information concerning where the documents were allegedly located.

From: FBI 19 [REDACTED] (WF) (FBI) [REDACTED]  
Sent: Tuesday, August 9, 2022 2:43:00 PM  
To: FBI 17 [REDACTED] (MM) (FBI) [REDACTED]  
Subject: Please call me on asap

IM or desk  
[REDACTED]



# **EXHIBIT 4**

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**FEDERAL BUREAU OF INVESTIGATION**

**Electronic Communication**

**Title:** (U//FOUO) To Document Special Master  
Reproduction Administrative Paperwork

**Date:** 06/05/2023

**From:** WASHINGTON FIELD

[Redacted]  
**Contact:** FBI 19 [Redacted] [Redacted]

**Approved By:** A/SSA FBI 11 [Redacted]

**Drafted By:** FBI 19 [Redacted]

**Case ID #:** [Redacted] (U//FOUO) Evidence subfile  
EVIDENCE

**DOCUMENT RESTRICTED TO CASE PARTICIPANTS**

This document contains information that is restricted to case participants.

**Synopsis:** (U//FOUO) This electronic communication (EC) conveys all administrative paperwork related to the Reproduction of seized materials pursuant to a court-approved search of the Mar-a-Lago Premises, on 8/8/2022 in Florida. This reproduction was effected pursuant to Special Master Dearie's Case Management Plan.

**Enclosure(s):** Enclosed are the following items:  
1. (U//FOUO) Agent\_Notes\_Rosters\_admin\_paperwork

**Details:**

This electronic communication (EC) conveys administrative paperwork related to the offsite reproduction of seized materials pursuant to a court-approved search of the Mar-a-Lago Premises, on 8/8/2022 in Florida.

This reproduction was effected pursuant to Special Master Dearie's Case Management Plan. The contract for reproduction of this unclassified evidentiary material was held by [Redacted]. All reproduction occurred at an offsite location, [Redacted].

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Title: (U//FOUO) To Document Special Master Reproduction Administrative Paperwork

Re: [REDACTED] EVIDENCE, 06/05/2023

This event was scheduled from 10/6-10/12/2022, however the reproduction was accomplished early and all evidence was returned to the Washington Field Office (WFO) by 10/9/2022.

As this operation ran in several shifts, additional security protocols were enacted to ensure the security of all boxes and items. On 10/6/2022, FBI 19 [REDACTED] coordinated with Special Agent [REDACTED] [REDACTED] to designate Room #153 of this location as a Temporary Evidence Custodial Repository for the duration of this project. There was no one allowed into Room 153 without FBI presence. Both doors to Room #153 were evidence-taped, initialed, and photographed each night and re-photographed as confirmation of the unbroken tape seal the following morning.

FBI Agents were present at all Reproductions Stations for the duration of this project, on all shifts, while another agent maintained a presence and logged boxes in and out from Room #153. For security reasons, there were two agents onsite at all times. This reproduction was accomplished without incident.

Agent Notes, examples of administrative documents and [REDACTED]. personnel rosters are attached as as a digital 1A.

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# **EXHIBIT 5**

**FBI 21A** (WF) (FBI)

**From:** FBI 19 (WF) (FBI)  
**Sent:** Wednesday, September 28, 2022 8:05 AM  
**To:** WF-C 12  
**Cc:** FBI 9 (WF) (FBI); FBI 11 (WF) (FBI); FBI 21A (WF) (FBI); FBI 29 (WF) (FBI); FBI 10 (WF) (FBI)  
**Subject:** SM Vendor Appointment

Good Morning Team,

█ is the Team Lead for this tasker, I am asking █ and █ to assist in the immediate. However, this will be an All Hands call as needed.

We anticipate we will be assigned the Third Party Vendor today pursuant to the Special Master's Case Management Plan.

In this vein, a few things need to be accomplished today by the smaller team:

1. All classified placeholders must be removed and replaced with generic spreadsheets at appropriate level. We will talk through a generic marking system with FBI 9 later this morning.
2. All Chains of Custody need review and currency.
3. Once these items have been completed all 33 items will be taped for movement.
4. All Boxes will then have a new label affixed (typed/printed in large print on light blue paper) Items #1-33.

█ please confirm van for rest of week. We will also need to canvass squad for availability for chain of custody.

We will require one Special Agent to be present with the vendor (courier card/weapon) for the duration of the reproduction process. Two people are always better than one. We will also need help moving boxes downstairs to the van when it's time.

I believe if reproduction starts this afternoon, we will be complete by Friday.

Thank you,

█

# EXHIBIT 6



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**FEDERAL BUREAU OF INVESTIGATION**

**Electronic Communication**

**Title:** (U//FOUO) Meeting between Special Counsel,  
FBI WFO, and FBI MM (July 11-12, 2023)

**Date:** 11/28/2023

**From:** WASHINGTON FIELD

**Contact:** FBI 9 [REDACTED]

**Approved By:** [REDACTED]

**Drafted By:** FBI 9 [REDACTED]

**Case ID #:** [REDACTED] (U//FOUO) Search Warrant subfile  
SearchWarrant

**Synopsis:** (U//FOUO) Meeting between Special Counsel, FBI WFO, and FBI MM to discuss August 8, 2022 search of Mar-a-Lago

**Enclosure(s):** Enclosed are the following items:

- 1. (U) Meeting notes

**Details:**

On July 11 and 12, 2023, Special Counsel and FBI Washington Field Office (WFO) personnel met with FBI Miami Field (MM) personnel to discuss the execution of the August 8, 2022 search of Mar-a-Lago.

Participants in the meeting included:

- Assistant Special Counsel (ASC) David Raskin
- ASC Karen Gilbert
- WFO Special Agent (SA) FBI 9 [REDACTED]
- WFO SA FBI 21A [REDACTED]
- MM SA FBI 39 [REDACTED]
- MM SA FBI 17 [REDACTED] (Filter Team)
- MM SA FBI 36 [REDACTED] (Filter Team)
- MM SA FBI 13 [REDACTED] (Filter Team)
- MM Acting Supervisory Special Agent (A/SSA) FBI 37 [REDACTED] (ERT)
- MM SA FBI 34 [REDACTED] (ERT)
- MM SA FBI 23 [REDACTED] (ERT)

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Title: (U//FOUO) Meeting between Special Counsel, FBI WFO, and FBI MM  
(July 11-12, 2023)

Re: [REDACTED]-SearchWarrant, 11/28/2023

- [REDACTED] FBI 32 [REDACTED] (ERT)
- [REDACTED] FBI 24 [REDACTED] (ERT)
- [REDACTED] [REDACTED] (ERT)
- [REDACTED] [REDACTED] (ERT)
- [REDACTED] [REDACTED] (ERT)
- [REDACTED] [REDACTED] (ERT)
- MM SA FBI 16 [REDACTED]
- [REDACTED] [REDACTED]
- [REDACTED] [REDACTED]

(U//FOUO) The original Agent notes will be maintained in the attached  
1A.

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# **EXHIBIT 7**

message 11  
~~Monday to~~ July 2023

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~~Tranche~~  
Friday 10am Ops Brief Teams - 32

Sunday 10am Aug 6

[redacted] FBI 12 + FBI 17  
FBI 17 Sunday night call

6:42 AM brief complete - MM1 → to 2nd Rally  
Contact w/ USSS (RP2 filter team mtd screen)  
Meet w/ USSS [redacted]  
Publix [redacted]

1st wave  
Civil Vehicle [redacted]  
Cargo Van Filter + WFO + Sec + HQ  
EAT x 2  
Box truck

Walkthrough  
USSS / [redacted]

2nd wave  
EAT x 5  
1-3 x 2

Personnel in cars - save Sentris

FBI 22 [redacted]  
FBI 31 [redacted]

North Exit lane off Ocean Blvd cont.

[redacted] lot exit photos.



REG/DAR [redacted] @ mm ②

FBI 39 [redacted]

FBI 17 [redacted]

FBI 36 [redacted]

FBI 13 [redacted]

FBI 37 [redacted]

FBI 34 [redacted]

FBI 23 [redacted]

FBI 32 [redacted]

FBI 24 [redacted]

[redacted]

[redacted]

[redacted]

FBI 16 [redacted]

[redacted]

PER. 12 [redacted] - [redacted] - maybe from [redacted]

walks up - talking to Aorkes.  
filming / photos.

- filter moved up to office while wait for unlock of storage key in office.
- Filter 1 pm sent to storage, observed stiger cut belt for storage. [redacted] + [redacted] went in storage for plain view.
- USSS SAC taking notes in little ntkd.
- [redacted] joined [redacted] in storage - at about 1/2 to 3/4 done

3

[Redacted]

- Filter searches - order not preserved, filter material pulled to front of box for DC to explore
- Filter in strg room, passed out to anteroom, fore searches

- FBI 36 FBI 13 FBI 5 FBI 17 FBI 12 office  
 filter

- FBI 17 + FBI 5 to desk
- [Redacted] + FBI 36 to closet

\* [Redacted] photo timestamp of unredacted closet box photo.

FBI 36 did [Redacted] desk plus filter  
 11:22 am Storage rm "Loc 1" trying again. Filter  
 2:12 pm office search complete

\* SAs - [Redacted] did NOT know names went over.

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Residence ASAC  
 USSS [Redacted] opened list → Pine Hall  
 - Filter [Redacted] + FBI 5 bedrooms  
 FBI 12

- Res Photo [REDACTED] (A)
- Pinet Hall → French Hall → Bedrooms →  
Downstairs → to main res
- Filter cleared upstairs then ERT search
- Filter moved downstairs

FBI 37 FBI 12 [REDACTED] Mate  
staff checked rest of property  
[REDACTED] had ref: 12 pm complete

Wednesday 12 July 2023

(1)

Filter + The Session

FBI 34

FBI 23

FBI 13

FBI 17

FBI 36

\* Will have follow on call w/ FBI 5 + FBI 12

Search + TLS

FBI 34

FBI 23

- office until pkging complete →  
then to storage for pkging. [redacted]  
pked non-classified.

- took class

- entered into comp

- after filter going

thru for class

Dir boxes at @ 8, 9...

Item 10 - 1st box w/ class in storage

AIS NATO sig.

Filter at some point, started pulling class  
out + placed on top. Search team still  
went through every doc.

Box 73

FBI 32

\* Names [redacted] (Notify when go over in Disc)



# EXHIBIT 8



TODD BLANCHE

October 9, 2023

Via Email  
Jay Bratt  
Julie Edelstein  
David Harbach  
Senior Assistant Special Counsels  
950 Pennsylvania Avenue NW  
Room B-206  
Washington, D.C. 20530

**Re: United States v. Donald J. Trump, No. 23 Cr. 80101 (AMC)**

Dear Mr. Bratt, Ms. Edelstein, and Mr. Harbach:

We write on behalf of President Trump, pursuant to Rule 16(a)(1)(E), *Brady*, and *Giglio*, to request the documents and information set forth below. In light of the current motions schedule, we respectfully request a response no later than October 16, 2023.

## **I. Background**

Each of the Requests set forth below calls for production of documents irrespective of their classification level. As used herein, the term “documents” includes (i) all communications, including memoranda, reports, letters, notes, emails, text messages, and other electronic communications; (ii) hard copies and electronically stored information, whether written, printed, or typed; and (iii) all drafts and copies.

The Requests call for specified documents in the possession of the prosecution team. For the avoidance of doubt, based on our review of discovery to date, the term “prosecution team” means:

- All personnel of the Special Counsel’s Office, irrespective of an assignment to a particular investigation or matter;
- The following components of the Department of Justice: Office of the Attorney General, Office of the Deputy Attorney General, Office of Legal Counsel, National Security Division, Public Integrity Section, and the United States Attorney’s Office for the District of Columbia;
- The National Archives and Records Administration, including but not limited to NARA’s General Counsel’s Office, Office of the Inspector General, and White House Liaison Division;

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- Members of the Intelligence Community, as that term is defined in 50 U.S.C. § 3003(4), including ODNI and the IC’s Office of the Inspector General;
- In addition to those components of the FBI that are a part of the IC, the FBI’s Washington Field Office and Miami Field Division; and
- The White House Counsel’s Office.

Please let us know if you disagree about our inclusion of any particular agency or component in the definition of the prosecution team.

## II. Requests

1. Please provide all documents relating to security clearances, read-ins to compartmented programs, non-disclosure agreements, and training relating to the handling of classified information that were signed by or provided to President Trump at any time before, during, or after his time as President of the United States.

2. With respect to the search warrant executed at Mar-a-Lago, please provide the following:

- a. All documents relating to the planning and execution of the search, including all sketches;
- b. All documents relating to personnel present for the search, including sign-in logs; and
- c. The complete version of the photo log from the search.

3. Please provide the FBI’s “database inventory of the classified documents” and a list of the “FBI-assigned index code[s]” used during the investigation, including the production number of each document listed in the “database” and “index.” (*See* USA-00941764).

4. Please provide all communications relating to concurrences obtained to use documents during witness interviews.

5. For each search warrant obtained in connection with the investigation, please identify the “scoped” returns seized pursuant to the warrant by the Special Counsel’s Office or DOJ.

6. Please disclose all steps taken by the FBI’s Computer Analysis Response Team (CART) and Multimedia Exploitation Unit (MXU) in connection with CCTV from Mar-a-Lago, including the use of any software to expedite the review.

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7. Please disclose all steps taken by Deloitte in connection with the investigation, including but not limited to the processing, handling, and review of evidence and other case-related data.

8. Please identify by production number the documents referenced in the FBI FD-1057, titled "Corrections to Classification of Evidence Items" and bearing production number USA-00950313.

9. Please describe the scope and basis of the FBI's declassification of certain case-related records on or about June 5, 2023. (*See, e.g.*, USA-00940000 ("Declassified By: NSICG [REDACTED] On 06-05-2023")).

10. Please provide a description of the following documents, including the author of the document, when the document was created, and the purpose of the document:

- a. USA-00940116;
- b. USA-00940123;
- c. USA-00940131;
- d. USA-00940152;
- e. USA-00940156;
- f. USA-00940295;
- g. USA-00940301;
- h. USA-00940303;
- i. USA-00941498 – 00941500; and
- j. USA-00941506 – USA-00941509.

11. Please provide the enclosures and/or attachments referenced in the following FBI documents:

- a. USA-00950276;
- b. USA-00950280;
- c. USA-00939793;
- d. USA-00940081;
- e. USA-00940220;
- f. USA-00940221;
- g. USA-00940230;
- h. USA-00940232;
- i. USA-00940236;
- j. USA-00940242;
- k. USA-00940248;
- l. USA-00940271;
- m. USA-00940410;
- n. USA-00940420;
- o. USA-00940422;
- p. USA-00940470;
- q. USA-00940473;

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r. USA-00940477;  
s. USA-00940486;  
t. USA-00940490;  
u. USA-00940492;  
v. USA-00940497;  
w. USA-00940533;  
x. USA-00940539;  
y. USA-00940550;  
z. USA-00940555;  
aa. USA-00940557;  
bb. USA-00940659;  
cc. USA-00940737;  
dd. USA-00940752;  
ee. USA-00940762;  
ff. USA-00940765;  
gg. USA-00940904;  
hh. USA-00940912;  
ii. USA-00941287;  
jj. USA-00941309;  
kk. USA-00941316;  
ll. USA-00941325;  
mm. USA-00941327;  
nn. USA-00941352;  
oo. USA-00941451;  
pp. USA-00941784;  
qq. USA-00941967;  
rr. USA-00942279;  
ss. USA-00942366;  
tt. USA-00942518;  
uu. USA-00943088;  
vv. USA-00944069; and  
ww. USA-00944317.

12. For the period from January 20, 2021 to the present, please provide all communications by or including any NARA personnel relating to:

a. The collection of records from President Trump and any other members of President Trump's administration;

b. NARA's practices under, and application of, the Presidential Records Act with respect to President Trump, other members of President Trump's administration, and former presidents and other members of those presidents' administrations; and

c. NARA's historical practices with respect to the collection of records from former presidents and other members of those presidents' administrations.



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13. Please identify all instances in which NARA has referred a matter to any other federal agency, including but not limited to DOJ, FBI, or a member of the IC (including IC-OIG) pursuant to 44 U.S.C. § 2112(c), 44 U.S.C. § 2905(a), or any other authority.

14. Please provide all documents relating to decisions pursuant to 44 U.S.C. § 2205(2), including documents relating to:

a. The FBI's April 4, 2022 request to DOJ for "coordination with White House Counsel on this matter" (USA-00940483);

b. The "past practice" referenced in the FBI's April 4, 2022 memorandum (*id.*); and

c. "[T]he incumbent President's request" referenced in the FBI's April 4, 2022 memorandum (USA-00940484).

15. Please provide all documents relating to the "authority obtained by the Department of Justice" for the FBI's May 16, 2022 "operation" at NARA. (USA-00940546).

16. With respect to the November 22, 2022 memorandum from the FBI to NARA's General Counsel bearing production number USA-00940729:

a. Please explain the basis for the redaction of the first paragraph of the memorandum; and

b. Please provide or identify all materials that NARA provided in response to the November 22, 2022 request, including (i) "All records or information demonstrating a declassification decision by the 45<sup>th</sup> Presidential Administration," (ii) "Initial and periodic training for handling classified information for all White House personnel during the 45<sup>th</sup> Presidential Administration," (iii) "Signed classified non-disclosure agreements for all White House personnel during the 45<sup>th</sup> Presidential Administration," and (iv) "Initial and periodic training for handling classified information for all White House personnel during the 45<sup>th</sup> Presidential Administration."

17. Please provide all documents relating to the January 26, 2023 video conference between the Special Counsel's Office and NARA General Counsel Gary Stern, including but not limited to any recording of the video conference itself and notes and memoranda relating to "compliance considerations." (USA-00941291).

18. With respect to the meeting on or about May 4, 2023 between the Special Counsel's Office, FBI, and NARA General Counsel Gary Stern:

a. Please identify by production number the "81 unclassified documents responsive to Grand Jury Subpoena 42-0064" that were discussed during the meeting (USA-00943085); and

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b. Please provide all documents relating to the discussion of “multiple legal options relating to potential additional NARA records, that would ensure proper protocol . . .” (*id.*).

19. Please provide all documents relating to the February 2022 “Congressional Inquiry” to NARA referenced in the email bearing production number USA-00309425.

20. Please provide all documents stored in the FBI’s Guardian system relating to this case, including but not limited to:

a. Communications and submissions from or relating to NARA; and

b. FBI communications regarding the status of any open Guardian leads and matters related to the investigation.

21. Please provide all documents relating to Hillary Clinton’s mishandling of classified information while serving as Secretary of State between 2009 and 2013, including all documents reflecting assessments of any damage to national security interests and/or spills of classified information.

22. Please provide all documents relating to James Comey’s mishandling of classified information relating to meetings with President Trump in 2017 Mr. Comey was serving as FBI Director, including all documents reflecting assessments of any damage to national security interests and/or spills of classified information.

23. Please provide all documents relating to the July 15, 2021 *New Yorker* article titled “Letter From Biden’s Washington: ‘You’re Gonna Have a Fucking War’: Mark Milley’s Fight To Stop Trump From Striking Iran,” including all documents reflecting assessments of any damage to national security interests and/or spills of classified information. (USA-00370509).

24. Please provide descriptions of all classified documents, and all documents bearing classification markings, that were seized or otherwise collected from Mike Pence, Joseph Biden, and any other current or former elected federal official between January 2021 and the present.

25. Please provide all documents relating to briefings—including briefings by DOJ, FBI, and ODNI—to the Senate Intelligence Committee and the so-called “Gang of Eight”<sup>1</sup> regarding documents collected from Mike Pence and Joseph Biden, any other current or former elected federal official.

26. With respect to the February 28, 2023 “briefing” and related “G of 8” review referenced in the discovery, please disclose the following:

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<sup>1</sup> For purposes of this Request, “Gang of Eight” refers to one or more of Senator Chuck Schumer, Senator Mitch McConnell, Senator Mark Warner, Senator Marco Rubio, Representative Kevin McCarthy, Representative Hakeem Jeffries, Representative Mike Turner, and Representative Jim Himes.

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a. The substance of the “Member’s interests articulated at the February 28 briefing” (USA-00941832);

b. The documents included in “tranche 1” and “tranche 2” of the review and the corresponding production numbers (USA-00941831); and

c. All documents reflecting communications and interactions between members of the prosecution team and the Office of Congressional Affairs (*see* USA-00941829).

27. Please provide a description of the FBI investigation identified using the FBI “Special Case Code” [REDACTED] and its connection to this case. (*See* USA-00941747, USA-00941750).

28. Please provide all documents regarding the establishment of secure facilities at Mar-a-Lago and President Trump’s Bedminster residence, including communications with or regarding the White House Military Office or Per. 46 [REDACTED].

29. Please provide all documents relating to the handling, storage, and classification status of the recordings and other materials provided to the Special Counsel’s Office and/or DOJ by Per. 43 [REDACTED] (including through Per. 43 [REDACTED] counsel).

30. Please provide all records relating to the classification and declassification processes referenced by General Mark Milley during his November 2021 testimony before the U.S. House Select Committee on the January 6 Attack. (*See* Tr. 169 (“I classified the document at the beginning of this process . . . . We can get this stuff properly processed and unclassified.”)).

31. Please disclose all documents relating to the alleged statements attributed to President Trump on or about June 3, 2022 in the email thread bearing production number USA-00940265.

32. Please disclose how the Special Counsel’s Office plans to address the witness-advocate problems arising from the following:

a. Mr. Bratt’s presence during the alleged statements attributed to President Trump on or about June 3, 2022; and

b. The presence of Assistant Per. 23 and 6 [REDACTED] at Mar-a-Lago during the execution of the search warrant on or about August 8, 2022.

33. Please provide all documents relating to the call on or about August 3, 2022 between DOJ and FBI during which, according to the August 4, 2022 email from FBI FBI 10 [REDACTED] bearing production number USA-00940276, the following occurred:

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a. George Toscas stated “that ‘he frankly doesn’t give a damn about the optics’ of the anticipated search at Mar-a-Lago;

b. It was acknowledged that Mr. Bratt “has built an antagonistic relationship with FPOTUS’s attorney over the service of the Grand Jury Subpoena”; and

c. “DOJ said” that “DOJ contact with Per. 18 just prior to the execution of the warrant will not go well.”

34. With respect to Special Agent FBI 19 August 9, 2022 email bearing production number USA-00940286:

a. Please disclose, and provide all documents regarding, the “additional detail WRT to FLOTUS” referenced by Special Agent FBI 19 and

b. Please disclose, and provide all documents regarding, the basis for Special Agent FBI 19 assertion that President Trump “maintain[s] a [SCIF] with him”;

c. Please disclose, and provide all documents regarding, the communications referenced in the following assertion by Special Agent FBI 19 “This tenet of the case has been discussed repeatedly and with DOJ.”

35. With respect to the instruction by Ms. Edelstein to FBI personnel on or about December 9, 2022 to not create an FBI FD-302 report relating to a conversation with counsel for Per. 34 please provide the following:

a. A description of the basis for Ms. Edelstein’s instruction;

b. All notes and communications reflecting or relating to the instruction; and

c. All notes and communications relating to conversations with Per. 34 counsel.

36. Please disclose any other instances in which an attorney participating in the investigation instructed or authorized investigative personnel not to create reports or other documentation relating to case-related communications and interviews.

37. Please provide all documents, including but not limited to internal emails and court filings, relating to the Rule 6 violation during the February 2023 grand jury testimony of Per. 44.

38. With respect to your representations to the Court regarding current compliance with Rule 16 and *Brady*, please confirm that you have conducted a case-file review consistent with Justice Manual § 9-5.002.

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39. With respect to your representation to the Court that “all” witness statements have been produced, please confirm that your review of materials potentially subject to the Jencks Act and *Giglio* has included all electronic facilities used by each witness, including both classified and unclassified email accounts, classified and unclassified chat and messaging programs, personal email accounts, personal phones, and personal messaging apps.

We expect to submit additional questions and requests on a rolling basis. Please let us know if you would like to discuss any of these issues.

Respectfully Submitted,

/s/ Todd Blanche

Todd Blanche  
Emil Bove  
Stephen Weiss  
Blanche Law PLLC

Christopher M. Kise  
Chris Kise & Associates, P.A.

*Attorneys for Donald J. Trump*

Cc: Sasha Dadan  
Stanley Woodward  
*Counsel for Waltine Nauta*  
(Via Email)

John Irving  
Larry Murrell  
*Counsel for Carlos De Oliveira*  
(Via Email)



# **EXHIBIT 10**

UNCLASSIFIED//FOUO



**FEDERAL BUREAU OF INVESTIGATION**  
**Electronic Communication**

**Title:** (U//FOUO) Meeting between Special Counsel,  
FBI WFO, and FBI MM

**Date:** 05/21/2024

**From:** WASHINGTON FIELD

**Contact:** FBI 29 [REDACTED], [REDACTED]

**Approved By:** [REDACTED]

**Drafted By:** FBI 29 [REDACTED]

**Case ID #:** [REDACTED] (U//FOUO) Search Warrant subfile  
SearchWarrant

**Synopsis:** (U//FOUO) Meeting between Special Counsel, FBI WFO, and FBI MM to discuss August 8, 2022 search of Mar-a-Lago

**Enclosure(s):** Enclosed are the following items:

- 1. (U//FOUO) Meeting notes

**Details:**

(U//FOUO) On May 14 and 15, 2024, Special Counsel and FBI Washington Field Office (WFO) personnel met with FBI Miami Field Office (MM) personnel at the West Palm Beach Resident Agency to discuss the Filter Team processes and procedures during the execution of the August 8, 2022 search of Mar-a-Lago.

(U//FOUO) Participants in the meeting included:

- Assistant Special Counsel (ASC) David Harbach
- ASC Anne McNamara
- FBI 29, 12, 36, 13, and 5

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(U//FOUO) Special Counsel and WFO personnel met with all MM personnel first as a group, then spoke to each individually.

UNCLASSIFIED//FOUO

**UNCLASSIFIED//FOUO**

Title: (U//FOUO) Meeting between Special Counsel, FBI WFO, and FBI MM  
Re: [REDACTED] SearchWarrant, 05/21/2024

(U//FOUO) Original Agent notes will be maintained in the attached 1A.

◆◆

**UNCLASSIFIED//FOUO**

2

# **EXHIBIT 11**

I. **FBI 12**

3/14/2024

2:25pm

DVA ARM **[REDACTED]**

Was with **FBI 17, 13, and 5** when search of Primary office

Potentially privileged removed to separate area and covered w/ sheet indicating potentially privileged doc until **FBI 12** confirmed investigative team done searching area from where it came + then they put doc back

**FBI 12** seizing agent for items in office seized that were potentially privileged

everything packaged separately so IGA unaware of contents **FBI 12** not present in storage room for filter team work never went in storage room

**FBI 12** did go to residence to help didn't find anything



FBI 36

5/15/24

8:35 am

DWH APM [redacted]

FBI 36 and 5

waited in van at beginning → they were alternates - eventually called in as other 3 needed help initially a plain view search → just when starting to open drawers + really search got word the storage room was accessible + FBI 36 went down to storage room

When FBI 36 got to storage room - Female agent from [redacted] was there → door not yet been cut

[redacted] from mm SWAT used bolt cutters to break lock one at first into storage room

After FBI 36 did plain view search to confirm no Attorney Client in open, photo went in and took initial photos then ERT went in and labelled everything

FBI 36 after search took place in storage room to ensure no case team member could see anything potentially privileged → FBI 36 and 5 did search together when found privileged material in box, box sequestered when found classified in box, searched entire box for potentially privileged, if none found, sent out at room to next team → ERT

FBI 36 and 5 searched different boxes - both one at a time

FBI 36 ensured everything from a box went back into same box but order not practical to ensure it could be maintained

FBI 36 "shocked" when FBI 36 saw classified - "understandably clear" when FBI 36 saw classified → obvious it was classified

FBI 36 recalls a couple of instances where FBI 36 told case team classified material in box → didn't do it every time because happened too much

FBI 36 just sent team out of storage room

**FBI 36 and 5**

went through every box in room  
one or the other → in constant communication  
Some not sent out → clothing etc nothing  
responsive to search warrant

If **FBI 36** found box w/ "voluntarily documents" **FBI 36**  
sent to search team even if **FBI 36** didn't see  
classified docs responsive, or on side of curtain

**FBI 36** has no recollection of taking classified out  
and placing on top of box so easier to  
find for case team

At some point **FBI 17 and 13** come to help

Don't recall any discussion w/ **FBI 17 and 13**  
about what to do if they found classified

**FBI 36 and 5** doubted **FBI 17 and 13** about which  
boxes needed to be searched

**FBI 36** did not place any cover sheets into boxes  
**FBI 36** does not believe any filter team member  
had any classified cover sheets

**FBI 36** never saw cover sheets in any box **FBI 36** searched

**FBI 36** would carry boxes out of room where  
search team would continue search & ERT would  
photo on butcher paper - search in ante room  
happening as boxes cleared by filter while  
filter team continued search in storage room

After done w/ storage room, **FBI 36** went to Residence  
initial walk through to look for privileged items  
ERT come into photo everything

Case team still searching at storage room when filter  
team went to Residence

**FBI 36 and 5** **FBI 17 and 13** all to residence together →

per **FBI 36** recollection

In residence w/ Secret Service chaperones

FBI 36

remembers hearing locked door led to roof and was under construction so it was not going to be opened

FBI 36

done after Residence

FBI 36

did not take any notes nor author any 302

FBI 36

does not recall any after action or lessons learned kind of meetings besides one w/ Kern Gilbert and Dave Reskin



FBI 13

5/15/24

9:35 am

DVA APM

Briefly in enter room but then to office  
mostly in office 2nd door on left

FBI 13

not part of initial walk through

FBI 13

not involved in desk search

FBI 13

began search at closet alone, started on left side  
of closet

FBI 13

searching box of documents when FBI 5 came into closet  
to help w/ search

FBI 13

did majority of search of box but thinks

FBI 5

assisted for a little bit

FBI 13

looking for legal letterhead, indication of correspondence  
w/ lawyers etc first

FBI 13

also looking for classification banners, not content  
or presidential records

Blue box, FBI 13 found no privileged but  
pertinent docs inside

FBI 13

told tell young male agent from WFO  
about pertinent

FBI 13

also communicated through

FBI 13

searched box inside closet

FBI 13

searched entire box

found banner markings indicating classified  
obvious when come across class doc that  
it was classified

Does recall seeing cover sheets inside box  
don't know one way or other if cover  
sheets in photo came from box

Also did see docs w/ text indicating actual  
classified info header/footer, portion marks

Did not pay attention to content but knows content  
there that is classified

When [redacted] and FBI 17 went to storage room →  
FBI 5 and 36 already there, FBI 13 asked what [redacted]  
could do to help, FBI 36 and 5 pointed [redacted] to boxes  
that needed to be searched still

FBI 13 searched boxes looking for some as in other  
One box at a time, box to box integrity a priority  
Did not focus on maintaining order nor did [redacted]  
think [redacted] could even if [redacted] was focused on it  
Impossible to maintain exact order, things thrown into  
boxes - some time for blue box in other closet

When FBI 13 found responsive non-privileged [redacted] alerted  
others in storage room and boxes then given  
to case team

FBI 13 "I believe I did" when asked if [redacted] pulled  
classified out and placed on top

Thousands of docs inside box, impossible to keep  
in order, pulled and placed on top → easier for case team  
Did not put any placeholders inside box to find

5 boxes pulled for potentially privileged →  
helped processing on way out but not  
involved in taping segregating in storage room  
FBI 13 did not take any notes nor write any 302s

FBI 5

3/15/24

10:35

DVH ATM

First place FBI 5 went was Y's office

FBI 5 not involved in trying drawer in FROTUS' desk

Does not recall if photo of drawer is exactly as the drawer looked when [REDACTED] opened it

Protocol is photo evidence in place before touching that was how they did everything that day

FBI 13 went into closet first then FBI 5 joined him

FBI 5 searched low boxes or boxes removed from shelves

[REDACTED] did not move boxes as [REDACTED]

FBI 5 did help FBI 13 search blue box

Searched everything in closet, enough room so no need to take things out

At time photo taken w/ cover sheets FBI 5 already in storage room

Not involved in placing cover sheets

FBI 5 focused on classified markings not contents just looking for markings that indicated it was classified

Don't recall if cover sheets were in blue box

FBI 5 defered to FBI 13 on what needed to be done in closet as [REDACTED] was there first

FBI 5 called out to go to storage room while in closet, FBI 13 stayed to finish closet

FBI 36 already there when FBI 5 got to storage room in storage room FBI 5 searched on box at a time

No chance docs from one box ended up in another

"To best of my ability" FBI 5 kept contents in order impossible to maintain exact order

lecters, newspapers, post-it notes, golf balls etc



Responsive non-privileged boxes handed to team outside storage room → gave entire box

Non-responsive pt to right hand side of storage room when **FBI 5** handed off box **FBI 5** did her best to ID

where responsive docs were while maintaining order as well as could be

Not possible to maintain exact order as when first opened when **FBI 13** + **FBI 17** came to help

**FBI 13** thru whole time

**FBI 5** or **FBI 36** give direction on what to search to **FBI 13 and 17**

when left storage room to go to Residence

work still being done outside storage room

Secret Service w/ them whole time in Residence

didn't find anything there

**FBI 5** did not take any notes or write any 302

**FBI 5** did find classified docs in boxes in storageroom very obvious when class found, banner markings easy to find

# **EXHIBIT 12**

FBI 17

APM DrH

Started w/ ant. room -> outside FROTUS office  
Did initial walk-thru to make sure nothing  
privileged in plain view then EBT in for pres  
in first

FBI 17, 13, and 5

At some point FBI 36 left to go to storage room  
Nothing in plain view

FBI 17 and 5

FBI 5

FBI 17

to FROTUS desk first, FBI 17 to one side FBI 5 to other  
found Macron doc in desk  
went to Target day before -> used tape on  
desk to seal as definitely privileged material  
inside

FBI 13

FBI 17

Per. 34

FBI 17

went to closet, spent a lot of time  
on box on floor - lots of classified inside  
saw pc being set up, doesn't know who set up  
Remembers seeing cover sheets, never seen these  
types before -> doesn't know where they come from  
desk -> started on left side  
no privileged or responsive docs found  
KJV letters in desk drawer

FBI 36 and 5

FBI 17 and 13

FBI 17

FBI 17

FBI 17

FBI 17

FBI 17

called for help in storage room  
went to help after deal w/ 45 office  
in storage room - did open boxes found classified  
never personally found any privileged docs in a box  
working in back corner of storage room - furthest from door  
took papers out - laid down upside down next to box  
then flipped back over when putting back in box  
kept everything in order to best of ability  
can't say w/ 100% certainty everything in same order  
only worked on 1 box at a time  
"can't see that happening" to question of mixing docs  
between boxes

FBI 17 taped & wrote on privileged boxes  
boxes kept separate even in different car back to F.O.  
After Storage room, met Hahn who didn't need help  
All 5 taken to Residence  
Bottom of Stairs closed on left

Per. 30 memorabilia → nothing privileged

FBI 17 did FBI 73 room + Per. 30 closet - nothing

FBI 17 can't remember anything about closet on left  
leading to stairway

FBI 17 does have notes he used for 3012  
not sure if in IA

in his desk in Miami → sealed envelope

# **EXHIBIT 13**



**U.S. Department of Justice**

Special Counsel's Office

---

May 23, 2024

Todd Blanche, Esq.  
Emil Bove, Esq.  
Stephen Weiss, Esq.  
Blanche Law  
*Via email*

Chris Kise, Esq.  
Chris Kise & Associates, P.A.  
*Via email*

Re: *United States v. Donald J. Trump, et al.*, Case No. 23-CR-80101(s)

Dear Counsel:

Pursuant to the Protective Order entered in this matter on June 19, 2023 (ECF No. 27), the Government hereby makes its fifteenth production of unclassified discovery in this case ("Production 15"). As further described below, Production 15 includes material in response to your May 4, 2024 discovery letter, notwithstanding our position that such production exceeds our current discovery obligations, as well as other material.

**Discovery Production 15 – 5/23/2024**, consisting of material in the Bates range USA-01291233 through USA-01291689, is available in load-ready format through the link below. To facilitate your review of Production 15, please find a Discovery Log included as Attachment A, which denotes by Bates range the source of the material. If you prefer to receive this production on a hard drive, please let us know, and we will accommodate that request. The link to this production is:

[REDACTED]

For ease of use, the link above is also being provided via email. We will provide the password to access the production through the link under separate cover. Please note that the download link for Production 15 expires 180 days from yesterday (i.e., November 18, 2024). Should you have any questions about how to access the production, or difficulty doing so, please contact us. If necessary, we will make our paralegal and/or litigation support staff available to answer questions and help facilitate your access to the production.



### **Response to May 4, 2024 Discovery Letter**

Your May 4, 2024 discovery letter makes 13 discovery requests. Many of your requests call for information that has already been produced. The Government refers to those specific documents below by their beginning Bates number.

As we explained in our October 16, 2023 response to your October 9 discovery letter, we disagree with your overly broad definition of the prosecution team. Because your requests often overlap, we group them in our responses below.

- Requests **1, 2, and 3** call for documents relating to instructions provided to the investigative and filter teams (Requests 1 and 2) and communications between the teams relating to the search (Request 3). The Government has already produced all responsive material to which the defense is entitled, including the affidavit in support of the warrant to search Mar-a-Lago (USA-00395043), which includes the applicable filter protocols; the operations plan for execution of the search warrant (USA-01285174); information from the proceedings in *Trump v. United States*, Case No. 22-81294-CIV-CANNON (S.D. Fla.) (e.g., USA-00316160); and certain agent email communications from August 8, 2022 (e.g., USA-00940279, USA-01287328). In addition, we are producing to you with this letter (1) early Jencks material regarding the filter team's activities during the search (at USA-01291274 to USA-01291280 and USA-01291465 to USA-01291477); (2) early Jencks material in the form of agent email communications from on or about August 8, 2022 (at USA-01291491 to USA-01291570); and (3) other records that the investigative team recently received regarding the filter team's role during the search and the immediate aftermath (at USA-01291233 to USA-01291249, USA-01291253, and USA-01291478 to USA-01291489). The Government will timely satisfy its remaining Jencks Act obligations in advance of trial.
- Requests **4, 5, and 11** call for documents relating to chain of custody for August 8 and 9, 2022, for boxes that the Government obtained from Mar-a-Lago, and personnel who have had access to the boxes since they were seized. The Government has already produced all responsive material to which the defense is entitled, including chain of custody documentation (e.g., USA-00042403-USA-00042412, USA-00042415-USA-00042480, USA-00042483-USA-00042517, USA-00042520-USA-00042560, and USA-00042563-USA-00042576). In addition, we are producing to you with this letter information relating to defendant De Oliveira's and defendant Nauta's counsel's March 12, 2023 review of some of the boxes (at USA-01291571 to USA-01291585), and, even though you did not specifically request it, updated chain of custody information, where it exists, for the boxes seized on August 8, 2022 (at USA-01291294 to USA-01291463).
- Requests **6, 7, 8, and 9** relate to the use of placeholder sheets to mark the presence of classified documents in boxes. As to each of these requests, the Government has already produced all responsive material to which the defense is entitled. There are placeholder sheets in boxes, which were produced to you in unclassified discovery (through the scans of the boxes created during the civil litigation cited above), that represent all but four classified documents seized on August 8, 2022. Those four documents are identified by

FBI index code *bbb* (which bears no classification markings); *zzzz* and *aaaaa* (both of which were found after August 8 in boxes containing potentially privileged material); and *a* (a document found in a drawer rather than a box). We are also producing to you with this letter documents related to the scanning procedure implemented during the civil litigation (at USA-01291254 to USA-01291268, USA-01291285 to USA-01291293, and USA-01291490).

- Requests **10, 12 and 13** relate to steps taken to keep items within boxes (Request 10), the order of the items within each box (Request 12), and documents relating to statements in the Government's May 3, 2024 filing (Request 13). The Government has already produced all responsive material to which the defense is entitled and includes additional material, discussed above, in Production 15. As is apparent from this material, the FBI did not move any items between boxes during the search, nor has anyone done so since.

### **Additional Material**

Production 15 also includes notes from a potential Government witness that the Government recently obtained. As Mr. Blanche is aware from his role as one of former President Trump's PRA representatives, earlier this year, NARA received some additional notes from **Per. 40** ██████████. After complying with the PRA notification process, NARA has now provided those notes to the Government, which we are producing in discovery.

### **Scope of Discovery**

The Government's multiple productions meet and exceed our obligations under Rule 16 of the Federal Rules of Criminal Procedure, the Jencks Act (18 U.S.C. § 3500), or *Brady, Giglio*, and their progeny. The production of non-discoverable material does not obligate the Government to provide other non-discoverable material, and the fact that certain non-discoverable material is provided should not be taken as a representation as to the existence or non-existence of any other non-discoverable material.

### **Request for Reciprocal Discovery**

By this letter, the Government also reiterates its prior requests for reciprocal discovery pursuant to Rule 16(b)(1) of the Federal Rules of Criminal Procedure and Local Rule 88.10.

If you have any questions, please feel free to contact us.

Yours truly,

JACK SMITH  
Special Counsel

By: s/ Julie A. Edelstein  
Julie A. Edelstein  
Senior Assistant Special Counsel

Jay I. Bratt  
Counselor to the Special Counsel

David V. Harbach, II  
Assistant Special Counsel

cc: Stanley Woodward, Esq.  
Brand Woodward Law  
*Via email*

Sasha Dadan, Esq.  
Dadan Law Firm, PLLC  
*Via email*

John Irving, Esq.  
E & W Law  
*Via email*

Larry Donald Murrell, Jr., Esq.  
*Via email*

Enclosure:  
Attachment A (Discovery Log)

**ATTACHMENT A**  
***United States v. Donald J. Trump, et. al.*, Case No. 23-CR-80101**  
**Discovery Production 15 – 5/23/2024**  
**Discovery Log**

<b>Source</b>	<b>Bates/Control #</b>	<b>End Bates/Control #</b>
FBI Documentation	USA-01291233	USA-01291253
FBI Forms	USA-01291254	USA-01291489
FBI Materials – Communications	USA-01291490	USA-01291570
FBI Misc – Defense Box Review	USA-01291571	USA-01291585
NARA	USA-01291586	USA-01291689

# **EXHIBIT 14**

UNCLASSIFIED//FOUO



**FEDERAL BUREAU OF INVESTIGATION**

**Electronic Communication**

**Title:** (U//FOUO) Evidence Item Splits from Copied  
NARA Boxes

**Date:** 03/05/2024

**From:** WASHINGTON FIELD

[Redacted]  
**Contact:** FBI 9 [Redacted]

**Approved By:** [Redacted]

**Drafted By:** FBI 9 [Redacted]

**Case ID #:** [Redacted] (U//FOUO) Evidence subfile  
EVIDENCE  
[Redacted] (U//FOUO) DONALD J. TRUMP; SENSITIVE  
INVESTIGATIVE MATTER  
SENSITIVE INVESTIGATIVE MATTER

**Synopsis:** (U//FOUO) To document evidence item splits from copied NARA boxes (items 1B1-1B10 and 1B12-1B15 from EVIDENCE subfile.)

**Reference:** [Redacted]-EVIDENCE Serial 3

**Details:**

From May 16, 2022 to May 18, 2022, Federal Bureau of Investigation (FBI) Special Agents obtained copies of fifteen (15) boxes of documents from the National Archives and Records Administration (NARA). The copied boxes were entered into evidence as items 1B1-1B15 in the EVIDENCE subfile of the captioned investigation. See referenced serial [Redacted] 3 for full detail.

On June 12, 2023 at 1:15pm, classified documents, identified by their FBI-assigned index codes, were separated out of fourteen of the fifteen boxes. These documents were split into new evidence items prior to submitting to the ECR:

- From evidence item 1B1 "Box A" (E6656399):

UNCLASSIFIED//FOUO



**UNCLASSIFIED//FOUO**

Title: (U//FOUO) Evidence Item Splits from Copied NARA Boxes

Re: [REDACTED]-EVIDENCE, 03/05/2024

- Documents 1-3, 5-16, and 91-92 (E7388655), classified TOP SECRET//HCS-P//SI-[REDACTED]/ORCON/NOFORN/FISA;
- Document 4 (E7388654), classified TOP SECRET//[REDACTED];
- From evidence item 1B2 "Box B" (E6656398):
  - Documents 17-33, 192, and 195 (E7388656), classified TOP SECRET//HCS-P//SI//ORCON/NOFORN//EXDIS//[REDACTED];
- From evidence item 1B3 "Box C" (E6656397):
  - Documents 34-41 and 43-48 (E7388658), classified TOP SECRET//HCS-P//ORCON/NOFORN//SPECIAL HANDLING;
  - Document 42 (E7388657), classified TOP SECRET//SI-G [REDACTED]/ORCON/REL TO USA, FVEY/FISA//SPECIAL HANDLING;
- From evidence item 1B4 "Box D" (E6656396):
  - Documents 49-50 (E7388659), classified CONFIDENTIAL;
- From evidence item 1B5 "Box E" (E6656395):
  - Document 51 (E7388660), classified CONFIDENTIAL;
- From evidence item 1B6 "Box F" (E6656394):
  - Documents 52-65 (E7388661), classified TOP SECRET//FRD//ORCON/NOFORN;
- From evidence item 1B7 "Box G" (E6656393):
  - Documents 66-86 (E7388662), classified TOP SECRET//HCS-P//SI//ORCON/NOFORN/FISA//SPECIAL HANDLING;
- From evidence item 1B8 "Box H" (E6656392):
  - Documents 93-100 (E7388663), classified SECRET//NOFORN;
- From evidence item 1B9 "Box I" (E6656391):
  - Documents 87-90 and 193 (E7388664), classified TOP SECRET//SI//ORCON/NOFORN/FISA//SPECIAL HANDLING;
- From evidence item 1B10 "Box J" (E6656390):
  - Documents 101-104, 132-146, and 151-187 (E7388665), classified TOP SECRET//HCS-P//SI-G//ORCON/NOFORN/FISA;
- From evidence item 1B12 "Box L" (E6656388):
  - Documents 105-115 (E7388666), classified TOP SECRET//HCS-P//SI-G//ORCON/NOFORN/FISA;
- From evidence item 1B13 "Box M" (E6656387):
  - Documents 116-119 (E7388667), classified SECRET;
- From evidence item 1B14 "Box N" (E6656386):
  - Documents 120-131 (E7388668), classified SECRET//HCS-P//ORCON/NOFORN; and
- From evidence item 1B15 "Box O" (E6656385):
  - Documents 188-190 and 196 (E7388669), classified TOP SECRET//HCS-P//SI//TK//ORCON/NOFORN/FISA//SPECIAL HANDLING.

**UNCLASSIFIED//FOUO**

**UNCLASSIFIED//FOUO**

Title: (U//FOUO) Evidence Item Splits from Copied NARA Boxes

Re: [REDACTED] EVIDENCE, 03/05/2024

*[Agent Note: Evidence item 1B11 "Box K" contained no classified documents. Documents 4 and 42 (E7388654 and E7388657) will be stored at FBI Headquarters Bureau Control Office Vault 11785 due to special handling requirements. All remaining newly split classified documents will be stored at WFO.]*

◆◆

**UNCLASSIFIED//FOUO**

# **EXHIBIT 15**

10:25 start

Woodward, Irving, Murrell, Ben Joch

A-14 opened 10:35 am - 10:41

SW took pic of top

A-15 10:42 - 11:58

Item 2 11:04 - 11:12

A-16 11:14 - 11:25 11:44 - 11:53

A-45 11:27 - 11:33

Box Chain of Custody Form  
from 10/28/2022

A-34 11:56 - 12:04

A-73 11:57 - 12:00

A-71 12:01 - 12:05

12:15 depart

Tuesday 12 MAR 2024 1025 - 1215

Protective Order

BT (W-fi Private atty space ETS [redacted] + [redacted]

Clones/order SW, AB, JI, DM

Index JP [redacted]

- 1) A-14
- 2) A-15 (sw looking for scans)
- 3) Item 2 / 1B19
- 4) A-16

Asked about order? coversheets? ones that ww/cdo moved in/out of storage room identified?

- 5) A-43 - form
- 6) A-34
- 7) A-73
- 8) A-71

\* Class docs found after left MTL?  
Filter boxes

# **EXHIBIT 16**





**FEDERAL BUREAU OF INVESTIGATION**

**Electronic Communication**

Declassified by: NSICG P83M47K65  
Date: May 21, 2024  
THIS REDACTED VERSION ONLY

**Title:** [REDACTED] Explanation of late documentation of evidence split

**Date:** 08/30/2022

**From:** WASHINGTON FIELD

**Contact:** [REDACTED], [REDACTED]

**Approved By:** [REDACTED]

**Drafted By:** [REDACTED]

**Case ID #:** [REDACTED]; Mishandling of Classified or National Defense Information; UNKNOWN SUBJECT; SENSITIVE INVESTIGATIVE MATTER

**Synopsis:** [REDACTED] This communication provides an explanation for the late documentation of evidence splits for items 1B32, 1B56, 1B57, 1B58, 1B59, 1B60 and 1B61.

[REDACTED]

**Details:**

[REDACTED] This communication serves to explain the late documentation of an evidence split from evidence items 1B32, 1B56, 1B57, 1B58, 1B59, 1B60 and 1B61 on the original chains of custody.

[REDACTED] For background, evidence items 1B32, 1B56, 1B57, 1B58, 1B59, 1B60 and 1B61 were in the custody of the Filter Team on 08/10/2022 to conduct an initial review of classified information and then to review the items for potentially privileged documents. On 08/11/2022, the review for potentially privileged documents was completed. On that date, the potentially privileged documents were segregated from the original evidence items and split into their own evidence items. Following the

[REDACTED]

[REDACTED]

Title: [REDACTED] Explanation of late documentation of evidence split  
Re: [REDACTED], 08/30/2022

split, custody of the original evidence items with the potentially privileged documents was returned to the investigative team. These splits are detailed below:

Original 1B	Original Barcode	New Barcode	Time Split	Date Split
56	E5489945	E6656377	12:45PM	8/11/2022
32	E5489984	E6656378	12:10PM	8/11/2022
57	E5489960	E6656383	12:04PM	8/11/2022
58	E5489961	E6656382	10:51AM	8/11/2022
59	E5489959	E6656381	11:33AM	8/11/2022
60	E5489958	E6656380	12:10PM	8/11/2022
61	E5489986	E6656379	10:55AM	8/11/2022

[REDACTED] At the time the potentially privileged documents were split from the original evidence items, this split was not entered on the original chains of custody. Subsequent to the return of original evidence items to the investigative team, several additional transfers of custody were documented on the original chains of custody as part of the evidence review. In order to properly document the split of the potentially privileged documents that occurred on 08/11/2022, that split is now being entered retroactively on the chains of custody on the next available entry spot on the chains of custody with the appropriate date and time of the actual split.

[REDACTED] For the sake of clarity, it is being documented here that original evidence items were in the custody of the filter team until 08/11/2022. At the time of each evidence split, the split evidence items consisting of the potentially privileged documents remained in the custody of the filter team while the original evidence items, cleared of potentially privileged documents, were then returned to the investigative team on 08/11/2022.

◆◆

[REDACTED]

# EXHIBIT 9



**U.S. Department of Justice**

Special Counsel's Office

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October 16, 2023

Todd Blanche, Esq.  
Emil Bove, Esq.  
Stephen Weiss, Esq.  
Blanche Law  
*Via email*

Chris Kise, Esq.  
Chris Kise & Associates, P.A.  
*Via email*

Re: *United States v. Donald J. Trump, et al.*, Case No. 23-CR-80101(s)

Dear Counsel:

We write in response to your discovery letter, dated October 9, 2023, which makes 39 discovery requests, some of which include multiple sub-parts. Many of your requests call for information that has already been produced, and in instances where they call for specific documents that we have already produced, we identify the documents for you by Bates number. Many other requests are follow-up questions regarding documents that we have produced far in excess of our discovery obligations. *See, e.g.*, USA-0000941498-00941509 (documents related to the FBI's review of CCTV footage; defense has equal access to the footage); USA-00940248 (documenting the conversion of the FBI's investigation into what the FBI terms a "full investigation"); USA-0090483-USA-00940484 (documenting a request from FBI to DOJ for assistance); USA-00941747-USA-00941749 (email chain regarding overtime approval for FBI agents); USA-00941912-USA-00941913 (report and notes regarding a conversation with counsel to discuss compliance with a grand jury subpoena that issued the same day). That we have exceeded our discovery obligations by no means obligates the Government to produce additional information that is not discoverable. To the extent that we are producing any additional information to you in response to the discovery requests in your October 9, 2023 letter, we do so notwithstanding the Government's belief that such production exceeds its current discovery obligations.

Regarding the query at the outset of your letter, we disagree with how you define the prosecution team. Your definition is overly broad. The prosecution team consists of the prosecutors of the Special Counsel Office and law enforcement officers of the Federal Bureau of Investigation (FBI) who are working on this case, including members of the FBI's Washington Field Office and Miami Field Division. The prosecution team does not include agencies and components whose personnel are not working on this case. For that reason, as we stated in response to your prior question about the scope of the prosecution team, the National Archives and Records Administration (NARA), the U.S. Secret Service, and the White House are not part of the

prosecution team. (*See* Letter dated September 22, 2023.) Likewise, and in response to the specifics of your query in this letter, the prosecution team does not consist of the components of the Department of Justice you have listed; the components of NARA you have listed; members of the Intelligence Community (IC), as that term is defined in 50 U.S.C. § 3003(4), including the Office of the Director of National Intelligence and the IC's Office of the Inspector General; nor the White House Counsel's Office.

We respond to your requests below using the numbering from your letter.

1. The Government has already produced all responsive material to which the defense is entitled.
2. The Government has already produced all responsive material to which the defense is entitled. For example, the Government produced photographs from the search warrant (*see* USA-00042639-USA-00043193 and Classified Discovery Production 3) and sketches from the search (USA-00042655-USA-00042656). Nonetheless, we are producing with this letter at USA-0128517-USA-01285194 and USA-01285286-USA-01285306 two additional documents relating to the planning of the search warrant and a photo log.
3. The Government provided as Exhibit A to its October 6, 2023 classified letter accompanying Classified Discovery Production 3 a spreadsheet that provides information related to this request.
4. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
5. This information has been provided to counsel in the source logs the Government has attached to each of its unclassified discovery productions. Nonetheless, the Government provides below the Bates range for the scoped returns provided to the defense in this case:
  - Carlos De Oliveira Google
    - USA-01117024 – USA-01122372
    - USA-01125563 – USA-01125896
  - Carlos De Oliveira Mobile
    - USA-00402920 – USA-00413873
  - Carlos De Oliviera Verizon
    - USA-01115989 – USA-01116024
  - **Per. 10** Adobe Cloud
    - USA-00413874 – USA-00415925
  - **Per. 10** Laptop
    - USA-00415926 – USA-00416468
    - USA-00950779 – USA-00958027
  - Mar-a-Lago
    - USA-00337507 – USA-00359428
  - **Per. 34** Laptop

- USA-00416469 – USA-00447955
  - Per. 34 Microsoft
    - USA-00447956 – USA-00492117
  - Per. 34 Mobile
    - USA-00492118 – USA-00509692
  - Save America Thumb Drive
    - USA-00509693 – USA-00513545
  - Walt Nauta Google
    - USA-00513546 – USA-00544136
  - Walt Nauta iCloud
    - USA-00544137 – USA-00637698
  - Walt Nauta Microsoft
    - USA-00637699 – USA-00650801
  - Walt Nauta Verizon
    - USA-00788381 – USA-00788430
  - Walt Nauta iPhone 12
    - USA-00792879 – USA-00798834
    - USA-01125897 – USA-01208507
  - Walt Nauta iPhone 13
    - USA-00798835 – USA-00800019
    - USA-01208508 – USA-01260871
6. The request for “steps” taken by law enforcement does not call for material that is discoverable under Rule 16 of the Federal Rules of Criminal Procedure. The Government has produced all CCTV obtained in its investigation (in unclassified Productions 1 & 3) and certain information concerning the processing of CCTV. *See, e.g.*, USA-00940440-USA-00940441; USA-00940610-USA-00940611; USA-00941377- USA-00941382; USA-00950299-USA-00950301; and USA-01116828.
7. The request for “steps” taken by Deloitte does not call for material that is discoverable under Rule 16. The Government has produced all material to which the defense is entitled in this regard.
8. The referenced documents were produced to you at the following Bates ranges:
- 1B1: USA-00042144
  - 1B3: USA-00042197-USA-00042199
    - Although this form indicates it is for 1B23, the item at issue was referred to as 1B3 prior to the form being declassified.
  - 1B13: USA-00042152-USA-00042154
  - 1B14: USA-00042155-USA-00042157
  - 1B16: USA-00042160-USA-00042162
  - 1B12: USA-00042149-USA-00042151
  - 1B2: USA-00042176-USA-00042179
  - 1B64: USA-00042583-USA-00042585



9. Your request does not call for material that is discoverable under Rule 16. Nonetheless, we hereby inform you that pursuant to FBI policy, certain documents were classified due to their association with this case and/or file type, although the contents of the documents themselves were not classified. The FBI declassified such documents in anticipation of the Government seeking an indictment in this case to facilitate the production of the documents in discovery.
10. The request calls for material that is not discoverable under Rule 16, such as a “description” of and the “purpose” of documents. The Government has produced all material to which the defense is entitled regarding these documents. Nonetheless, we hereby inform you that documents referenced in 10a. through 10h. relate to inventories of the boxes seized at Mar-a-Lago on August 8, 2022, pursuant to a court-authorized search warrant. On June 21, 2023, the Government informed defense counsel that they could contact the Government to arrange for inspection of unclassified items seized at Mar-a-Lago on August 8, 2022. *See* ECF No. 30. The Government hereby further informs you that the documents referenced in 10.i. through 10.j. are draft documents related to the FBI’s review of CCTV footage.
11. The responses to the multiple sub-parts of your request are provided below.
  - a. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability. We have conducted a review of notes from meetings with the Intelligence Community. All discoverable information was provided to you with Classified Discovery Production 3, and no information from these notes was deemed discoverable.
  - b. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability. We have conducted a review of notes from meetings with the Intelligence Community. All discoverable information was provided to you with Classified Discovery Production 3, and no information from these notes was deemed discoverable.
  - c. The attachments were provided to you at USA-00816009-USA-00816126 and USA-00825340-USA-00825476.
  - d. We are producing with this letter at USA-01285201-USA-01285206 the inventory of the documents the Government obtained on June 3, 2023, in response to a May 11, 2023 grand jury subpoena. The documents themselves were provided to you in Classified Discovery Production 1.
  - e. The referenced letter was provided to you at USA-00944017-USA-00944020. It is also publicly available at

[REDACTED]



f. The inventory was provided to you at USA-00940767-USA-00940822. The subset of the NARA inventory was provided to you at USA-00940823-00940826. We are producing with this letter at USA-01285223-USA-01285282 unredacted versions of both inventories.

g. The referenced enclosed items were provided to you at:

1. Item 33 Box A-33: USA-00940156-USA-00940163
2. Item 32 Box A-13: USA-00940166-USA-00940171
3. Item 31 Box A-43: USA-00940311-USA-00940315
4. Item 30 Box A-26: USA-00940131-USA-00940135
5. Item 28 Box A-73 and Item 29 Box A-14: USA-00940152- USA-00940155
6. Item 27 Box A-71: USA-00940140-USA-00940141
7. Item 26 Box A-42: USA-00940317-USA-00940349
8. Item 25 Box A-41: USA-00940164-USA-00940165
9. Item 24 Box A-40: USA-00940301-USA-00940302
10. Item 23 Box A-39: USA-00940357-USA-00940361
11. Item 20 Box A-22: USA-00940306-USA-00940310
12. Item 19 Box A-23: USA-00940173-USA-00940176
13. Item 18 Box A-35: USA-00940303-USA-00940305
14. Item 17 Box A-32: USA-00940350-USA-00940351
15. Item 16 Box A-30: USA-00940123-USA-00940128
16. Item 15 Box A-28: USA-00940352-USA-00940356
17. Item 14 Box A-27: USA-00940368-USA-00940373
18. Item 13 Box A-18: USA-00940142-USA-00940151
19. Item 12 Box A-17: USA-00940295-USA-00940300
20. Item 11 Box A-16 USA-00940374-USA-00940383
21. Item 10 Box A-15: USA-00940116-USA-00940122
22. Item 9 Box A-12: USA-00940177-USA-00940186
23. Item 8 Box A-1: USA-00940362-USA-00940367
24. Item 5: USA-00940136-USA-00940139
25. Item 4: USA-00940187-USA-00940198
26. Item 2: USA-00940199-USA-00940212
27. Item 1, 3, 6, 7: USA-00940316
28. Evidence Report for Case: USA-00940234-USA-00940235

h. The referenced enclosure is duplicative of g above.

i. The enclosure was provided to you at USA-00940839-USA-00940841.

j. The enclosed logs were provided to you at USA-00042642-USA-00042647 and USA-00042649. The enclosed sketches were provided to you at USA-00042655-USA-00042656. The enclosed CD contents were provided to you at USA-00042657 and USA-00042658-USA-00042659.

- k. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
- l. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
- m. We are producing with this letter at USA-01285209-USA-01285215 the enclosure.
- n. We are producing with this letter at USA-01285307-USA-01285309 the scanned versions of the hard-copy documents that were attached to the specified form.
- o. The attachments were provided to you at USA-00940423-USA-00940441.
- p. The enclosures were provided to you at USA-00940472 and USA-00940823-USA-00940826. We are producing with this letter at USA-01285216-USA-01285219 an unredacted version of the subset of the inventory.
- q. We are producing with this letter at USA-01285220-USA-01285222 the referenced notes.
- r. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
- s. The enclosures were provided to you at USA-00940487-USA-00940489 and USA-00800183-USA-00800201.
- t. The referenced recording was provided to you at USA-00815949.
- u. The referenced notes were provided to you at USA-00800202-USA-00800209.
- v. The brief inventory was provided to you at USA-00940823-00940826. The detailed inventory was provided to you at USA-00940767-USA-00940822. We are producing with this letter at USA-01285223-USA-01285282 unredacted versions of both inventories.
- w. We are producing to you in classified discovery at classified Bates Numbers 5372-5386 the notes.
- x. The referenced notes were produced to you at USA-00814513-USA-00814520.
- y. The email relaying the classified document counts was provided to you at USA-00940953-USA-00940958. We are producing with this letter the spreadsheet at USA-01285283.

- z. The referenced maps/diagrams were produced to you at USA-00042657 and USA-00042658-USA-00042659.
- aa. It is unclear what you are seeking in this request, but to the extent that you are seeking the boxes seized during the search warrant, they are available for your inspection.
- bb. The referenced recording was provided to you at USA-00819446.
- cc. The referenced documents were provided to you in classified discovery at classified Bates numbers 0220-0225.
- dd. The items provided to the Government by Trump's attorney on January 5, 2023, are available for inspection.
- ee. We are producing with this letter at USA-01285207 the referenced email.
- ff. The inventory was provided to you at USA-00940767-USA-00940822. The subset of the NARA inventory was provided to you at USA-00940823-00940826. We are producing with this letter at USA-01285223-USA-01285282 unredacted versions of both inventories.
- gg. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
- hh. The contents of the referenced logbooks were provided to you at USA-00788281-USA-00788364.
- ii. The referenced certification was provided to you at USA-00805544.
- jj. The referenced interview materials were provided to you at USA-00820233-USA-00820236 and USA-00824954-USA-00824957.
- kk. The agents notes and the recording from this interview were provided to you at USA-00815848-USA-00815855 and USA-00815677, respectively.
- ll. We are producing with this letter at USA-01285208 the referenced notes.
- mm. The referenced notes were provided to you at USA-00826230-USA-00826237.
- nn. We are producing with this letter at USA-01285195-USA-01285199 the enclosed email.

oo. The enclosures were provided to you at USA-00941453 and USA-941454. The referenced "Google Map Print Out" was provided to you at USA-00750358-USA-00750359. As explained in the letter accompanying unclassified Production 2, the relevant contents of the referenced hard drive were provided to you at USA-00958032-USA-01115988.

pp. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.

qq. The referenced email correspondence was provided to you at USA-00942009-USA-00942010.

rr. The referenced materials provided by Per. 18 were provided to you at USA-00041491-USA-00041510.

ss. The enclosed certification and exhibits were provided to you at USA-00387555-USA-00387566; USA-00651017-USA-00651020; USA-00651021-USA-00651044; USA-00651045-USA-00651050; and USA-00651051-USA-00651065.

tt. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.

uu. The referenced transcript was provided to you at USA-00810700-USA-00810803. The remainder of your request does not appear to call for the production of information to which the defense is entitled. Please explain the defense's theory of discoverability.

vv. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.

ww. We are producing with this letter at USA-01285171-USA-01285172 the referenced email correspondence.

12. The Government has already produced all responsive material to which the defense is entitled. As we have conveyed, NARA is not part of the prosecution team, and we have produced all discoverable materials the Government obtained from NARA in its investigation of this matter. (*See* Letter dated September 22, 2023.)
13. The request for "identif[ication]" of NARA referrals does not call for material that is discoverable under Rule 16. We have produced all materials to which you are entitled regarding NARA and this matter. Please explain your theory of discoverability regarding NARA referrals in connection with other matters.
14. The Government has already produced all responsive material to which the defense is entitled.

15. The Government has already produced all responsive material to which the defense is entitled.
16. The responses to the multiple sub-parts of your request are provided below.
  - a. We are producing with this letter at USA-01285284-USA-01285285 the document with the first paragraph unredacted.
  - b. The Government has provided to you the materials at USA-00383394-USA-00383403, USA-00383404, USA-01261484-USA-01261485, USA-01261486-USA-01261487, USA-01261498, USA-01261548-USA-01261550, and USA-00383405-464.
17. The Government has already produced all responsive material to which the defense is entitled.
18. The responses to the multiple sub-parts of your request are provided below.
  - a. The documents at issue are the same documents provided to you listed at 16.b., above.
  - b. The Government has already produced all responsive material to which the defense is entitled.
19. The Government has already produced all responsive material to which the defense is entitled.
20. The Government has already produced all responsive material to which the defense is entitled.
21. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
22. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
23. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
24. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.
25. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense's theory of discoverability.

26. The Government has already produced all responsive material to which the defense is entitled.
27. Your request for a “description” of the FBI investigation addressed at USA-00941747-USA-00941749 and USA-00941750-USA-00941752 does not call for material that is discoverable under Rule 16. In any event, you are not entitled to material about other FBI investigations.
28. The Government has already produced all responsive material to which the defense is entitled.
29. The Government has already produced all responsive material to which the defense is entitled.
30. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability.
31. The Government has already produced all responsive material to which the defense is entitled.
32. Your request does not call for material that is discoverable under Rule 16.
33. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability.
34. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability.
35. As you know, an FBI FD-302 report memorializes an interview. The December 9, 2022 conversation was not an interview, but a conversation with counsel related to a grand jury subpoena that issued the same day. The Government was not under any obligation to memorialize the conversation because no discoverable information was provided, yet the FBI did so, and even though not discoverable, the Government provided to counsel the memorialization (USA-0041912-USA-0041913). The responses to the multiple sub-parts of your request are provided below.
  - a. The request does not call for material that is discoverable under Rule 16.
  - b. The Government has already produced all responsive material to which the defense is entitled.
  - c. The Government has already produced all responsive material to which the defense is entitled.

36. Your request for “other instances” does not call for material that is discoverable under Rule 16. In any event, the Government has already produced all material to which the defense is entitled relating to this request.
37. Your request does not appear to call for the production of material to which the defense is entitled. Please explain the defense’s theory of discoverability.
38. As we have stated, we are in compliance with our discovery obligations. We are also aware of, and will comply with, our continuing duty to disclose newly discovered additional information required by this Court’s Standing Discovery Order, Rule 16(c) of the Federal Rules of Criminal Procedure, *Brady*, *Giglio*, *Napue*, and the obligation to assure a fair trial.
39. As we have stated, we are in compliance with our discovery obligations. We are also aware of, and will comply with, our continuing duty to disclose newly discovered additional information required by this Court’s Standing Discovery Order, Rule 16(c) of the Federal Rules of Criminal Procedure, *Brady*, *Giglio*, *Napue*, and the obligation to assure a fair trial.

Yours truly,

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