

From: [REDACTED] (WF) (FBI)
Sent: Thursday, June 2, 2022 12:34 PM
To: [REDACTED] (WF) (FBI)
Subject: FW: Plasmic Echo - Summary --- [REDACTED]

Follow Up Flag: Follow up
Flag Status: Flagged

SentinelCaseId: NON-RECORD

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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

From: [REDACTED] (WF) (FBI) [REDACTED]
Sent: Thursday, June 2, 2022 12:26 PM
To: [REDACTED] (WF) (FBI) [REDACTED]
Subject: FW: Plasmic Echo - Summary --- [REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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Pls send to the PE, sub-COORD file
Thank you

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

From: [REDACTED] (WF) (FBI) [REDACTED]
Sent: Thursday, June 02, 2022 12:17 PM
To: [REDACTED] (CD) (FBI) <[REDACTED]>; [REDACTED] (OGC) (FBI)
<[REDACTED]>; [REDACTED] (WF) (FBI) [REDACTED]
Cc: [REDACTED] (OGC) (FBI) [REDACTED] (CD) (FBI)
[REDACTED] (WF) (FBI) [REDACTED]
Subject: RE: Plasmic Echo - Summary [REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]

Update: We learned from [REDACTED] that [REDACTED] did not intend to “negotiate” with [REDACTED], or have any further discussions with him. Rather, he was going to send a letter providing the [REDACTED] [REDACTED]. WFO has not seen this letter, and we were informed as of an hour ago, it had not been sent to [REDACTED].

WFO looks at these appearances as a means to build the mishandling case, and perhaps add some more recent details to where materials may currently be located.

As we understand DOJ's position (via [REDACTED] they would like the FBI to have the SW in hand on [REDACTED] [REDACTED], the FBI would immediately serve the SW. WFO has some concerns with how realistic that is, considering DOJ's timeline and our need to place resources where they need to be in order to accomplish such a search. Since the letter has not even been sent, [REDACTED] hasn't been notified of this timeline, and the deadline is quickly approaching. In order to assist with the management of expectations, at WFO, we have been working with Miami Division to formulate an operational plan that's safe, thorough, and conducts a search with a minimal footprint. Ideally, if we are to serve the warrant (that, I remind everyone, remains in draft stage), we would seek to conduct a search, seize the described boxes and materials, and get them out of the premises, onto a plane and up to WFO as expediently and as quickly as possible. In coordination with Miami, we are working up the plan, including the timing and logistics necessary to implement it now. We will circulate that to you at HQ so that you can help our seniors with their decision making and expectations for timing. Since SAC [REDACTED] has agreed that we will not sign the warrant until it is reviewed by FBI GC, we at the FBI have some control over the timing, with the understanding that, if we collectively decide the search warrant route is warranted, we can use that time to implement the logistics necessary.

From: [REDACTED] (WF) (FBI)

Sent: Wednesday, June 01, 2022 1:36 PM

To: [REDACTED] (CD) (FBI) <[REDACTED]>; [REDACTED] (OGC) (FBI)

Cc: [REDACTED] (OGC) (FBI) [REDACTED] (CD) (FBI)

Subject: FW: Plasmic Echo - Summary --- [REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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Just FYSA on where we are from WFO's perspective.

From: [REDACTED] (WF) (FBI)

Sent: Wednesday, June 01, 2022 9:28 AM

To: [REDACTED] (WF) (FBI) <mailto:[REDACTED]>

>

Cc: [REDACTED] (WF) (FBI) <mailto:[REDACTED]>

Subject: Plasmic Echo - Summary --- [REDACTED]

[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

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WFO is conducting a Mishandling of Classified or NDI Information investigation. WFO's investigative goals are to gather information and determine the circumstances surrounding [REDACTED]

[REDACTED]

WFO has copied all the documents contained in the boxes returned to NARA, [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Of interest, in the responses to DOJ, the attorney outlined what is likely a defense strategy to a potential mishandling charge. Namely, that a President has absolute authority to declassify documents, and that Presidential action involving classified documents are not subject to criminal sanction. Another attorney has stated in the press that the former President declassified all these records. WFO anticipated this response and has repeatedly asked DOJ to reach out to White House Counsel for an opinion on this, but to date, and to WFO's knowledge, this discussion has not happened. Whether the attorney's interpretation of the President's authority is correct or not needs to be addressed, but no matter what, it bears on the former President's intent, as well as anyone operating under his direction, which is an element of any criminal charge currently being contemplated. DOJ has also been queried whether any charges are being contemplated, and who the subject(s) might be. WFO has not gotten that answer as of yet.

Per FBIHQ, any search warrants would be served after the former President departs Mar a Lago. That date is currently believed to be 6/3/2022. In the meantime, WFO has continued to conduct interviews in an effort to gain more information related to the goals of the case, as well as to provide additional information for a search warrant.

Even as we continue down the path towards a search warrant, WFO believes that a reasonable conversation with the former President's attorney, [REDACTED] ought not to be discounted. At a minimum, even if the former President's attorney is correct and that the documents were all declassified (or believed to be declassified), it can be reasonably argued that the documents remain sensitive and should be properly secured until the matter of classification is sorted out. This conversation could easily be accomplished at the same time that WFO presses forward with the investigation and continues building out the search warrant.

[REDACTED]

Assistant Special Agent in Charge

Counterintelligence | Branch II/Global

FBI Washington Field Office

[REDACTED] Office) | [REDACTED] Cell)

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]

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[REDACTED]