

All: Please see Bradley Smith's (Minority witness) testimony. Most of his criticism is directed at the FEC and IRS, but he does make reference to the Edward's prosecution and overzealous prosecutions, but again, most of his criticism is directed at the FEC and IRS. Thanks, Bill.

From: Erb, William (OLA)  
Sent: Monday, April 08, 2013 10:27 AM  
To: Raman, Mythili (CRM); (b)(6)(7)(C) per CRM (CRM); Wroblewski, Jonathan (CRM); Hulser, Raymond (CRM); Smith, Jack (CRM); Burton, Faith (OLA); Levine, Doug (OLA); Suleiman, Daniel (CRM); Lenerz, Daniel J. (CRM); Shatz, Eileen M. (TAX); OBrien, Paul (CRM); (b)(6)(7)(C) per CRM (CRM); (b)(6)(7)(C) per CRM (CRM); Cimino, Ronald A. (TAX)  
Cc: Buretta, John (CRM); Agrast, Mark D. (OLA); (b)(6)(7)(C) per CRM (CRM)  
Subject: RE: Hearing on Campaign Finance Investigation

All: Please see the attached testimonies and Bio of the Majority's witnesses. Thanks, Bill.

From: Erb, William (OLA)  
Sent: Friday, April 05, 2013 7:50 PM  
To: Raman, Mythili (CRM); (b)(6)(7)(C) per CRM (CRM); Wroblewski, Jonathan (CRM); Hulser, Raymond (CRM); Smith, Jack (CRM); Burton, Faith (OLA); Levine, Doug (OLA); Suleiman, Daniel (CRM); Lenerz, Daniel J. (CRM); Shatz, Eileen M. (TAX); OBrien, Paul (CRM); (b)(6)(7)(C) per CRM (CRM); (b)(6)(7)(C) per CRM (CRM); Cimino, Ronald A. (TAX)  
Cc: Buretta, John (CRM); Agrast, Mark D. (OLA); (b)(6)(7)(C) per CRM (CRM)  
Subject: RE: Hearing on Campaign Finance Investigation

All: Following up on Mythili's moot from today:

1) CRIM, as we discussed today, can you please send me the questions that we'd like the Members to ask Mythili during the hearing. (b)(5) per OIP  
(b)(5) per OIP

2) Mythili's OMB cleared written testimony was sent to subcommittee staff this evening;

3) Mythili please recall to review the initial set of questions from staff that I forwarded to the group earlier;

4) So far, Sen. Klobuchar, Sen. Cruz, and Sen. Lee are likely to attend. Sen. Feinstein is unlikely to attend, and it is still unclear if Sen. Sessions will attend. I will be speaking with Sen. Lee's and Sen. Cruz's staff on Monday. I will pass on more information from the committee staff as I get it.

5) Please don't forget our call with the IRS at 11:00 am on Monday. More later.

Thanks, and have a nice weekend. Bill

From: Erb, William (OLA)

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Sent: Thursday, April 04, 2013 5:55 PM

To: Raman, Mythili (CRM); (b)(6)(7)(C) per CRM (CRM); Wroblewski, Jonathan (CRM); Hulser, Raymond (CRM); Smith, Jack (CRM); Burton, Faith (OLA); Levine, Doug (OLA); Suleiman, Daniel (CRM); Lenerz, Daniel J. (CRM); Shatz, Eileen M. (TAX); OBrien, Paul (CRM); (b)(6)(7)(C) per CRM (CRM); (b)(6)(7)(C) per CRM (CRM); Cimino, Ronald A. (TAX)  
Cc: Buretta, John (CRM); Agrast, Mark D. (OLA); Chen, Edgar (OLA); (b)(6)(7)(C) per CRM (CRM)  
Subject: RE: Hearing on Campaign Finance Investigation

All: Attached is a copy of IRS' draft testimony for the upcoming hearing. IRS is providing us with this "FYI" only draft in order to give us a better idea of what they expect to testify about at the hearing. IRS is not accepting comments now on this draft, particularly since it is still being cleared within the Treasury Department. IRS prefers that we submit our comments on the testimony through the OMB process once it is placed in circulation. Thanks, Bill.

From: Erb, William (OLA)

Sent: Tuesday, April 02, 2013 10:50 AM

To: Raman, Mythili (CRM); (b)(6)(7)(C) per CRM (CRM); Wroblewski, Jonathan (CRM); Hulser, Raymond (CRM); Smith, Jack (CRM); Burton, Faith (OLA); Levine, Doug (OLA); Suleiman, Daniel (CRM); Lenerz, Daniel J. (CRM); Shatz, Eileen M. (TAX); OBrien, Paul (CRM); (b)(6)(7)(C) per CRM (CRM); (b)(6)(7)(C) per CRM (CRM); Cimino, Ronald A. (TAX)  
Cc: Buretta, John (CRM); Agrast, Mark D. (OLA); Chen, Edgar (OLA); (b)(6)(7)(C) per CRM (CRM)  
Subject: RE: Hearing on Campaign Finance Investigation

SJC Majority staff just heard from the Minority that they've invited Brad Smith, Josiah H. Blackmore II/Shirley M. Nault Professor of Law at Capital University Law School. His bio is here: <http://law.capital.edu/faculty/bios/bsmith.aspx>. He is a former FEC commissioner.

Also, SJC staff is planning a conference call with the IRS later today, but it looks like they'll be able to provide a witness. More later, Bill

From: Erb, William (OLA)

Sent: Tuesday, April 02, 2013 8:45 AM

To: Raman, Mythili (CRM); (b)(6)(7)(C) per CRM (CRM); Wroblewski, Jonathan (CRM); Hulser, Raymond (CRM); Smith, Jack (CRM); Burton, Faith (OLA); Levine, Doug (OLA); Suleiman, Daniel (CRM); Lenerz, Daniel J. (CRM); Shatz, Eileen M. (TAX); OBrien, Paul (CRM); (b)(6)(7)(C) per CRM (CRM); (b)(6)(7)(C) per CRM (CRM); Cimino, Ronald A. (TAX)  
Cc: Buretta, John (CRM); Agrast, Mark D. (OLA); Chen, Edgar (OLA); (b)(6)(7)(C) per CRM (CRM)  
Subject: RE: Hearing on Campaign Finance Investigation

All: Following up on my earlier emails regarding the upcoming campaign finance hearing.

Updates:

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1) IRS/Treasury is still considering whether to send a witness to the upcoming hearing. I understand IRS is continuing to discuss the possibility with Sen. Whitehouse's staff. I expect to hear very shortly of the IRS's decision;

**(b)(5) per CRM**

3) Mythili's testimony was cleared by ODAG and was sent to OMB yesterday morning;

4) I have been reaching out to Minority and Minority staff on the committee to determine whether their Senators have any particular questions or concerns that they plan to raise at the hearing. So far, I haven't heard much back from staff. Unfortunately, Senators and their staff often don't concentrate on an upcoming hearing until a few days before the hearing. Also, it doesn't help that Congress is on recess this week. I will continue to reach out to staff this week;

Oral Statement:

5) Now that Mythili's written testimony is with OMB, it probably makes sense for CRM to start drafting Mythili's oral statement. Mythili will have 5 minutes to give her opening statement. The general rule for getting an oral statement within 5 minutes is that it must be no more than 4.5 pgs, dbl spaced, 14pt font-times new roman. Also, the oral statement must stay within the "four corners" of the cleared written statement.

Hearing Procedures:

Mythili, will have 5 minutes for her opening statement, and then senators will ask questions in rounds that will likely be 7 minutes each. Senator questioning will be in order of seniority, as modified by the "early bird rule," whereby senators arriving early will have priority. Turn out among members for subcommittee hearings is typically pretty low, although there's no guarantee of this.

[From Ron Cimino's 3/28/13 email].

**(b)(5) per CRM**

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