

From: Cunningham, Patrick (USAAZ)
To: Burke, Dennis (USAAZ); Scheel, Ann (USAAZ); Hernandez, Rachel (USAAZ); Morrissey, Mike (USAAZ)
CC: Sherwood, Robert (USAAZ) [Contractor]
Sent: 5/20/2011 8:19:06 PM
Subject: Revised Media - Congress plan in Cruz Samuel Ortega-Ruano and DEA seizure of drugs and 51 ATF Fast and Furious AK-47s.

Dennis: I have changed this email base on the conversations this afternoon. Please edit or send to Matt directly if you like. Thanks. PJC

Matt and Colleagues:

This entire case is still sealed and our Superseding Indictment listing all the guns has been returned but is not yet public. Arraignment is set for Wednesday, May 25th at 11:00am before a Magistrate Judge at which time we would normally unseal the entire case.

DPP

The precise number of guns tied to F and F has been verified by our trial team and case agents today. By "tied to" I mean a charged F and F defendant bought the guns, or a purchaser bought the guns who is a suspect and who is likely to be charged in the second round of F and F indictments.

The numbers are these: 44 of the 46 guns recovered from a BMW car stop were from Fast and Furious as defined above, 4 of 7 guns recovered from Hazelwood House search warrant were from Fast and Furious, and 3 of the 7 guns recovered from the San Miguel Search warrant were from F and F as defined above, **for a total of 51 out of 60 guns** recovered in the Phoenix Metropolitan area the week of April 11, 2011 in the DEA Cruz case were from Fast and Furious purchasers. These weapons were purchased mostly in Nov and Dec of 2009.

DPP

PJC

-----Original Message-----
From: Burton, Faith (SMO)
Sent: Thursday, May 19, 2011 2:18 PM
To: Cunningham, Patrick (USAAZ)
Subject: RE: DEA seizure of ATF Fast and Furious AK-47s.

Ok, thanks. We'll stand by - FB

-----Original Message-----
From: Cunningham, Patrick (USAAZ)
Sent: Thursday, May 19, 2011 4:54 PM
To: Burton, Faith (SMO); Hoover, William J. (ATF)

Cc: Axelrod, Matthew (ODAG); Shoemaker, Sheldon R. (DEA-US); Burke, Dennis (USAAZ); Scheel, Ann (USAAZ); Morrissey, Mike (USAAZ)
Subject: RE: DEA seizure of ATF Fast and Furious AK-47s.

Faith: I will propose a solution in a moment. That entire case is still sealed and our Superseding listing all the guns has been returned but is not yet public. I hope to have an arraignment date and precise F and F gun count for you this afternoon. An ATF agent made this info available to Congress and thus we were working to get into the public record as soon as possible while still serving the interests of the original drug case. Always a balancing act

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

From: Burton, Faith (SMO)
Sent: Thursday, May 19, 2011 1:15 PM
To: Hoover, William J. (ATF); Cunningham, Patrick (USAAZ)
Cc: Axelrod, Matthew (ODAG) (SMO); Shoemaker, Sheldon R. (DEA-US)
Subject: RE: DEA seizure of ATF Fast and Furious AK-47s.

Thanks, Billy. I think we're awaiting word from the USAO about their views on disclosure of info on this. More shortly.