



U.S. Department of Justice

Civil Division
Federal Programs Branch
20 Massachusetts Avenue N.W. Rm 7214
Washington, DC 20530

Jacqueline Coleman Snead
Senior Counsel

Tel: (202) 514-3418
Fax: (202) 616-8470

November 2, 2010

VIA FIRST-CLASS, U.S. MAIL

Michael Bekesha
Judicial Watch
425 Third Street, S.W., Suite 800
Washington, DC 20024

Re: *Judicial Watch v. Department of Justice*, Civ. Action No. 10-851 (RBW)

Dear Michael,

In the course of preparing Defendant's Motion for Summary Judgment in the above-captioned case, the Department of Justice decided to make discretionary releases of the withholdings previously identified on the draft *Vaughn* index as Document Nos. 19a-b, 77a-c, 78a, 79a-c, 85e, 100a, 101a, 103a, 106a-b, 108a-b, 109a-b, 115, 118a, and 122a. The Department also determined that non-exempt information could be segregated from Document No. 85, specifically, the email previously identified as Document No. 85f. Enclosed are copies of these documents. If you have any questions about the enclosed materials, please do not hesitate to contact me at (202) 514-3418.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jacqueline Coleman Snead".

JACQUELINE COLEMAN SNEAD

Senior Counsel
Federal Programs Branch
Civil Division

Enclosures

Hermilla, Nelson (CRT)

From: Coates, Christopher (CRT)
Sent: Friday, May 01, 2009 3:53 PM
To: King, Loretta (CRT); Rosenbaum, Steven (CRT)
Subject: FW: Filed Document in Panthers
Attachments: motion for extension of time 2.pdf

a

FYI

From: Adams, J Christian (CRT)
Sent: Friday, May 01, 2009 3:51 PM
To: Coates, Christopher (CRT)
Cc: Popper, Robert (CRT); Fisher, Spencer (CRT); Williams, Ronald (CRT)
Subject: Filed Document in Panthers

b

- Attached is the Motion for Extension of time which was filed.

Hermilla, Nelson (CRT)

From: Rosenbaum, Steven (CRT)
Sent: Friday, May 15, 2009 11:32 PM **a**
To: Miyar, Alejandro
Cc: Hirsch, Sam
Subject: New Black Panther
Attachments: Notice of Dismissal.pdf; Motion for Default Judgment.pdf; Memorandum of Law.pdf; Proposed Order.pdf

Alejandro:

Attached are the papers we filed tonight. We dismissed the claims against three defendants and moved for a default judgment against the fourth.

Let Sam and me know if there are any press inquiries.

Steve

From: Rosenbaum, Steven (CRT)
To: King, Loretta (CRT); Hirsch, Sam **b**
Sent: Fri, May 15 23:28:22 2009
Subject: New Black Panther

Loretta, Sam:

Attached are the papers we filed tonight.

Steve

From: Popper, Robert (CRT)
To: Coates, Christopher (CRT); Rosenbaum, Steven (CRT) **c**
Sent: Fri May 15 22:16:47 2009
Subject: As filed, NBPP

Hermilla, Nelson (CRT)

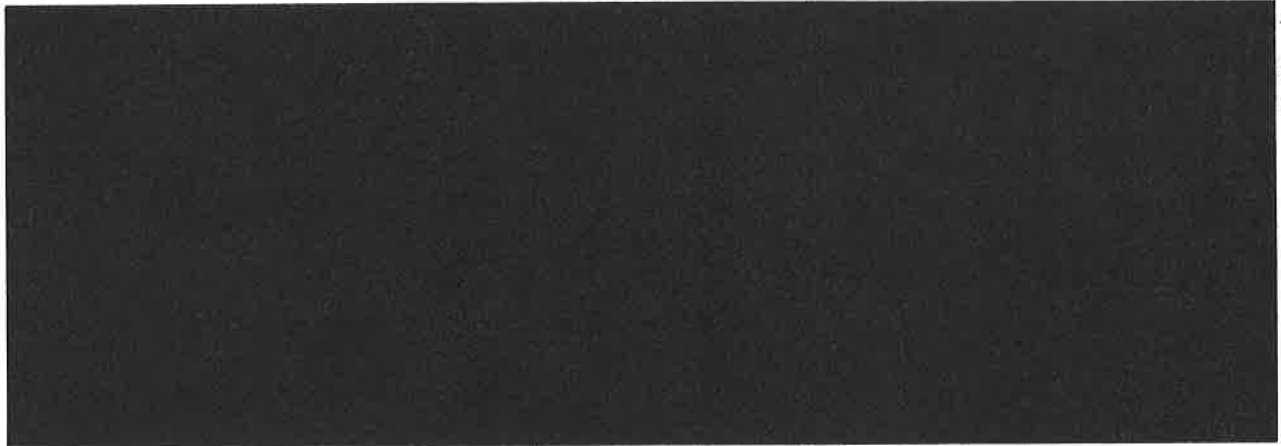
From: Rosenbaum, Steven (CRT)
Sent: Saturday, May 16, 2009 7:27 AM
To: Flynn, Diana K (CRT); McElderry, Marle K (CRT) **a**
Subject: New Black Panther Party
Attachments: Notice of Dismissal.pdf; Motion for Default Judgment.pdf; Memorandum of Law.pdf; Proposed Order.pdf

Diana, Marle:

Attached are the papers we filed last night.

Thanks for your help with this case.

Steve



Hermilla, Nelson (CRT)

From: . Rosenbaum, Steven (CRT)
Sent: Monday, May 18, 2009 9:21 AM
To: Wertz, Rebecca J (CRT) **a**
Subject: FW: New Black Panther
Attachments: \ Notice of Dismissal.pdf; Motion for Default Judgment.pdf; Memorandum of Law.pdf; Proposed Order.pdf

FYI ...

From: Rosenbaum, Steven (CRT)
Sent: Friday, May 15, 2009 11:28 PM **b**
To: King, Loretta (CRT); Hirsch, Sam
Subject: New Black Panther

Loretta, Sam:

Attached are the papers we filed tonight.

Steve

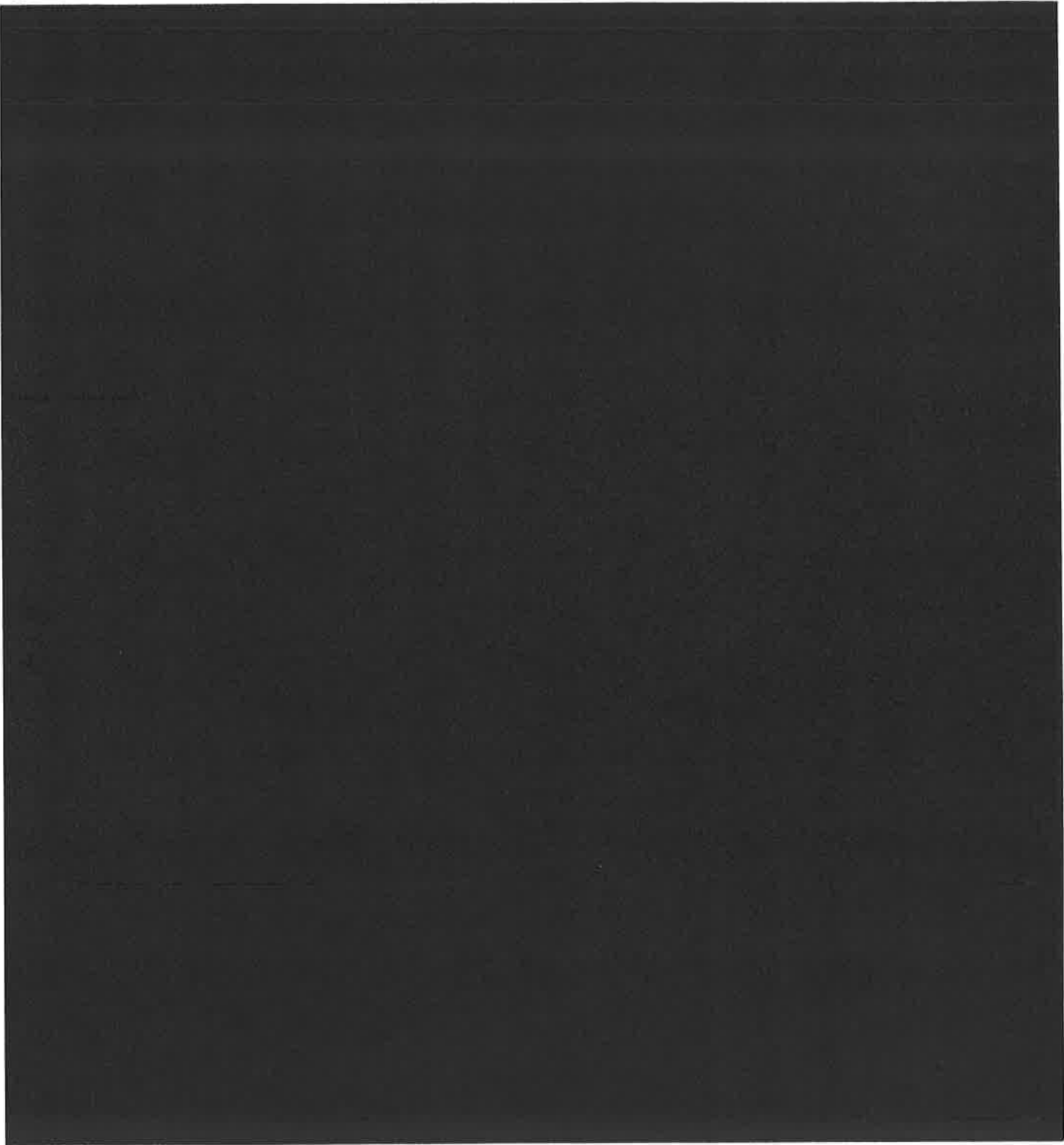
From: Popper, Robert (CRT)
To: Coates, Christopher (CRT); Rosenbaum, Steven (CRT) **c**
Sent: Fri May 15 22:16:47 2009
Subject: As filed, NBPP

Tracking:

Recipient
Wertz, Rebecca J (CRT)

Read
Read: 5/18/2009 9:22 AM

Hermilla, Nelson (CRT)



From: LaBolt, Benjamin [REDACTED] (b)(6)
Sent: Thursday, May 28, 2009 3:08 PM
To: Schmalzer, Tracy
Subject: FW: Question about the Black Panther Voter Intimidation case

e

From: John R. Lott, Jr. [REDACTED] (b)(6)
Sent: Thursday, May 28, 2009 3:00 PM
To: LaBolt, Benjamin
Subject: Question about the Black Panther Voter Intimidation case

f

I have called the Justice Department and talked to them, but there was one question that they were not able to answer. One of the New Black Panther Party members who had charges voluntarily dismissed was Jerry Jackson, an elected member of the Philadelphia Democratic Committee. He was also a credentialed poll watcher for the Democrats when the violations occurred. This is the first time that I can find that the Justice Department has refused to take a default judgment. The explanation for asking for voluntary dismissal of the counts is also something that I have never seen. "These same Defendants have made no appearance and have filed no pleadings with the Court. Nor have they otherwise raised any other defenses to this action. Therefore, the United States has the right under to dismiss voluntarily this action against the Defendants." In other words, since the defendants haven't tried to defend themselves, even though the Justice Department had won the case so DOJ is now going to be dropping it.

here is the question: What is the administration response that this highly unusual dismissal was done to protect an official in the Democratic party?

I am under an extreme deadline here.

[REDACTED] (b)(6)

Thank you.

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Tracking:

Recipient

Schmaler, Tracy

Miyar, Alejandro

Hirsch, Sam

Verrilli, Donald

Perrelli, Thomas J.

King, Loretta (CRT)

Read

Read: 5/28/2009 5:48 PM

Read: 5/28/2009 5:49 PM

Read: 5/28/2009 6:14 PM

Read: 5/28/2009 5:54 PM

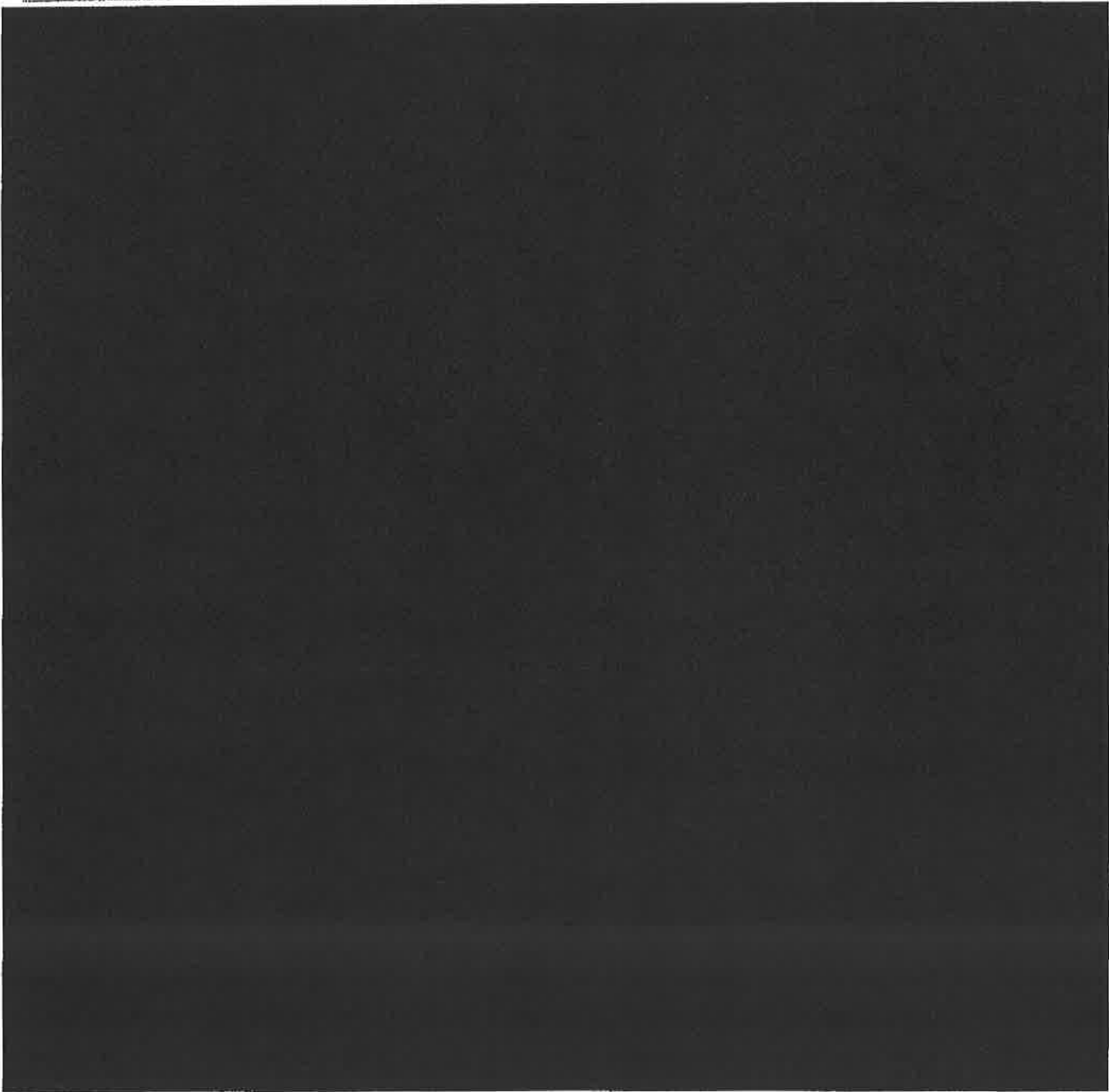
Read: 5/28/2009 5:50 PM

Read: 5/29/2009 9:00 AM

Hirsch, Sam

From: Hirsch, Sam
Sent: Thursday, April 30, 2009 9:12 PM
To: Perrelli, Thomas J.
Subject: Fw: New Black Panther Party: Background
Attachments: memo for default April 28.wpd; motion for default April 28.wpd; Proposed Order April 28.wpd

a



Hirsch, Sam

From: Hirsch, Sam
Sent: Thursday, April 30, 2009 9:12 PM
To: Perrelli, Thomas J.
Subject: Fw: New Black Panther Party Update

Tom,

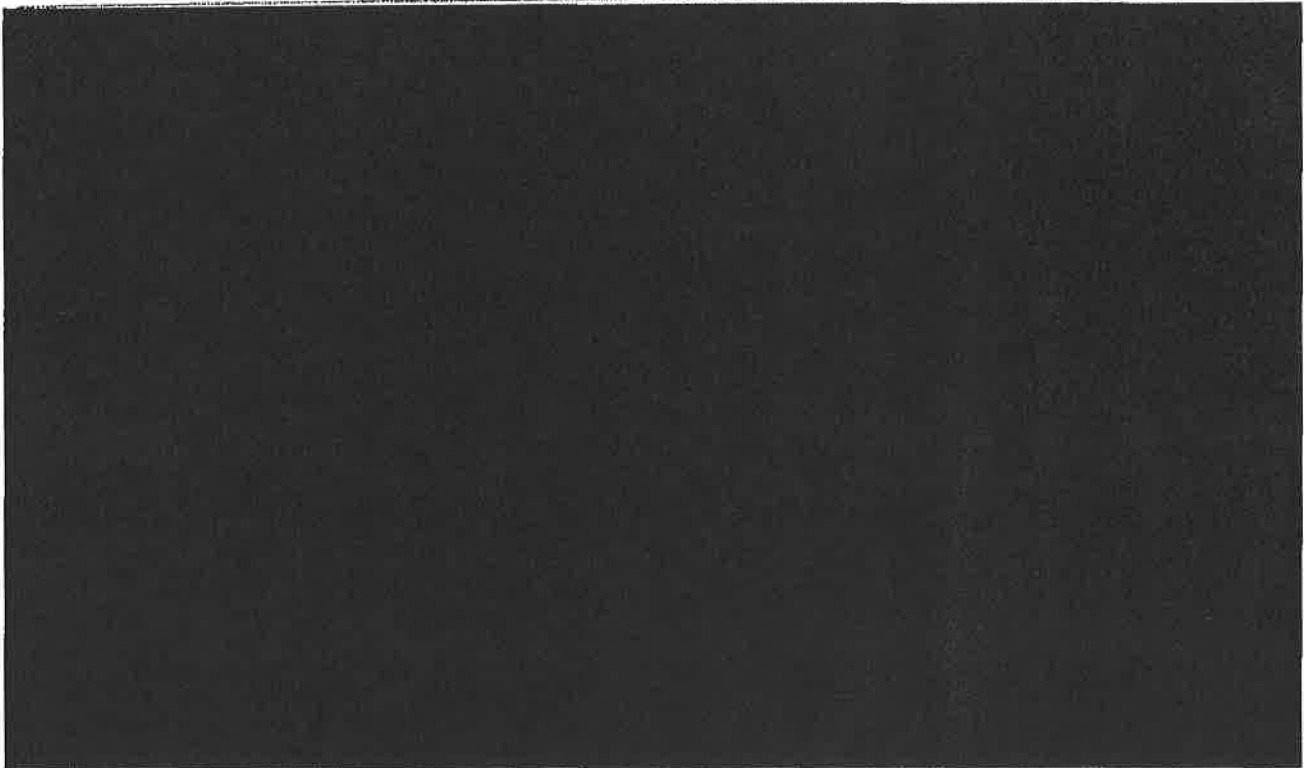
I need to discuss this with you tomorrow morning. I'll send you another e-mail on this shortly.

If you want to discuss it this evening, please let me know which number to call and when.

Thanks,

Sam

a



b

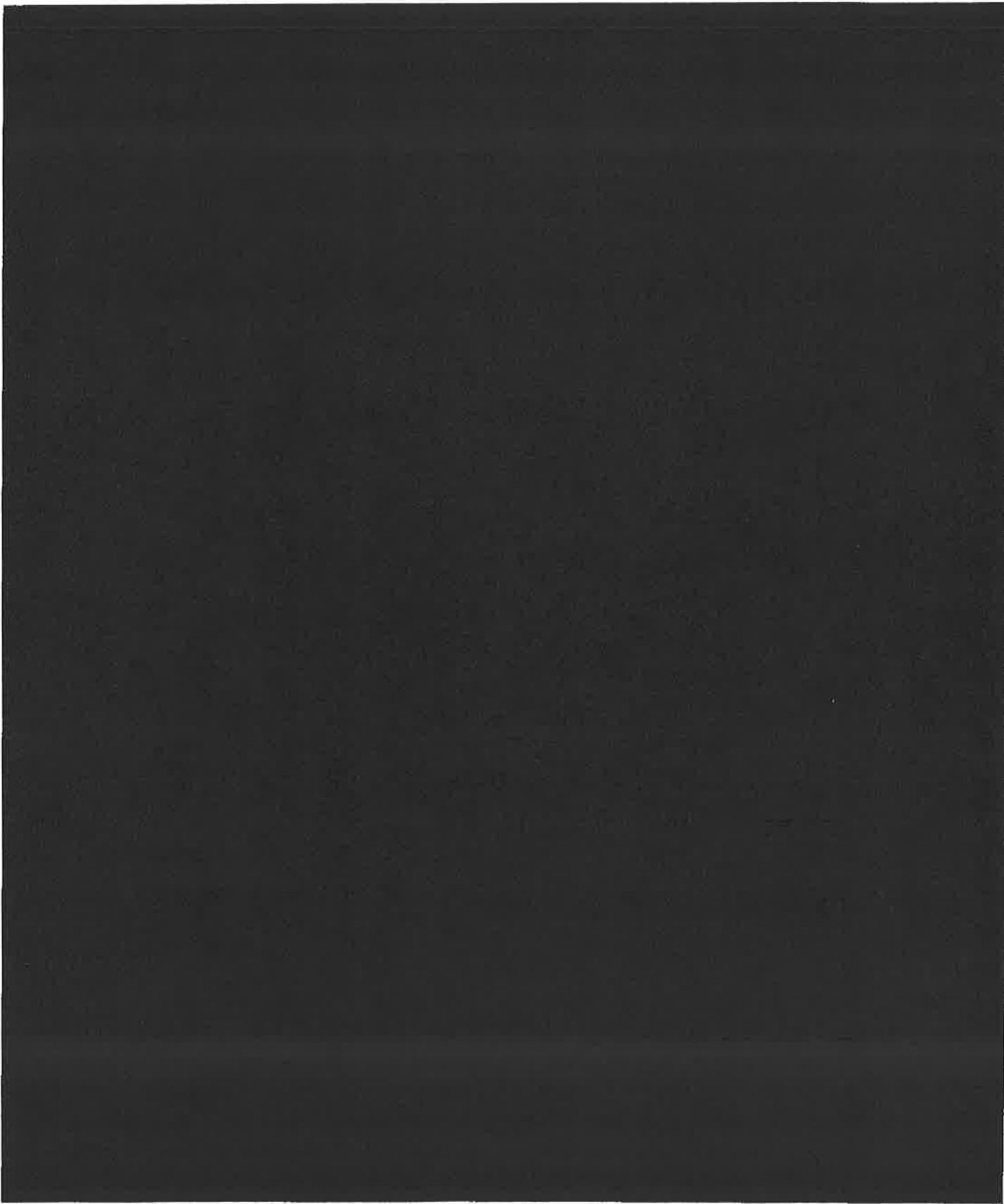
Hirsch, Sam

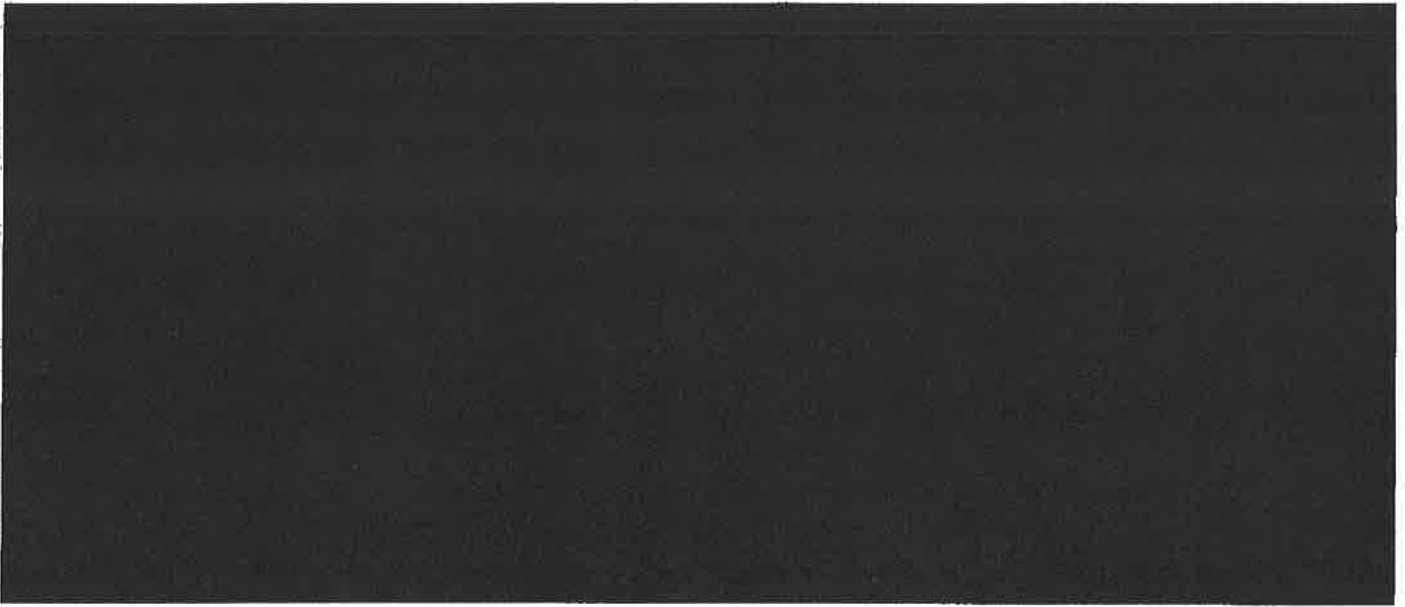
From: Hirsch, Sam
Sent: Friday, May 15, 2009 11:47 AM
To: Perrelli, Thomas J.
Subject: Fw: New Black Panther Party -- your questions

Let's discuss.

a







Hirsch, Sam

From: Hirsch, Sam
Sent: Friday, May 15, 2009 8:55 PM
To: Perrelli, Thomas J.
Subject: RE: NBPP

No problem!

Have a nice weekend,

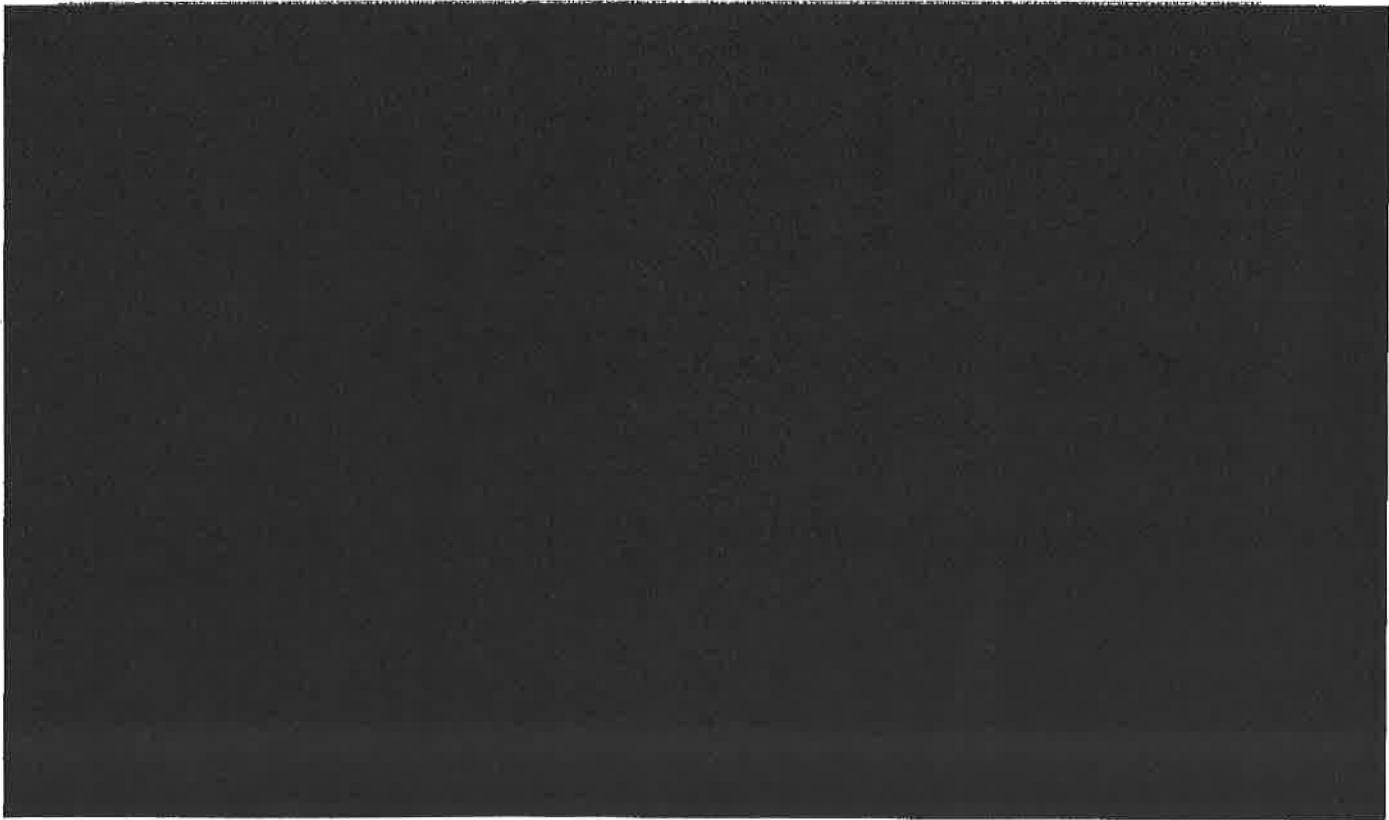
a

Sam

From: Perrelli, Thomas J.
Sent: Friday, May 15, 2009 8:48 PM
To: Hirsch, Sam
Subject: Re: NBPP

b

Thanks. Sorry you had to stay so late.



Hauck, Brian

From: Gamble, Nathaniel (CRT)
Sent: Tuesday, May 12, 2009 3:45 PM
To: Bies, John; Davis, Deborah J; Greenfeld, Helaine; Guerra, Joseph R.; Gunn, Currie (SMO); Hauck, Brian; Hirsch, Sam; Lewis, Aaron (OAG); Margolis, David; Ruemmler, Kathryn (ODAG); Verrilli, Donald; Washington, Tracy T; Watson, Theresa (OAG)
Subject: Civil Rights Division Weekly Report for the Week ending May 8, 2009
Attachments: week end May 8 2009 Weekly Report.wpd



week end May 8
2009 Weekly Re...

Nathaniel Gamble II
U.S. Department of Justice
Civil Rights Division
Office of the Assistant Attorney General
Phone: (202) 514-5732
Fax: (202) 514-0293
E-Mail: Nathaniel.Gamble@usdoj.gov

a

May 12, 2009

MEMORANDUM FOR THE ATTORNEY GENERAL

THROUGH: THE DEPUTY ATTORNEY GENERAL

THROUGH: THE ASSOCIATE ATTORNEY GENERAL

FROM: Loretta King
Acting Assistant Attorney General for the Civil Rights Division

SUBJECT: Weekly Report for the Week ending May 8, 2009

Redacted Material Not Related to the
New Black Panther Party Case and
Not Responsive

Redacted Material Not Related to the
New Black Panther Party Case and Not
Responsive

Redacted Material Not Related to the
New Black Panther Party Case and Not
Responsive

Redacted Material Not Related to
the New Black Panther Party Case
and Not Responsive

Redacted Material Not Related to the
New Black Panther Party Case and
Not Responsive

Redacted Material Not Related to the New
Black Panther Party Case and Not
Responsive

Voting

- ***Department to File Motion for Default Judgment in U.S. v. New Black Panther Party***
On May 15, 2009, pursuant to court order, the Department will file a motion for a default judgment against at least some of the defendants in *United States v. New Black Panther Party for Self-Defense, et al.*, (E.D. Pa.). The complaint in this action, filed January 7, 2009, alleged that, on election day in November 2008, members of the New Black Panther Party for Self-Defense (NBPP) stood in formation, in military-style uniforms, a few feet from the entrance to a polling location in Philadelphia, Pennsylvania, brandishing a billy-club, and yelling racial taunts and slurs at voters and poll-workers. The complaint alleged various violations of Section 11(b) of the Voting Rights Act. The NBPP has been identified as a racist hate group by the Southern Poverty Law Center, the Anti-Defamation League, and the founders and members of the original Black Panther Party. The United States will seek an injunction in this matter; the precise terms of the proposed injunction is yet to be determined.

Hauck, Brian

From: Stallings-Richards, Donna (CRT)
Sent: Monday, May 18, 2009 5:10 PM
To: Bies, John; Davis, Deborah J; Greenfeld, Helaine; Guerra, Joseph R.; Gunn, Currie (SMO); Hauck, Brian; Hirsch, Sam; Lewis, Aaron (OAG); Margolis, David; Ruemmler, Kathryn (ODAG); Verrilli, Donald; Walker, Sheila M; Washington, Tracy T
Subject: Civil Rights Division Weekly Report for the week ending May 15, 2009.
Attachments: week end May 15 2009 Weekly Report (2).wpd

a

May 18, 2009

MEMORANDUM FOR THE ATTORNEY GENERAL

THROUGH: THE DEPUTY ATTORNEY GENERAL

THROUGH: THE ASSOCIATE ATTORNEY GENERAL

FROM: Loretta King
Acting Assistant Attorney General for the Civil Rights Division

SUBJECT: Weekly Report for the Week ending May 15, 2009

Redacted Material Not Related to
the New Black Panther Party Case
and Not Responsive

Redacted Material Not Related to the
New Black Panther Party Case and
Not Responsive

Voting

- ***Department Files Motion for Default Judgment in U.S. v. New Black Panther Party***
On May 15, 2009, the Department voluntarily dismissed its claims that the New Black Panther Party for Self-Defense (NBPP), Malik Zula Shabazz and Jerry Jackson violated Section 11(b) of the Voting Rights Act, and moved for a default judgment against the remaining defendant, Minister King Samir Shabazz. The complaint in this action, filed January 7, 2009, alleged that, on election day in November 2008, members of the NBPP stood in formation, in military-style uniforms, a few feet from the entrance to a polling location in Philadelphia, Pennsylvania, brandishing a billy-club, and yelling racial taunts and slurs at voters and poll-workers. The complaint alleged various violations of Section 11(b) of the Voting Rights Act.

Redacted Material Not Related to the
New Black Panther Party Case and
Not Responsive

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the New Black Panther Party Case
and Not Responsive

Redacted Material Not Related to
the New Black Panther Party Case
and Not Responsive

CRT mtg 5/21

Black Panther - 3 w/ a dismiss, 1 default judgment

Redacted Material Not Related to the
New Black Panther Party Case and
Not Responsive

Hermilla, Nelson (CRT)

From: Hirsch, Sam
Sent: Thursday, April 30, 2009 11:05 PM
To: Rosenbaum, Steven (CRT)
Subject: Re: New Black Panther Party: Background

Steve,

Thanks for talking tonight, and for doing everything you're doing to make sure that this case is properly resolved.

See you tomorrow,

a

Sam



Hermilla, Nelson (CRT)

From: Hirsch, Sam
Sent: Friday, May 15, 2009 6:35 PM
To: Rosenbaum, Steven (CRT); King, Loretta (CRT) **a**
Subject: RE: New Black Panther: Proposed Order
Attachments: Entry of Default Judgment and Order -- with edlts.wpd

Here's an edited version. Being unfamiliar with WordPerfect, I hope I've entered these changes correctly.

Thanks,

Sam

