

**From:** Schmaler, Tracy (SMO)  
**To:** Sherwood, Robert (USAAZ) <Contractor>; Cunningham, Patrick (USAAZ)  
**CC:** Smith, Jessica A. (SMO)  
**Sent:** 2/22/2011 1:02:06 PM  
**Subject:** CBS on Agent Terry death

robbie - did you send this out after running by CBP and USMS? CBS is following up on this, see they're q's below.

Correspondent Sharyl Attkisson and I are focused on questions relating to the ATF's Project Gunrunner, similar to those raised by Senator Charles Grassley. With or without the interview, I also need answers to the following please:

1. Why weren't any of the 4 illegal immigrants picked up right after CBP agent Brian Terry's shooting charged in his death? Are they believed to be uninvolved in his death? Are there any suspects in his death? (What's the status of that investigation?)
2. Was Agent Terry killed with one of the two rifles recovered at the scene of his murder? If not, have they identified and/or seized the weapon he was shot with? What type is it/was it one in ATF's tracking system?
3. Is **ATF** released on his own recognizance? Why? He's charged with very serious crimes.
4. Are the others charged with him also released on their own recognizance?

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

**From:** Schmaler, Tracy (SMO)  
**Sent:** Tuesday, February 15, 2011 3:36 PM  
**To:** Sherwood, Robert (USAAZ) <Contractor>; Cunningham, Patrick (USAAZ)  
**Cc:** Smith, Jessica A.  
**Subject:** RE: What's your cell?

**DD**  
**ATF**

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

**From:** Sherwood, Robert (USAAZ) <Contractor>  
**Sent:** Tuesday, February 15, 2011 2:45 PM  
**To:** Schmaler, Tracy (SMO)  
**Subject:** What's your cell?

Slightly different issue related to Grassley. Want to give you a call.