

From: Cunningham, Patrick (USAAZ)
To: Burke, Dennis (USAAZ)
CC: Morrissey, Mike (USAAZ); Hurley, Emory (USAAZ); Scheel, Ann (USAAZ); Hernandez, Rachel (USAAZ); Sherwood, Robert (USAAZ) <Contractor>
Sent: 3/3/2011 9:00:13 PM
Subject: Final Gunrunner Answers

Dennis: Enclosed are final answers to these questions for Jason. Edit at will. PJC

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

From: Schmalzer, Tracy (SMO)
Sent: Wednesday, March 02, 2011 5:23 PM
To: Burke, Dennis (USAAZ)
Subject: Gunrunner ...

Hey -- talked w/ Stuart. See below chain: these are the q's reporter posed to us. I asked for facts surrounding premise of #1 and he sent me the below brackets and quotes. **DP**

DP

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

From: Solomon, John [<mailto:jsolomon@publicintegrity.org>]
Sent: Wednesday, March 02, 2011 12:18 PM
To: Schmalzer, Tracy (SMO)
Cc: Solomon, John
Subject: FW: Questions for DOJ

Tracy:

Here are the questions for which we need on the record answers from

DOJ:

1.) What did Main Justice know about the ATF operation code named Fast and Furious in Phoenix? Did the attorney general or Lanny Breuer know about ATF's efforts to let guns flow to straw buyers as part of a larger strategy to making bigger cases against Mexican drug organizations?

[FROM JOHN ON MY QUESTION RE: BASIS FOR THIS -- "I have confirmed this with DOJ employees and internal DOJ memos. If you read the F&F case summary sent to main Justice you'll see there are specific numbers given for the number of weapons ATF permitted to be sold to know straw and suspect buyers and then monitored between October 2009 and January 2011. If you want to dispute that premise, I'll be glad to quote you."]

DP

DP

2.) Why did lawyers from the US Attorney's office in Phoenix meet with FFLs and encourage them to keep selling guns to known straw buyers, including [ATF] after [ATF] was already listed in ATF's database as a suspect buyer? How did DOJ lawyers address the concerns of gun sellers about civil liability or future prosecution if they continued to let the gun sales proceed?

DP

3.) Does DOJ believe its answers last month to Sen. Grassley were accurate and complete? If so, why?

DP

4.) Is DOJ contemplating any action against ATF agents who talked to Sen. Grassley about their concerns?

DP

5.) What if any concerns does DOJ have if ATF agents are monitoring the sales of guns to suspected straw buyers or begin seeing the guns they have been monitoring show up in crimes on both sides of the border?

DP

DP

Thanks
John