



U.S. Department of Justice

Office of the Inspector General

April 6, 2011

MEMORANDUM FOR DENNIS K. BURKE
UNITED STATES ATTORNEY
DISTRICT OF ARIZONA

FROM:

CAROL F. OCHOA *Carol F. Ochoa*
ASSISTANT INSPECTOR GENERAL
OVERSIGHT AND REVIEW DIVISION

SUBJECT:

Request for Documents and Information Relating to an
Office of the Inspector General Review of Certain
Firearms Trafficking Investigations

As you are aware, the Office of the Inspector General (OIG) recently initiated a review of the Bureau of Alcohol, Tobacco, Firearms and Explosives' (ATF) firearms trafficking investigation known as Operation Fast and Furious, and other investigations with similar objectives, methods, and strategies. To assist the OIG with its review, we ask that the United States Attorney's Office for the District of Arizona (USAO) provide the information and documents listed below.

1. All records that pertain to, describe, or otherwise document the USAO's involvement in the development, creation, or implementation of the investigation referred to as Operation Fast and Furious.
2. All records that pertain to, describe, or otherwise document communications or meetings concerning Operation Fast and Furious between the USAO and other governmental entities, including but not limited to the ATF, the Department of Justice Criminal Division, and the Office of the Deputy Attorney General (ODAG) Organized Crime Drug Enforcement Task Force (OCDETF).

3. All records that pertain to, describe, or otherwise document communications or meetings within the USAO concerning the status or progress of Operation Fast and Furious, such as case status reports or similar periodic updates, and briefings for the U.S. Attorney and other USAO management.
4. All records that pertain to, describe, or otherwise document communications or meetings between the USAO and Federal Firearms Licensees (FFL), or their representatives, from October 1, 2009, to the present that relate to the conduct of Operation Fast and Furious. Please include in the response to this request, where possible, the FFL's business name and location, and identify the individual from the FFL or on behalf of the FFL with whom the USAO communicated.
5. All records that pertain to, describe, or otherwise document communications between the USAO and the ATF during the conduct of Operation Fast and Furious relating to reports of or other information indicating suspected illegal firearms purchases. Please include in the response any records specifically relating to the movement of suspected illegally purchased firearms from the United States to Mexico.
6. All records that pertain to, describe, or otherwise document communications between the USAO and any governmental entities other than ATF – including but not limited to the Criminal Division, the ODAG, and the government of Mexico – during the course of Operation Fast and Furious relating to reports of or other information indicating suspected illegal firearms purchases. Please include in the response any records specifically relating to the movement of suspected illegally purchased firearms from the United States to Mexico.
7. The application and supporting affidavits filed pursuant to Title 18, United States Code, Section 2518 in connection with Operation Fast and Furious. Please include in the response any reports filed with the court pursuant to 18 U.S.C. § 2518(6).
8. Any other affidavits filed in connection with Operation Fast and Furious, including but not limited to affidavits filed in support of search warrants, arrest warrants, and material witness warrants.
9. Identify any cases the USAO declined for prosecution related to Operation Fast and Furious. Please include in the response the case number, the name of the case agent, and the reason for the declination.

10. Identify any cases other than United States v. [ATF] et al., Case No. CR-11-126-PHX-JAT, that the USAO accepted for prosecution related to Operation Fast and Furious. Please include in the response the case number, the name of the case agent, and the status of the case.
11. Any prosecution memoranda drafted by USAO personnel arising out of Operation Fast and Furious.
12. The date on which the USAO first presented evidence to a Federal Grand Jury in any case arising from or related to Operation Fast and Furious.
13. All records that pertain to, describe, or otherwise document complaints about or objections to the conduct of Operation Fast and Furious made by an ATF or other government employee to the USAO.

We ask that you provide the requested materials to us by April 27, 2011. However, if portions of this request can be satisfied before then, please provide those documents as they become available. We also request that, where possible, the documents and information be provided in electronic form.

Thank you for your cooperation in this matter. If you have any questions about this request, please contact me at (202) 616-0645 or Sean O'Neill, Deputy Assistant Inspector General, at (202) 514-9539.