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**From:** Reich, Steven (ODAG)  
**To:** Burton, Faith (OLA); Weich, Ron (OLA)  
**CC:** Schmalzer, Tracy (OPA); Richardson, Margaret (OAG); Ramirez, Monica (ODAG)  
**Sent:** 9/13/2011 4:37:03 PM  
**Subject:** FW: Other Similar Cases

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**From:** Foster, Jason (Judiciary-Rep) [mailto:Jason\_Foster@judiciary-rep.senate.gov]  
**Sent:** Tuesday, September 13, 2011 4:29 PM  
**To:** Reich, Steven (ODAG)  
**Cc:** Castor, Stephen (Stephen.Castor@mail.house.gov)  
**Subject:** Other Similar Cases

Reflecting on this morning's meeting, I recalled that Mr. Newell told us in his interview that there were 2 or 3 cases other than Fast and Furious where there were unsuccessful controlled deliveries at the border. He said these examples occurred in the 2007 to 2008 timeframe. In one case, he said the guns actually crossed the border but through some miscommunication they were not interdicted on the other side by the Mexican authorities. In the other case, the trafficker did not actually cross the border, but evaded U.S. law enforcement surveillance on this side of the border.

You indicated today that there was an effort at the Department to get an understanding of previous controlled delivery cases that might raise similar issues in Fast and Furious. Were the two cases Newell described among them? Has the Department put together a detailed timeline of the sort you had today on each of the other unsuccessful controlled delivery cases? Is something like that in the works? Has the Department received inquiries about these other cases by the OIG?

Cordially,  
Jason A. Foster  
Chief Investigative Counsel

Charles E. Grassley, Ranking Member  
Committee on the Judiciary  
152 Dirksen Senate Office Building  
United States Senate

Direct: (202) 224-7142