

From: Shannon Holliday
Sent: Thursday, October 28, 2010 5:46 PM
To: Woods, Rae; Joe Espy; Bobby Segall; fgray@glsmgn.com; David Martin; Sam Heldman; Walter McGowan; Ben Espy; Bill Espy; Jones, G. Douglas; ajoseph@maynardcooper.com; brettbloomston@hotmail.com; wnc@rmclaw.com; ronwwise@aol.com; Gillis, H. Lewis; parkman@parkmanlawfirm.com; rbeardsley@sirote.com; tgoggans@tgoggans.com; Dsimlaw@aol.com; lameadows@tmgslaw.com; lajackson@tmgslaw.com; sgjamesandassoc@aol.com; sheldman@gmail.com
Cc: Shaw, Debbie L. (USAALM)
Subject: RE: Items mentioned in 302s which have not been provided
Attachments: 302s showing attachment missing and reference to 1A section of the file.pdf

Rae,

We spoke after the hearing about Section 1A of the FBI investigation file. You asked me to provide you an example of a 302 which mentioned that. I am attaching an example here which references video and audio recordings, which clearly have not been provided.

In addition, both of the 302s attached reference an "attachment" to the 302. Those attachments were not provided in discovery. At least they were not attached to the 302s nor have we located them elsewhere. (Obviously we have not had time to go through each file page by page but the government's designation of the documents produced does not include any reference to 302 attachments or Section 1A.)

Apparently, there are many more of these references to documents or videos etc. in section 1A and to attachments which were not produced. Please let me know what the government will do to provide these documents, videos, audio recordings and the like.

Shannon Holliday

From: Woods, Rae [<mailto:Rae.Woods@usdoj.gov>]
Sent: Wednesday, October 27, 2010 6:27 PM
To: Joe Espy; Bobby Segall; Shannon Holliday; fgray@glsmgn.com; David Martin; Sam Heldman; Walter McGowan; Ben Espy; Bill Espy; Jones, G. Douglas; ajoseph@maynardcooper.com; brettbloomston@hotmail.com; wnc@rmclaw.com; ronwwise@aol.com; Gillis, H. Lewis; parkman@parkmanlawfirm.com; rbeardsley@sirote.com; tgoggans@tgoggans.com; Dsimlaw@aol.com; lameadows@tmgslaw.com; lajackson@tmgslaw.com; sgjamesandassoc@aol.com
Cc: Shaw, Debbie L. (USAALM)
Subject: RE: additional disclosures

Dear Counsel:

Some of you did not receive the below email because it contained too many attachments. In this email, I am including the attachments referenced in paragraphs 3-4. The attachments referenced in paragraphs 1-2 were sent in a previous email.

Please let me know if you have not received the referenced material.

Sincerely,

Rae Woods
Trial Attorney
Public Integrity Section

Criminal Division
United States Department of Justice

From: Woods, Rae

Sent: Wednesday, October 27, 2010 7:19 PM

To: 'Joe Espy'; 'Bobby Segall'; 'Shannon Holliday'; 'fgray@glsmgn.com'; 'David Martin'; 'Sam Heldman'; 'Walter McGowan'; 'Ben Espy'; 'Bill Espy'; 'Jones, G. Douglas'; 'ajoseph@maynardcooper.com'; 'brettbloomston@hotmail.com'; 'wnc@rmclaw.com'; 'ronwwise@aol.com'; 'Gillis, H. Lewis'; 'parkman@parkmanlawfirm.com'; 'rbeardsley@sirote.com'; 'tgoggans@tgoggans.com'; 'Dsimlaw@aol.com'; 'lameadows@tmgsllaw.com'; 'lajackson@tmgsllaw.com'; 'sgjamesandassoc@aol.com'

Cc: Ainsworth, Peter; Morris, Brenda; Franklin, Louis V. (USAALM); Feaga, Steve P. (USAALM); Cohen, Barak; Olshan, Eric; Shaw, Debbie L. (USAALM); Spells, Jean; May, Joe

Subject: additional disclosures

Dear Counsel:

1. Please find attached a 2-page Discovery Index of Financial Documents produced on October 15, 2010, and October 22, 2010 for the Bates range US-FIN-1 to US-FIN-80681.
2. Please find attached a 84-page grand jury transcript of Cheryl Farrow's September 24, 2010 testimony.
3. Please find attached grand jury exhibits 1-24. Please note that grand jury exhibit 19 is a separate PDF file.
4. Please find attached a proffer agreement between the United States and Gerald W. Taylor.
5. In response to Ron's question regarding the blank lines that appear at the bottom of page 3 and the top of page 4 of the Index for the October 22, 2010 Non-Financial Disclosures, we have confirmed that the lines were left blank intentionally. No data is missing from the chart.
6. As requested, we are providing the names of the ABI agents who have worked or are working on this case. Those agents' names are Anthony Green, Joseph Herman, Charles Huggins, and Brooke Walker.
7. We will disclose the pen register on a disk tomorrow.
8. As we agreed this morning, If you experience technical difficulty in accessing the discovery, please work with Shannon Holliday to bring those concerns to the attention of Joe May, an information technology specialist located in Washington, DC, who can be reached at joe.may@crm.usdoj.gov or (202) 616-7996, and Trial Attorney Barak Cohen, who can be reached at barak.cohen@usdoj.gov. We want you to have good working copies of all discovery as soon as possible and appreciate your willingness to work with us to this end.
9. As we discussed, we will continue to review our disclosures to ensure that all discoverable material has been produced. The United States is aware of and will continue to comply with its ongoing discovery obligations.

Please feel free to contact any attorney of record for the government if you have questions.

Sincerely,

Rae Woods
Trial Attorney
Public Integrity Section
Criminal Division
United States Department of Justice

FD-302 (Rev. 10-6-95)

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 09/28/2009

On 11 September 2009, ANDY HUGHES, Sheriff for Houston County, Alabama, forwarded an email to Special Agent (SA) B. CHAD YARBROUGH that HUGHES previously received from MARK CULVER on 10 September 2009.

A review of the email showed that CULVER sent the original correspondence to numerous individuals, including HUGHES. The subject of the email stated, "Join us for Coffee with Troy King". The body of the email advised that CULVER and MATT PARKER were inviting the recipients of the email to an event for Alabama Attorney General TROY KING (AAG KING) on 21 September 2009 at the Highland Oaks Clubhouse. The email stated coffee and pastries would be provided at the expense of CULVER and PARKER. The email also provided a link to AAG KING's re-election website and AAG KING's Facebook website.

CULVER's email address was listed as markculver@graceba.net.

*not
a flicker*
A copy of the email has been attached to this document and made a part hereof.

Investigation on 09/11/2009 at Dothan, Alabama

File # 194A-MO-46187;194A-MO-44533

Date dictated 09/11/2009

by SA B. Chad Yarbrough:bcy

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency, it and its contents are not to be distributed outside your agency. US-00064336

FD-302 (Rev. 10-6-95)

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FEDERAL BUREAU OF INVESTIGATION

Date of transcription 02/01/2010

On the morning of November 23, 2009, Special Agents John McEachern and Chad Yarbrough met with Houston County, Alabama Sheriff Andy Hughes. Sheriff Hughes advised the Agents he had previously recorded several telephonic conversations with Houston County Commissioner Mark Culver along with others.

Additionally, Sheriff Hughes recorded (audio and video) a November 17, 2009 meeting between himself, Commissioner Culver and County Attorney Gary Sherrer.

Sheriff Hughes turned over to the Agents the following items of evidence:

1. a packet of information dated 02/13/2008, marked Confidential Information For Presentation To The Houston County Commission, Houston County Sheriff, and Houston County District Attorney. Country Crossing, A Planned Mixed Use Entertainment Driven Development Proposed by Ronnie Gilley Properties, LLC
2. one disk of recorded telephone calls between Sheriff Hughes and others (audio only)
3. one recorded disk (audio and video) of a 11/17/2009 meeting between Sheriff Hughes, Culver and Sherrer

A copy of item #1 is attached hereto. Items 2 & 3 will be maintained in the 1A section of the file.

Investigation on 11/23/2009 at Dothan, Alabama

File # 194A-MO-46187

Date dictated 02/01/2010

by SA John H. McEachern, III: jhm

by SA B.C. Yarbrough
