

# **MEMORANDUM**

TO:

**OGE** Employees

FROM:

Walter M. Shaub Jr. Male M. Moll.

Director

DATE:

January 17, 2014

SUBJECT:

OGE Policy for the Creation and Use of Official OGE Social Media Accounts on

Third-Party Websites

#### I. **Overview and Purpose**

OGE is committed to expanding its external communication efforts to raise the visibility of the executive branch ethics program generally and OGE's work in particular. These efforts will promote greater understanding of the systems in place to detect and resolve conflicts of interest, thereby increasing public confidence in the integrity of government programs and operations. Social media accounts on third-party websites ("third-party accounts") provide an additional avenue for OGE to inform, educate, and engage its external audiences. In addition, third-party accounts can be used to provide cost-effective online training for ethics officials. This training provides ethics officials with the knowledge and skills needed to carry out the duties of their positions.

This memorandum describes OGE's policies and procedures for the authorization and use of official OGE third-party accounts.

#### II. **Applicability**

This policy applies to all OGE employees acting in an official capacity when creating, using, or managing an official OGE third-party account.

This policy does not apply to OGE employees using social media for personal use while using government-owned office equipment; such use is covered by OGE's Policy on Limited Personal Use of OGE Office Equipment. This policy also does not apply to OGE employees using social media in their personal capacities; however, employees are always required to follow the Standards of Ethical Conduct and other applicable laws and regulations (such as the Hatch Act).

#### III. **Definitions**

"Social Media" is an umbrella term for forms of electronic communication through which users create online communities to share information, ideas, personal messages, and other content.

These include social networking sites (such as Twitter and Facebook), video-sharing websites (such as YouTube), blogs, and forums.

"Third-Party Website" refers to a website that is not exclusively operated or controlled by a government entity.

# IV. Policy

- a. All OGE third-party accounts, including profile content, must be approved in writing by the Program Counsel prior to creating the account.
- b. Prior to setting up an OGE third-party account, employees must consult with the agency employee responsible for reviewing terms of service, the Privacy Officer, the Chief Information Officer, the Records Officer, and any other agency employee with responsibilities in ensuring compliance with applicable federal laws and regulations for the use of a third-party account.
- c. Where feasible, OGE third-party accounts should be identified by using OGE's full name (U.S. Office of Government Ethics) and official logo, include a link to OGE's official website (www.oge.gov), and include general contact information for OGE, such as ContactOGE@oge.gov and 202-482-9300.
- d. Links to a third-party account on OGE's official webpage, <a href="www.oge.gov">www.oge.gov</a>, must be clearly designated as a link to an outside webpage, such as using the icon for the third-party website.
- e. Prior to setting up an OGE third-party account, the account username, profile page content, and associated email account must be approved by the Program Counsel or the head of the branch or division determined by the Program Counsel to be responsible for the third-party account. Third-party account passwords should be created by the employee responsible for setting up and maintaining the third-party account (the account manager).
- f. OGE third-party account passwords should follow best practices for password security. The password should be unique to each third-party account OGE uses. Employees should use due diligence to protect written passwords from unauthorized access.
- g. When prompted to enter an account password, employees should check the URL to make sure they are on the third-party website. If in doubt, employees should go directly to the homepage for that third-party website in the browser.
- h. Third-party account passwords may be shared only with those employees approved in writing to have access to the account by the Program Counsel or by the head of the branch or division determined by the Program Counsel to be responsible for the third-party account. Account access should be granted to a limited number of persons.

- i. The account manager must monitor the third-party account for updates to the third party website's policies and terms of service. The account manager must consult with the appropriate agency official to ensure any changes comply with federal law.
- j. All content posted on OGE third-party accounts must be reviewed and approved in accordance with the policies set forth in the appendices listed in Section VI for each type of third-party account.
- k. When a third-party account "follows," "friends, "subscribes" to, or makes other similar connections to another account, such action does not constitute an endorsement of that account holder. However, OGE employees should be aware that such action could be misconstrued by others to be an endorsement. Therefore, OGE third-party accounts may not "follow," "friend," "subscribe" to, or similarly connect with other user accounts, except for U.S. government entities as approved by the Program Counsel or by the head of the branch or division determined by the Program Counsel to be responsible for the third-party account.
- 1. No personally identifiable information (PII) may be requested, collected, or maintained through OGE third-party accounts. Employees may review comments and messages directed at OGE through the third-party website and may use information provided by the user, including PII, to respond to the comment or message.
- m. To the extent that a user posts or sends PII to OGE through its third-party accounts, employees will use the minimum amount of information necessary to accomplish a purpose authorized by statute, executive order, or regulation.
- n. The above privacy policies listed at (l) and (m) must be reflected in a privacy statement and made available, either in full text or through a link to the statement on OGE's official website (www.oge.gov), on the profile page of each OGE third-party account. The statement must also include the following:
  - 1. the specific purpose of OGE's use of the third-party account;
  - 2. a link to the privacy policy of the third-party website and an explanation that the website is controlled or operated by a third party that is not governed by OGE's privacy policies;
  - 3. a statement explaining that all information provided to OGE through its account may be available to the operator of the third-party website and other users; and
  - 4. notice of the use of any web measurement and customization technology in connection with the third-party account.<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> This notice must include the information required by *Memorandum M-10-23: Guidance for Agency Use of Third-Party Websites and Applications*, at Attachment 3, Office of Management & Budget, Executive Office of the President, June 25, 2010

- o. All privacy statements must be reviewed by OGE's Privacy Officer.
- p. To the extent that OGE third-party accounts are used to solicit comments and feedback, the accounts may only be used to solicit general feedback, unless the collection of information complies with the Paperwork Reduction Act and is approved by the Program Counsel or the head of the branch or division determined by the Program Counsel to be responsible for the third-party account.<sup>2</sup>
- q. In the event that information posted, received, or connected with an OGE third-party account meets the definition of a record, as defined by 44 U.S.C. § 3301 and 36 C.F.R. § 1222.10, employees will adhere and conform to OGE's Records Management Policy. If unsure about how best to comply, employees should contact and work with the Records Management Officer.
- r. Employees using a third-party account on behalf of OGE are bound by the Standards of Ethical Conduct for Employees of the Executive Branch, 5 C.F.R. Part 2635, and other applicable laws and regulations.
- s. All content posted through a third-party account must follow all laws, regulations, and executive orders, which includes but is not limited to copyright, trademark, and privacy laws. Content posted through an OGE third-party account must comply with Section 508 of the American Rehabilitation Act of 1973.
- t. Any use of web measurement and customization technologies in connection with OGE third-party accounts must comply with OMB Memorandum M-10-22: Guidance for Online Use of Web Measurement and Customization Technologies. For OGE third-party accounts that use bit.ly hyperlinks as a web measurement technology, the "bit.ly" account may not be linked to the third-party account and the default settings for the "bit.ly" account must be set to private.

# V. Responsibilities

The **Program Counsel** is responsible for approving the creation and use of official OGE social media accounts on third-party websites.

The **Program Counsel Division** is responsible for developing policies and procedures for the use of third-party accounts.

<sup>&</sup>lt;sup>2</sup> The Paperwork Reduction Act (PRA) does not apply to general solicitations and feedback requests on social media sites, but surveys and specific, structured questions may create a federal record and be covered by the PRA. See Memorandum for the Heads of Executive Departments and Agencies and Independent Regulatory Agencies, Office of Mgmt. & Budget, Exec. Office of the President, at 3-4, April 7, 2010.

<sup>&</sup>lt;sup>3</sup> Memorandum M-10-23: Guidance for Agency Use of Third-Party Websites and Applications, Office of Management & Budget, Executive Office of the President, June 25, 2010

The **Account Manager** assists in setting up and maintaining the third-party account, posting content to the third-party account, and monitoring for updates to the third-party website's policies and terms of service.

The **Chief Information Officer** is responsible for completing any necessary security assessments and reviewing OGE's third-party account policies and procedures to ensure compliance with IT security policies and procedures.

The **Privacy Officer** is responsible for reviewing OGE's third-party account policies and associated privacy impact assessments and privacy statements to ensure compliance with federal privacy laws.

The **Records Officer** is responsible for reviewing OGE's third-party account policies to ensure compliance with federal records laws.

#### VI. Related Procedures, Standards, and Guidance

See the attached appendices for additional procedures, standards, and guidance for each type of OGE social media account on a third-party website.

- 1. Appendix A: Twitter Policies, Procedures, and Guidance
- 2. Appendix B: YouTube Policies and Procedures
- 3. Appendix C: Google+ Policies and Procedures

# Appendix A: Twitter Policies, Procedures, and Guidance

# I. Background

Twitter is an online social networking and microblogging site started in 2006 that has become one of the top ten most visited Internet sites.<sup>4</sup> All 24 major agencies use Twitter,<sup>5</sup> as well as agencies comparable in size to OGE.

OGE uses Twitter to promote transparency of executive branch decision making processes by raising visibility of the executive branch ethics program. More specifically, OGE uses its Twitter account to direct users to OGE's official website and to provide target audiences with the latest news from OGE regarding executive branch ethics; links to OGE's latest advisories, education materials, program reviews, reports, and other updated information; updates on relevant ethics legislation; general information about OGE and executive branch ethics; and important dates for federal employees and ethics officials.

#### II. Policies and Procedures

- a. For security purposes, any Twitter account password should consist of at least 10 characters, including upper and lower case characters, numbers, and symbols.
- b. All content posted through OGE's Twitter account must be approved by the Program Counsel or the designated backup.
- c. All content posted through Twitter that provides evidence of OGE's organization, functions, policies, decisions, procedures, or operations<sup>6</sup> or contains other substantive information must also exist on OGE's official website (<a href="www.oge.gov">www.oge.gov</a>) and include a hyperlink to the information.
- d. The account manager will respond to direct messages in Twitter requiring substantive information by directing the sender to contact OGE through <u>ContactOGE@oge.gov</u> or by calling 202-482-9300.

#### III. Guidance for Drafting Tweets

a. Tweets are limited to 140 characters or less, including spaces. Hyperlinks are shortened to 20 characters, leaving 120 characters for text.

<sup>&</sup>lt;sup>4</sup> Twitter now has over 500 million registered users and handles over 1.6 billion searches a day. *Twitter Turns Six*, Twitter.com, (March 21, 2012), <a href="http://blog.twitter.com/2012/03/twitter-turns-six.html">http://blog.twitter.com/2012/03/twitter-turns-six.html</a>; *Statistic Summary for Twitter.com*, Alexia, (last viewed February 22, 2013) <a href="http://www.alexa.com/siteinfo/twitter.com">http://www.alexa.com/siteinfo/twitter.com</a>

<sup>&</sup>lt;sup>5</sup> The major federal agencies include all cabinet level agencies, EPA, GSA, NASA, NSF, OPM, SBA, SSA, and USAID. U.S. Gov't Accountability Office, GAO-11-605, *Social Media* (2011).

<sup>&</sup>lt;sup>6</sup> See 36 C.F.R. § 1222.14(b) (extra copies of documents preserved for convenience of reference are considered non-record materials).

- b. The purpose of a tweet is to catch the target audience's attention and direct them to OGE's website and other executive branch ethics information. Tweets should be short and succinct, but interesting enough to catch the reader's attention. Additionally, tweets should use keywords, avoid covering multiple topics in one tweet (one tweet per story), avoid excessive abbreviations, and should link directly to the information or document upon which the tweet is based.
- c. The tone of a tweet should be less formal and more conversational. Employees should write tweets in plain English. Employees should keep tweets simple and use a hyperlink to provide the reader with more details.
- d. When applicable, a tweet should include a hashtag referencing a key term and should include other key terms that match trending topics.
- e. Tweets should be drafted in a manner that makes the content more accessible.<sup>7</sup>
- f. In most circumstances, more than one tweet should be drafted for a given document, website post, or topic. Such circumstances include, but are not limited to, the following:
  - 1. the tweet covers content containing more than one topic;
  - 2. the information provided in the tweet is relevant to more than one type of audience and can be written differently to target each audience;
  - 3. the tweet addresses the release of an OGE report or document.<sup>8</sup>

# IV. Managing Twitter Trends

- a. Twitter accounts are most effective when posting tweets related to currently trending issues and stories in the media and on Twitter. To best utilize Twitter, tweets should be targeted towards trends related to executive branch ethics and include key words relating to the trend.
- b. Communication Outreach Group (COG) members will monitor replies to OGE tweets and comments directed at OGE for trends and draft responsive tweets.
- c. COG members will conduct regular searches of Twitter for trending topics and the use of key terms such as, but not limited to, OGE, Office of Government Ethics, conflicts of interest, STOCK Act, and financial disclosure. Based on these searches, COG members will draft appropriate tweets and suggest tweets from other users to re-tweet.

<sup>&</sup>lt;sup>7</sup> HowTo.gov, *Improving the Accessibility of Social Media in Government*, General Services Administration (November 19, 2013) <a href="http://www.howto.gov/social-media/using-social-media-in-government/improving-accessibility#tip-twitter">http://www.howto.gov/social-media/using-social-media-in-government/improving-accessibility#tip-twitter</a>

For example, the first tweet could announce that the report is released (linking to the report) and a second tweet could contain an explanation of the report or document (linking to an OGE webpage that explains the report in further depth).

d. COG members will run regular reports through AIMS for inquiries from the press, Congress, federal employees, academia, and public citizens and draft responsive tweets based on topics of interest.

# V. Responsibilities

All **OGE employees** are responsible for drafting tweets for all listserv messages, documents and content to be posted to OGE's official website and external education and events for which the employee is responsible.

**COG** is responsible for reviewing and revising submitted tweets; scheduling the release of tweets; monitoring replies to OGE tweets, comments directed at OGE, and executive branch ethics trends; drafting appropriate responsive tweets; and managing the overall communications strategy for using (or making use of) Twitter.

The **COG Program Manager** is responsible for setting up the Twitter account, posting scheduled tweets with the appropriate hyperlink, responding to direct messages, maintaining the Twitter account, and monitoring for emails regarding Twitter policy and terms of service updates.

The **Program Counsel** is responsible for reviewing and approving all content posted to Twitter, including tweets.

# **Appendix B: YouTube Policies and Procedures**

# I. Background

YouTube is a video-sharing website through which users can stream, upload, share, and view videos. OGE uses YouTube to provide educational videos about executive branch ethics rules and the executive branch ethics program and to contribute to the professional development of executive branch agency ethics officials.

#### II. Policies and Procedures

- a. For security purposes, any OGE YouTube account password should include at least 10 characters, upper and lower case characters, numbers, and symbols.
- b. All final videos or broadcasts must be approved by the Chief of the Legal, External Affairs, and Performance Branch (LEAP) prior to being posted online. The Chief will notify the Training Products Development Section (TPDS) when the videos have been approved and are ready to be posted.
- c. To the extent possible, YouTube settings should be set to not allow comments. Where not possible, TPDS will monitor for comments and replies to OGE posts. OGE will not respond directly to comments received via YouTube other than to direct the commenter to responsive content on OGE's official website (<a href="www.oge.gov">www.oge.gov</a>) or to direct the commenter to contact OGE through <a href="mailto:ContactOGE@oge.gov">ContactOGE@oge.gov</a> or by calling 202-482-9300.
- d. TPDS will create and edit the educational videos to be posted on OGE's YouTube Channel. For webcasts, TPDS will set up and facilitate the webcast and edit the video for final approval of the Chief of LEAP before posting the video to YouTube.
- e. To comply with Section 508 of the Rehabilitation Act, OGE will ensure that videos loaded on YouTube are captioned or will include in the video description on the YouTube channel a statement regarding how an individual may access or obtain a captioned version of the video from OGE. OGE will take all other necessary steps to comply with Section 508 requirements for videos and multimedia presentation as summarized at <a href="http://www.howto.gov/web-content/accessibility/508-compliant-and-accessible-multimedia">http://www.howto.gov/web-content/accessibility/508-compliant-and-accessible-multimedia</a>.
- f. Multimedia presentations that provide evidence of OGE's organization, functions, policies, decisions, procedures, or operations (including instructional materials for executive branch agency ethics officials) are considered records and must be retained according to OGE's Approved Records Disposition Authorities and the General Records Schedule.

#### III. Responsibilities

**TPDS** is responsible for setting up the YouTube account, posting approved videos, maintaining

the YouTube account, and monitoring for emails regarding YouTube policy and terms of service updates.

The **Chief of LEAP** is responsible for reviewing and approving all content posted to YouTube.

# **Appendix C: Google+ Policies and Procedures**

# I. Background

Google+ is an online social networking site through which users can share information, pictures, and videos. Google+ also has a live video chatting feature called Google "Hangouts" that allows a user to share documents, scratchpads, images, and YouTube videos with other users. It also includes a feature for broadcasting live video conversations that are accessible to anyone with a web browser. OGE uses Google+ to provide information about the executive branch ethics program and to conduct training for executive branch ethics officials through the Google+ Hangouts feature.

# II. Policies and Procedures

- a. For security purposes, any OGE Google+ account password should include at least 10 characters, upper and lower case characters, numbers, and symbols.
- b. All content posted through OGE's Google+ account must be approved by the Chief of the Legal, External Affairs, and Performance Branch (LEAP). For live video chats through Google+ Hangouts, a proposed schedule of events with topic summaries must be submitted in advance and approved before the event is hosted on Google+.
- c. All content posted through Google+ that provides evidence of OGE's organization, functions, policies, decisions, procedures, or operations<sup>9</sup> or contains other substantive information must also exist on OGE's official website and include a hyperlink to the information.
- d. To the extent possible, the Google+ account settings should be set to allow only OGE to comment. Where not possible, the Training Products Development Section (TPDS) will monitor for comments and replies to OGE posts. OGE will not respond directly to comments received via Google+ other than to direct the commenter to responsive content on OGE's official website (<a href="www.oge.gov">www.oge.gov</a>) or OGE's pages on OMB Max (<a href="www.max.omb.gov">www.max.omb.gov</a>) or to direct the commenter to contact TPDS directly by email or phone or to contact OGE through <a href="mailto:ContactOGE@oge.gov">ContactOGE@oge.gov</a> or by calling 202-482-9300.
- e. TPDS will respond to direct messages in Google+ by directing the commenter to responsive content on OGE's official website (<a href="www.oge.gov">www.oge.gov</a>) or OGE's pages on OMB Max (<a href="www.max.omb.gov">www.max.omb.gov</a>) or by directing the commenter to contact TPDS, Contact OGE, or another OGE employee or group. 10

<sup>&</sup>lt;sup>9</sup> 36 C.F.R. 1222.14(b) extra copies of documents preserved for convenience of reference are considered non-record materials.

<sup>&</sup>lt;sup>10</sup> For example, TPDS would direct press inquiries to the Press Officer and congressional inquiries to the Legislative Team.

- f. OGE will ensure that all multimedia presentations created through Google+ Hangouts are captioned. To the extent that live-captioning of the multimedia presentation creates an undue burden, OGE will provide a captioned version of the presentation either by subsequently posting the captioned presentation on YouTube or Max.gov or posting a statement regarding how an individual may access or obtain a captioned version of the presentation from OGE. OGE will take all other necessary steps to comply with Section 508 requirements for videos and multimedia presentation as summarized at <a href="http://www.howto.gov/web-content/accessibility/508-compliant-and-accessible-multimedia">http://www.howto.gov/web-content/accessibility/508-compliant-and-accessible-multimedia</a>.
- g. Multimedia presentations created through Google+ Hangouts that provide evidence of OGE's organization, functions, policies, decisions, procedures, or operations (including instructional materials for ethics officials within the executive branch) are considered records and must be retained according to OGE's Approved Records Disposition Authorities and the General Records Schedule.

# III. Responsibilities

**TPDS** is responsible for setting up Google+ accounts, posting approved content, monitoring for message and comments directed at OGE through its Google+ accounts, monitoring for Google+ policy and terms of service updates, and otherwise maintaining the Google+ accounts.

The Chief of LEAP is responsible for reviewing and approving content posted to Google+.

Item Number	File Code	File Type	Description	Location	Owner/ POC	CUI	Essential Record	ERCME	Filing Instructions	Disposition Instructions
		(OGE Form 207)	<ul> <li>associated working files.</li> </ul>	and Recomme ndations						needed for current business, whichever is sooner.  Drafts and copies: Delete/destroy when no longer needed for business use.
1101.07		Communica tion Projects and Plans	Records include:  Communication plans Talking points for OGE Director Leadership Correspondenc e/Memorandu ms (signed by OGE Director) OGE Director Speeches	(b)(5) - nternal OGE twork idress	Grant Anderson	N	N	Y	Communication plans: Maintain records on shared drive. (Note: Capture Listserv emails in ERCME. Recordkeeping copy of tweets are captured in quarterly analytics report.)  Talking points for OGE Director: Save in Electronic Records Room under the Meetings, Senior Agency Official Meeting Files subcategory.  Leadership Correspondence/Memorandums (signed by OGE Director): Save records in the Director's Read File.  OGE Director Speeches: Save OGE Director speeches in the Electronic Records Room under Office of	Communication plans: Save communication plan with related record.  Talking points for OGE Director: PERMANENT.  Leadership Correspondence /Memorandums (signed by OGE Director): PERMANENT.  OGE Director Speeches: PERMANENT.  Drafts and copies: Delete/destroy when no longer needed for business use.

# U.S. Office of Government Ethics Records Management Policy

(Updated April 2022)

#### I. PURPOSE

This directive establishes the policies, principles, and program requirements for the life cycle management (creation, maintenance and use, and disposition) of the U.S. Office of Government Ethics (OGE) records. This directive applies to all OGE personnel and contractors working for or on behalf of OGE who create, receive, collect, process, use, and store agency records. This directive supersedes *OGE Records Management Policy*, dated 1/14/1998.

#### II. AUTHORITIES

- This directive complies with 44 U.S.C. Chapters 21, 29, 31, 33, 35; Subchapter B, Records Management, 36 Code of Federal Regulations (CFR); Freedom of Information Act, 5 U.S.C. § 552, as amended; Privacy Act, 5 U.S.C. § 552a, as amended; the *Managing Government Records* Directive (M-12-18) dated August 24, 2012; Office of Management and Budget (OMB) records management issuances and guidance; and all applicable National Archives and Records Administration (NARA) mandated guidance.
- OGE Telework and Remote Work Policies, 2022.

#### III. OBJECTIVES

This directive is intended to:

- **A.** Establish effective management controls over the creation, maintenance and use, and disposition of OGE records in any medium, including but not limited to: paper; electronic, including electronic messages (e.g., email, facsimile, and voicemail messages), social media, spreadsheets, websites, and word processing documents; and information systems throughout their life cycle.
- **B.** Establish standards, procedures, and responsibilities for managing OGE records and information in a consistent manner to ensure OGE records are created and preserved to adequately document the functions, policies, decisions, procedures, and essential transactions of the agency.

- **C.** Ensure OGE records are available for use as long as needed to conduct agency business and properly disposed of or retired in accordance with NARA-approved records disposition schedules.
- **D.** Ensure adherence to this directive irrespective of the working location, including approved telework and or remote work locations

#### IV. DEFINITIONS

Adequate and Proper Documentation. A complete and accurate record documenting the organization, function, policies, decisions, procedures, and essential transactions of an agency. The standard of adequate and proper documentation includes creating and maintaining records that provide the information necessary to protect the legal and financial rights of the government and of persons directly affected by an agency's activities.

**Disposition**. The actions taken regarding federal records when they are no longer needed for current agency business.

**Documentary materials.** A collective term for records, non-records, and personal papers that refers to all media on which information is recorded, regardless of the nature of the medium or the method of recording.

*Electronic Communication System*. An electronic messaging system (e.g., email, voicemail) that allows individuals to send communications in real-time or for later viewing.

*Electronic recordkeeping system/repository.* An electronic system in which records are collected, organized, and categorized to facilitate their preservation, retrieval, use, and disposition.

*Essential (vital) records.* Agency records that are needed to meet operational responsibilities in emergency or natural disaster conditions to protect the legal and financial rights of the government and those affected by government activities.

*Information Systems.* Systems that contain and provide access to computerized federal records and other information.

*Metadata.* Data describing the structure, data elements, interrelationships, and other characteristics of electronic records.

*Non-record.* U.S. Government-owned documentary materials excluded from the legal definition of records or not meeting the requirements of that definition.

**Personal papers.** Documents belonging to an individual that are not used to conduct agency business. The information is related solely to an individual's own affairs or used exclusively for that individual's convenience.

**Record.** All recorded information, regardless of form or characteristics, made or received by a federal agency under federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the United States or because of the informational value of data in them. (44 U.S.C. 3301).

**Records disposition schedule.** A document that describes agency records, establishes a period for their retention by the agency, and provides mandatory instructions for what to do with them when they are no longer needed for current agency business.

**Records management.** The planning, controlling, directing, organizing, training, promoting, and other managerial activities involved with respect to records creation, records maintenance and use, and records disposition in order to achieve adequate and proper documentation of the policies and transactions of the federal government and effective and economical management of agency operations.

**Record series.** Documents or file units arranged according to a filing system or kept together because they relate to a particular subject or function, result from the same activity, document a specific kind of transaction, or have some other relationship arising out of their creation, receipt, or use.

**Telework/Remote Work.** A work flexibility arrangement in which an employee performs their duties, responsibilities and other authorized activities from an approved worksite other than the location of the agency's regular place of business.

*Transfer.* The act or process of moving records from one location to another such as from the agency to NARA for permanent preservation.

**Voicemail.** An electronic telephone message recording system that enables callers to leave voice messages on the receiving user's telephone extension. OGE's voicemail system is not approved for the long-term storage of federal records.

#### V. GENERAL POLICIES

- **A.** All OGE personnel must identify and manage federal records, in any medium, containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency that protects the legal and financial rights of the government and persons directly affected by agency or staff activities.
- **B.** Records must be preserved in accordance with applicable NARA-approved records disposition schedules, statutory and regulatory requirements, and made accessible to OGE senior officials, staff, and the public, as appropriate.
- C. Official agency business must be conducted on authorized OGE information and communication systems as explained in section VI. Recordkeeping Requirements, item D. The use of non-OGE information or communication systems for official agency business is prohibited, unless specifically authorized under an OGE policy.
- **D.** Email records (both temporary and permanent) must be retained in an electronic recordkeeping system that supports records management and litigation requirements, including the capability to identify, retrieve, and retain records for as long as they are needed for business use. At OGE, ERCME (Email Records Capture and Management Engine) fulfills this function.
- **E.** Instant messaging (IM) (e.g., Adobe Connect messaging, Facebook messaging) and text messaging on OGE-issued Blackberry communication devices is prohibited.
- **F.** Records and non-record materials are the property of the federal government, not the property of individual employees, and may not be removed from OGE devices, repositories and/or OGE premises without prior authorization.
- **G.** Electronic information systems should incorporate records management functions in the design, development, and enhancement phase to properly manage records. When an electronic information system is no longer needed for business use, all records maintained in the system must be migrated into a new system or disposed of in accordance with NARA-approved disposition schedules prior to decommissioning the system.
- **H.** Employees and contractors departing from the agency or transferring to another OGE division/branch must identify and transfer any records in their custody to their division/branch records liaison prior to their departure or transfer. (*See Appendix A*,

Departing or Transferring OGE Senior Officials, Employees, and Contractors' Records Management Responsibilities)

- I. Annual records management training and training on Controlled Unclassified Information (CUI) will be provided by the OGE Records Officer to inform OGE senior officials, employees, and contractors of their records management responsibilities. New employees will receive records management training within 90 days of appointment. Additional refresher records management training and other records management training will be provided as needed.
- **J.** Assessments of the records management program and practices will be conducted at least every two years by the OGE Records Officer and the Senior Agency Official for Records Management (SAORM)
- **K.** OGE will develop and implement an essential (vital) records program for the purpose of identifying, protecting, and managing records essential to OGE operations in the event of an emergency or natural disaster.

#### VI. RECORDKEEPING REQUIREMENTS

- **A.** Agency records must be captured, maintained, and managed in an authorized recordkeeping system to facilitate ease of use, access, and disposition consistent with applicable regulations, statutes, and NARA guidance and mandates. Storage of federal records in personal drives on or non-OGE computers is prohibited.
- **B.** Permanent records, including emails of CAPSTONE officials will be fully managed electronically for eventual transfer and accessioning by NARA.
- **C.** Electronic mail (email) records must be identified, captured, and managed in an authorized electronic recordkeeping system. (See *Electronic Mail Communications Policy and Procedures*)
- **D.** Electronic messaging from commercial and personal email accounts is prohibited unless the OGE communication system (*e.g.*, *OGE email system*) is not available and a business need requires the use of a commercial or personal email account. In that case, the user must:
  - 1) (*Recommended method*) As necessary, an employee should also send a copy of the email to their OGE email account in the original creation or transmission of the record; or

- 2) Forward a complete copy of the email to their OGE email account at the time of creation or not later than 20 days after the original creation or transmission of the record.
- **E.** Websites, social media postings, blog posts, tweets, videos, and other social media communications in which the content constitutes a federal record must be properly identified, captured, and managed in accordance with NARA-approved records disposition schedules.
- **F.** Non-records including personal papers must be filed separately from records. Non-records and personal papers must be disposed of when no longer needed.
- **G.** All agency records, including records in electronic information systems, must be covered under a NARA-approved records disposition schedule.
- **H.** Oral communications such as telephone conversations, voicemails, and discussions from an informal meeting that meet the definition of a federal record should be adequately documented in a memorandum or captured in an authorized electronic recordkeeping system (e.g., ERCME, OGE electronic records room, Financial Disclosure Tracking System (FDTS), Agency Information Management System (AIMS), Shared drive). The record should include, but is not limited to, the date of communication, name(s) and organizational title of the participants, a summary of discussion, decisions reached, or actions taken, and any other relevant information.
- **I.** Sensitive records/CUI must always be properly protected to prevent unauthorized access or disclosure of information.
- **J.** All agency records must be destroyed in accordance with NARA-approved records disposition schedules.
- **K.** Essential (vital) records needed by OGE to conduct business under emergency or natural disaster operating conditions must be identified and properly protected in accordance with NARA requirements. A duplicate copy of official records designated as essential (vital) records will be stored off-site or in a system where they will be readily accessible in the event of an emergency or natural disaster.

#### VII. RESPONSIBILITIES

- **A.** *OGE Director*: As the head of the agency, the Director is required to establish and maintain an active, continuing program for the economical and efficient management of OGE records. The Director is also responsible for designating a Senior Agency Official for Records Management (SAORM) to oversee the agency's records management program.
- **B.** Senior Agency Official for Records Management (SAORM): The SAORM is responsible for ensuring OGE efficiently and appropriately complies with all applicable records management statutes, regulations, requirements, and NARA policies. The SAORM's overall responsibilities include:
  - 1) Providing strategic direction for the agency's records management program.
  - 2) Ensuring the creation and preservation of records containing adequate and proper documentation of the organization, functions, policies, decisions, procedures, and essential transactions of the agency.
  - Overseeing the issuance of internal agency policies establishing program objectives, responsibilities, and authorities for the creation, maintenance, and disposition of agency records.
  - 4) Ensuring the ability to access, retrieve, and manage records throughout their life cycle regardless of format or medium.
  - 5) Ensuring the agency protects records against unauthorized removal or loss and ensures all agency staff are informed of their records management responsibilities as defined in NARA regulations and guidance.
  - 6) Ensuring compliance with NARA requirements for electronic records to include managing all permanent records to the fullest extent possible for eventual transfer and accessioning by NARA; and managing all email records electronically and retaining them in an appropriate electronic system that supports records management and litigation requirements, including the capability to identify, retrieve, and retain the records for as long as they are needed for business use.
  - 7) Designating an Agency Records Officer to lead and manage the agency-wide records management program.
  - 8) Submitting records management reports to NARA.
  - 9) Supporting records management inspections and other oversight activities.
  - 10) Participating in meetings and working groups dedicated to improving records management across the federal government.

- **C.** Records Officer (RO): The RO is primarily responsible for leading and managing the agency-wide records management program. The Records Officer's overall responsibilities include:
  - 1) Developing OGE policies, standards, and procedures pertaining to records management in accordance with the needs of OGE and all applicable laws, regulations, and requirements.
  - 2) Ensuring that adequate recordkeeping requirements are established and implemented for new or revised programs, processes, systems, and procedures.
  - 3) Participating in the development and upgrade of automated information systems to ensure the incorporation of proper recordkeeping functionalities.
  - 4) Serving as the central point of contact with NARA, the Office of Management and Budget (OMB), General Services Administration (GSA), and other federal agencies relating to records management matters.
  - 5) Providing annual mandatory records management training for OGE senior officials, employees, and contractors to inform them of their records management responsibilities.
  - 6) Providing records management training for new OGE employees to inform them of their records management responsibilities.
  - 7) Providing leadership, guidance, and training to OGE's records liaisons to ensure uniformity in records management activities throughout OGE.
  - 8) Developing and implementing records management procedures to ensure that OGE senior officials, employees, and contractors do not destroy or remove federal records from OGE's custody without appropriate authorization.
  - 9) Ensuring all records of departing or transferring OGE senior officials, employees, and contractors have been properly captured, transferred/reassigned, or destroyed in accordance with NARA-approved records disposition schedules prior to their departure from OGE or transfer to another OGE division/branch.
  - 10) Conducting regular assessments of records management practices within OGE's divisions and branches to ensure conformance with recordkeeping requirements and providing recommendations for corrective action to resolve records management issues.
  - 11) Overseeing the development and periodic update of record series and electronic system inventories.
  - 12) Developing records schedules for agency records and electronic information systems with assistance from records liaisons.

- The Records Officer will also facilitate the review and approval of the proposed agency records schedules by NARA and other records management oversight agencies.
- 13) Overseeing and approving requests for the transfer, retirement, or destruction of inactive records submitted by Records Liaisons.
- 14) Advising the SAORM on records management issues and developing agency-wide records management policies, procedures, guidance, and training materials.
- 15) Overseeing records inventories and developing file plans for OGE divisions and branches.
- 16) Reviewing invoices for the storage of federal records and notifying the Contracting Official of any discrepancies.
- 17) Conducting records management exit briefings for OGE senior officials, employees, and contractors.
- 18) Reporting any unlawful or accidental removal, defacing, alteration, or destruction of agency records to NARA.
- 19) Developing an essential (vital) records program for the purpose of protecting records essential to OGE operations in the event of an emergency or natural disaster.
- **D.** *Chief Information Officer (CIO)*: The CIO is responsible for facilitating collaboration between records management and information technology to efficiently manage electronic records. The CIO's overall responsibilities include:
  - 1) Notifying the Records Officer of technology changes that could affect access, retention, or disposition of system records.
  - 2) Applying the necessary access restrictions to agency systems to safeguard records from unauthorized access or disclosure.
  - Ensuring records management functions are addressed in the design, development, and implementation of new or revised information systems.
- **E.** Branch Chiefs and Division Heads are responsible for ensuring their OGE division/branch implements records management procedures within their division/branch in compliance with this directive and OGE records management policies and procedures. Branch Chiefs' and Division Heads' overall responsibilities include:
  - 1) Designating a Records Liaison and File Custodian within their area of responsibility (e.g., branch or division) to work in conjunction with the Records Officer for the purpose of implementing OGE's records management program.

- 2) Providing support, time, and resources for their Records Liaison and File Custodian to successfully carry out their records management duties.
- 3) Ensuring branch or division staff creates and maintains records to provide adequate and proper documentation of OGE business.
- 4) Notifying the Records Officer of organizational or programmatic changes that will result in the establishment of new types of records, the transfer or disposal of records, or a change in the retention time of the records is required.
- 5) Ensuring departing or transferring employees do not unlawfully remove federal records from the agency.
- **F.** *Records Liaisons (RLs)* are primarily responsible for assisting in the administration of the OGE records management program within their OGE division/branch. Records Liaisons' responsibilities include:
  - 1) Implementing OGE records management policies and procedures within their OGE division/branch and ensuring employees within their division/branch comply with OGE recordkeeping policies, procedures, and disposition instructions.
  - 2) Serving as the initial point of contact within their specific division/branch for routine records management matters.
  - 3) Assisting the Records Officer in conducting records inventories, records management assessments, transferring records to NARA, and developing file plans and retention schedules for records created, received, and maintained within their division/branch.
  - 4) Assisting the Records Officer with records management-related activities relating to their OGE division/branch.
  - 5) Reporting deficiencies in their OGE division/branch's recordkeeping practices to the Records Officer.
  - 6) Evaluating their OGE division/branch's records management program on a regular basis and notifying the Records Officer of unscheduled records, records requiring a schedule change, or implementation or retirement of any electronic information systems.
  - 7) Reviewing requests for destruction of temporary records within their OGE division/branch to ensure temporary records are destroyed in accordance with NARA-approved records disposition schedules unless they are subject to a litigation hold or other pending action.
  - 8) Notifying the Records Officer of permanent records eligible for transfer to NARA.

- 9) Ensuring all records of departing or transferring employees within their OGE division/branch have been properly captured, transferred/reassigned, or destroyed in accordance with NARA-approved records disposition schedules prior to their departure from OGE or transfer to another OGE division/branch.
- 10) Attending records management meetings and training sessions conducted by the Records Officer.
- **G.** *File Custodians (FCs)* are primarily responsible for maintaining their specific OGE division/branch's official records in official recordkeeping systems. File Custodians' responsibilities include:
  - 1) Ensuring that the official records for their OGE division/branch are captured, maintained, and managed in an authorized recordkeeping repository in accordance with OGE's records management policies and procedures.
  - Notifying their branch or division Record Liaison when records are eligible for transfer, retirement, or disposal; or when there is a need to revise disposition instructions.
  - 3) Assisting their division/branch Records Liaison, as needed, with records management activities.
  - 4) Reporting deficiencies in their OGE division/branch's recordkeeping practices to the Records Officer.
  - 5) Assisting their Records Liaison by ensuring all records of departing or transferring employees within their OGE division/branch have been properly captured, transferred/reassigned, or destroyed prior to their departure from the agency or transfer to another OGE division/branch.
  - 6) Attending records management meetings and training sessions conducted by the Records Officer.
- **H.** Legal, External Affairs & Performance (LEAP) Branch Chief is responsible for providing legal advice, when necessary, on records management policies and laws and notifying the Records Officer when a litigation hold should be applied to records and when such litigation hold is lifted.
- **I.** Freedom of Information Act (FOIA) Officer is responsible for providing guidance, when necessary, on records subject to an active FOIA matter.

- **J.** Contracting Official is responsible for ensuring records management language is incorporated in contracts requiring contractors to create, send, or receive federal records. (See Appendix B, Records Management Language for Contracts)
- **K.** *OGE Employees and Contractors* are responsible for creating, maintaining, protecting, and disposing of records directly relating to their work. OGE employees' and contractors' responsibilities include:
  - 1) Creating and managing records, regardless of physical format, necessary to document the agency's official activities, actions, and decisions.
  - 2) Complying with OGE records management policies, procedures, and filing instructions.
  - 3) Cooperating with the Records Officer and/or their branches or division's Records Liaison in requests for information and the management of records.
  - 4) Ensuring records are properly filed, safeguarded, and maintained in authorized recordkeeping repositories.
  - 5) Obtaining approval to destroy temporary long-term records (*requiring retention for 180-days or longer*) in accordance with NARA-approved records disposition schedules and never removing records from OGE without prior authorization.
  - 6) Identifying and properly managing federal records, including email records, in accordance with this directive and applicable OGE policies and procedures.
  - 7) Separating personal papers from federal records.
  - 8) Safeguarding records from unauthorized access or disclosure.
  - 9) Destroying records in accordance with NARA-approved records disposition schedules.
  - 10) Ensuring all records in their possession have been properly captured, filed, or transferred to their Records Liaison prior to their departure from the agency or transfer to another OGE division/branch.
  - 11) Attending records management trainings and participating in any other records management related activities such as records management clean-up days, etc.

# VIII. UNLAWFUL OR ACCIDENTIAL REMOVAL, DEFACING, ALTERATION, OR DESTRUCTION OF RECORDS

- **A.** Records may not be removed from the legal custody of OGE unless authorized, and must be destroyed in accordance with NARA-approved records disposition schedules.
- **B.** Willful and unlawful concealment, removal, mutilation, obliteration, falsification, or destruction of federal records is against the law and may lead to a fine, three years

- imprisonment, or both, and forfeiture of the employee's position and disqualification from holding any office under the United States.
- **C.** All employees and contractors are required to report any apparent instances of unauthorized disposition to their supervisor, Records Liaison, and the Records Officer.
- **D.** Any incidents involving unlawful or accidental removal, defacing, alteration, or destruction of records will be reported to NARA.

#### APPENDIX A

## Records Management Requirements Working Remotely/Teleworking

It is important that employees working remotely continue to protect OGE information. Unauthorized disclosure, alteration, loss, or destruction of that information could result in risks to OGE. To help minimize risks:

- Safeguard the OGE information you use while working your home workspace should be protected just like your office workspace. This is particularly important if you work with sensitive or protected information.
- If you leave your workspace for a period, lock the screen so that no one can see your OGE information or access the network from your computer.
- Do not share devices (such as your work laptop) or your login and password information with people in your household.
- To the greatest extent possible, do not perform OGE business on privately owned devices
- Be aware that e-mails or files about OGE business that are created or maintained on a
  personal computer or other personal device are subject to disclosure under Privacy and
  FOIA laws.
- Avoid printing OGE information at home to the greatest extent possible.
- If you do print OGE information at home, securely store the information when you leave your workspace.
- If the material you print is not a record, (convenience copies for example) it should be shredded when you are done working with it.
- If you don't have shredding capabilities at home, securely store the material and bring it to work to be appropriately disposed of.
- If the record is electronic, save files to an approved shared-storage location on the network. Do not hold records on your laptop, personal device or other places that could result in it being lost or inaccessible during a legal records request.

#### Remote Work Meetings and Records Management

OGE employee records management responsibilities do not change using WebEx or any other virtual environment collaboration or phone conferencing tool intended to support OGE business meetings and teamwork.

Continue to manage the records created with these tools as you would if the meetings were held with the same technology while in the office. OGE employees should continue to ensure substantive records are put in the agency's Electronic Records Room or other applicable information management tools.

# Guidelines for WebEx collaboration and meetings:

- To the greatest extent possible, do not perform OGE business on privately owned devices. However, if you email transitory records or non-record meeting notes from your OGE account to your personal email account copy your official account and, immediately delete the information from your personal account when no longer needed for WebEx meeting usage.
- Do not hold OGE records on your laptop, personal device or other places that could result in it being lost or inaccessible during a legal records request
- Most meetings are not required to be recorded. However, if a meeting is recorded (i.e., video, audio, screen sharing), the recorded files should be maintained throughout its lifecycle according to the appropriate record schedule.
- Like in-person meetings, records can include but are not limited to, meeting minutes and notes that contain substantive comments, unique information, or documentation of a business decision.
- Notes that items prepares just for personal use are not considered records. However, the same notes may become records if sent to another person or a group to reference, or for the purpose of conveying information to others. This may be occurring more often now in lieu of face-to-face discussions.
- OGE employees should continue to ensure substantive records are put in the OGE
  Electronic Records Room or other applicable information management tools/repository.
  WebEx recordings do not automatically delete. Recordings and files initiated or uploaded
  are stored on your "My WebEx" page and will remain active until deleted. Employees
  can delete the content at any time.

#### APPENDIX B

# Departing or Transferring OGE Senior Officials, Employees, and Contractors' Records Management Responsibilities

#### 1. REQUIREMENTS FOR DEPARTING PERSONNEL

- A. Prior to departing from the agency or transferring to another division/branch within the agency, you must:
  - 1) Ensure all federal records and non-records in your possession are identified;
  - 2) File all federal records in an authorized recordkeeping repository and ensure records are properly secured;
  - 3) Work with your supervisor and division/branch Records Liaison to transfer or reassign records to another employee;
  - 4) Identify any non-records you would like to take with you; and
  - 5) Complete the <u>Departing OGE Employee</u>, <u>Contractor</u>, <u>and Volunteer Checklist</u>.
- B. All records must be destroyed in accordance with NARA-approved records disposition schedules unless records are subject to a litigation hold or other pending action. Non-records and personal papers should be destroyed prior to departing from the agency.

#### 2. REMOVAL OF RECORDS

Personal papers and personal notes that were not used to conduct agency business may be removed from the agency without prior approval.

- A. Departing or transferring OGE senior officials, employees, and contractors may not remove from OGE any record or non-record materials:
  - 1) Containing national security information or other information of a confidential nature; or
  - 2) Relating to any pending or contemplated civil, criminal, or administrative proceeding or other program activity when the information, if released, would impair or prejudice the outcome of the proceeding or government policy determinations, decisions, or other actions.
- B. Departing or transferring OGE senior officials, employees, and contractors may request approval to remove non-records as long as their removal does not:

- 1) Hinder the efficient, continued functioning of OGE or of successor employees;
- 2) Diminish the information needed for the official business of OGE; or
- 3) Violate national security, privacy rights, or other interests protected by law.

(Note: Contractors must obtain the Contracting Officer's approval to remove records.)

Examples include, but are not limited to:

- Library materials
- Stocks of publications, blank forms, vendor catalogues
- Extra copies of records unless removal is prohibited as stated above.

#### APPENDIX C

#### **Records Management Language for Contracts**

Federal contracts requiring contractors to create, send, or receive records on behalf of the agency should incorporate records management language to provide clear legal obligations describing how contract employees must handle federal records. The below listed contract language identifies the minimum requirements for contract employees who handle federal records; however, this language does not replace specific records management requirements included within federal information system contracts.

# **Records Management Obligations**

#### A. Applicability

This clause applies to all Contractors whose employees create, send, or receive federal records, regardless of medium, on behalf of the agency.

# **B.** Definitions

"Federal record" as defined in 44 U.S.C. § 3301, includes all recorded information, regardless of form or characteristics, made or received by a federal agency under federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the United States Government or because of the informational value of data in them. Federal records include but are not limited to agency records, deliverables, documentation associated with deliverables, and any other records created, received, or maintained by contractors pursuant to the terms of the contract. Personal materials are excluded from the definition of a record.

#### C. Requirements

- 1. Contractor shall comply with all applicable records management laws, regulations, and statutes, including but not limited to 44 U.S.C. Chapters 21, 29, 31, 33; National Archives and Records Administration (NARA) regulations such as 36 CFR Chapter XII Subchapter B; and policies relating to safeguarding records covered by the Privacy Act of 1974 (5 U.S.C. 552a), as amended. These policies include the preservation of all records, regardless of form or characteristics, mode of transmission, or state of completion.
- 2. Contractor shall treat all deliverables under the contract as the property of the U.S. Government for which the agency shall have unlimited rights to use, dispose of, or disclose of such data contained in them as it determines to be in the public interest. All data created for government use and delivered to, or falling under the legal control, the government are federal records subject to the provisions of 44 U.S.C. Chapters 21, 29, 31, and 33, the Freedom of Information Act (FOIA), 5 U.S.C. 522, as amended and the

Privacy Act of 1974 (5 U.S.C. 552a), as amended and must be managed and scheduled for disposition only as permitted by statute or regulation.

- 3. Contractor shall maintain all records created for government use or created in the course of performing the contract and/or delivered to, or under the legal control of the government and must be managed in accordance with federal law. Electronic records and associated metadata must be accompanied by sufficient technical documentation to permit understanding and use of the records and data.
- 4. Contractors are not authorized to destroy records without prior written consent of the Contracting Officer. The agency and its contractors are responsible for preventing the alienation or unauthorized destruction of records including all forms of mutilation. Records may not be removed from the legal custody of the agency or destroyed except for in accordance with the provisions of the agency records schedules and with the written concurrence of the Contracting Officer. Willful and unlawful destruction, damage or alienation of federal records is subject to the fines and penalties imposed by 18 U.S.C. 2701. The contractor must report to the agency any unlawful or accidental removal, defacing, alteration, or destruction of records. The agency will report the willful and unlawful destruction, damage, or alienation of federal records to NARA.
- 5. The contractor shall immediately notify the appropriate Contracting Officer upon discovery of any inadvertent or unauthorized disclosures of information, data, documentary materials, records or equipment. Disclosure of non-public information is limited to authorized personnel with a need-to-know as described in the contract. The contractor shall ensure that the appropriate personnel, administrative, technical, and physical safeguards are established to ensure the security and confidentiality of this information, data, documentary material, records and/or equipment is properly protected. The contractor shall not remove material from government facilities or systems, or facilities or systems operated or maintained on the government's behalf, without the express written permission of the Contracting Officer. When information, data, documentary material, records and/or equipment is no longer required, it shall be returned to the agency's control or the Contractor must hold it until otherwise directed. Items returned to the government shall be hand-carried, mailed, emailed, or securely electronically transmitted to the Contracting Officer or address prescribed in the contract. Destruction of records is EXPRESSLY PROHIBITED unless in accordance with Paragraph (4).
- 6. The contractor is required to obtain the Contracting Officer's approval prior to engaging in any contractual relationship (sub-contractor) in support of this contract requiring the disclosure of information, documentary material and/or records generated under, or

relating to, contracts. The Contractor (and any sub-contractor) is required to abide by government and agency guidance for protecting sensitive, proprietary information, classified, and controlled unclassified information.

- 7. The contractor shall only use government IT equipment for purposes specifically tied to or authorized by the contract and in accordance with agency policy.
- 8. The contractor shall not create or maintain any records containing any non-public agency information that are not specifically tied to or authorized by the contract.
- 9. The contractor shall not retain, use, sell, or disseminate copies of any deliverable that contains information covered by the Privacy Act of 1974 or that which is generally protected from public disclosure by an exemption to the Freedom of Information Act.
- 10. The agency owns the rights to all data and records produced as part of this contract. All deliverables under the contract are the property of the U.S. Government for the agency shall have unlimited rights to use, dispose of, or disclose such data contained therein as it determines to be in the public interest. Any contractor rights in the data or deliverables must be identified as required by FAR 52.227-11 through FAR 52.227-20.
- 11. All contractor employees assigned to this contract who create, work with, or otherwise handle records are required to take agency-provided records management training. The contractor is responsible for confirming training has been completed according to agency policies, including initial training and any annual or refresher training.

#### D. Flow down of requirement to subcontractors

- 1. The contractor shall incorporate the substance of this clause, its terms and requirements including this paragraph, in all subcontracts under this contract, and require written subcontractor acknowledgment of same.
- 2. Violation by a subcontractor of any provision set forth in this clause will be attributed to the contractor.

# **Document Control**

Version Number	Created By	<b>Edited By</b>	Effective Date	Description of changes
1.0	Renolder Cotton		February 15, 2018	OGE Records Management Policy Issuance
2.0	Donna Williams		April, 2022	Update

#### **Jennifer Matis**

From: Brandon A. Steele

Sent: Wednesday, November 30, 2016 3:48 PM

To: (b)(6) David Kaufmann
Subject: FW: Your Twitter hacked?

David,

Thank you for reaching out. I can confirm that OGE's Twitter account was not compromised.

Best regards,

Brandon A. Steele Attorney Advisor U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9209

basteele@oge.gov

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics



From: Contact OGE

Sent: Wednesday, November 30, 2016 3:47 PM

To: Brandon A. Steele

Subject: FW: Your Twitter hacked?

# Brandon L. Bunderson

Desk Officer
Program Counsel Division
U.S. Office of Government Ethics
(202) 482-9307
blbunder@oge.gov

# Referral to GSA

#### **Jennifer Matis**

From: Brandon A. Steele

**Sent:** Wednesday, November 30, 2016 3:41 PM **To:** Diana Veilleux; Shelley K. Finlayson

**Subject:** FW: Activity on Twitter account -- can we help?

#### FYI on the below.

From: Brandon A. Steele

Sent: Wednesday, November 30, 2016 3:40 PM

To: 'Justin Herman - TAE'

Subject: RE: Activity on Twitter account -- can we help?

Justin,

Thanks for reaching out. I can confirm that OGE's Twitter account was not compromised. An official statement from the agency is forthcoming.

Best regards,

Brandon A. Steele Attorney Advisor U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9209

Ph: 202-482-9209 basteele@oge.gov

Visit OGE's website: <a href="www.oge.gov">www.oge.gov</a>
Follow OGE on Twitter: @OfficeGovEthics





# Referral to GSA

#### **Jennifer Matis**

From: Kimberly L. Sikora Panza

Sent: Thursday, February 11, 2016 3:21 PM

To: Patrick Shepherd; Communications; Kaneisha T. Cunningham

**Subject:** RE: Twitter - mistweet (is that even a word?)?

#### On our twitter page - saw it when I went to go see if Vince's tweets from earlier this week were posted yet



From: Patrick Shepherd

Sent: Thursday, February 11, 2016 3:20 PM

To: Kimberly L. Sikora Panza; Communications; Kaneisha T. Cunningham

Subject: RE: Twitter - mistweet (is that even a word?)?

#### This was a tweet?

From: Kimberly L. Sikora Panza

Sent: Thursday, February 11, 2016 3:18 PM

To: Communications

**Subject:** Twitter - mistweet (is that even a word?)?

Hi yall,

I assume that this is a mistweet?



Jen's tweet on the FOIA program was approved by Shelley yesterday (see attached), but above wasn't that content.

Kim

---

Kimberly L. Sikora Panza Assistant Counsel Office of Government Ethics General Counsel & Legal Policy Division Ethics Law and Policy Branch (202) 482-9214

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

#### **Jennifer Matis**

From: Douglas L. Chapman

Sent: Wednesday, November 30, 2016 8:21 AM

**To:** Kaneisha T. Cunningham

**Subject:** FW: Tweets ASAP

From: Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 8:19 AM

**To:** Douglas L. Chapman **Subject:** Fw: Tweets ASAP

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Walter M. Shaub < wmshaub@oge.gov > Sent: Wednesday, November 30, 2016 8:04 AM

**To:** Shelley K. Finlayson **Subject:** Tweets ASAP

Post the following tweets. I would like them posted first thing --8:30 if possible or as soon as possible thereafter . Post them all at once.

@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!

@realDonalTrump As we discussed with your counsel, divestiture is the way to resolve these conflicts

@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies (put link to 1983 opinion after this one)

@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

@realDonaldTrump Brilliant! Divestiture is good for you, very good for America!

@realDonaldTrump We can't repeat enough how good this total divestiture will be

@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it

@realDonaldTrump this divestiture does what handing over control could never have done

@realDonaldTrump OGE applauds the "total" divestiture decision. Bravo!

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Susan Simpson (via Twitter)
To: Social Media

Subject: [GRAYMAIL] Susan Simpson (@TheViewFromLL2) mentioned you in conversation on Twitter!

Date: Wednesday, November 30, 2016 12:23:46 PM

@TheViewFromLL2: Here's @OfficeGovEthics tweet screenshotted before all were deleted. So OGE is on board w/whatever Trump plan is, before knowing what it is?



Susan Simpson mentioned you.





Susan Simpson
@TheViewFromLL2

Nov 30

Here's <u>@OfficeGovEthics</u> tweet screenshotted before all were deleted. So OGE is on board w/whatever Trump plan is, before knowing what it is? <u>twitter.com/eichendoit/sta...</u>







View conversation

Settings | Help | Opt-out | Download app

Twitter, Inc. 1355 Market Street, Suite 900 San Francisco, CA 94103

From: John Wonderlich (via Twitter) To: Social Media Subject: [GRAYMAIL] John Wonderlich (@JohnWonderlich) replied to your Tweet! Date: Wednesday, November 30, 2016 9:33:29 AM @JohnWonderlich: @PaulBlu @OfficeGovEthics oh. wow. I imagine it's dark days in their office at the moment. John Wonderlich replied to your Tweet. Reply Paul Blumenthal @PaulBlu Nov 30 ? @JohnWonderlich @OfficeGovEthics They deleted a number of tweets praising Trump. Nov 30 John Wonderlich ? @JohnWonderlich @PaulBlu @OfficeGovEthics oh. wow. I imagine it's dark days in their office at the moment. ? ? ? View conversation

Settings | Help | Opt-out | Download app

Twitter, Inc. 1355 Market Street, Suite 900 San Francisco, CA 94103

# Jennifer Matis

From:

From: Sent: To:	Kehli Cage Friday, December 23, 2016 10:57 AM Jennifer Matis
Subject:	FW: Media request from ThinkProgress
From: Ryan Koronowski (b)(6) Sent: Wednesday, November 30, To: Contact OGE Subject: Media request from Thir	
Hello,	
•	, a reporter with the news site ThinkProgress. I wanted to know more about the Office's official Twitter feed about President-Elect Trump's business holdings.
1. Did the office intend to twee	t each of these?
2. Is the Washington Post corre	ect in saying that they were deleted this morning and then re-posted just now?
3. Are the tweets sincere? Is the divestiture that he has not publi	ere an element of advocacy or sarcasm in congratulating Trump for a total icly confirmed?
	ation suggesting that Trump will completely sell his business holdings and to a neutral third party? If not, what does "divestiture" mean in this usage?
5. Is the Office concerned about elect's children?	at ownership and assets of the Trump businesses being held by the president-
Thanks very much,	
Ryan	
Ryan Koronowski	

Research Director, ThinkProgress

@koronet

(b)(6) phone #

#### **Jennifer Matis**

From: Brandon A. Steele

Sent:Wednesday, November 30, 2016 3:56 PMTo:Diana Veilleux; Shelley K. Finlayson; Seth JaffeSubject:FW: @OfficeGovEthics Twitter account

FYI on my below response to an inquiry from Twitter on the account activity.

From: Brandon A. Steele

Sent: Wednesday, November 30, 2016 3:55 PM

To: 'jbenoff@twitter.com'

Subject: Re: @OfficeGovEthics Twitter account

#### Dear Jared Benoff:

Thank you for reaching out to the Office of Government Ethics. I can confirm that the agency's Twitter account was not compromised. We have issued an official statement regarding the activity on the account.

Best regards,

Brandon A. Steele Attorney Advisor U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9209

Visit OGE's website: <a href="www.oge.gov">www.oge.gov</a>
Follow OGE on Twitter: @OfficeGovEthics



From: Contact OGE

basteele@oge.gov

Sent: Wednesday, November 30, 2016 3:38 PM

To: Brandon A. Steele

Subject: FW: @OfficeGovEthics Twitter account

#### Brandon L. Bunderson

Desk Officer
Program Counsel Division
U.S. Office of Government Ethics
(202) 482-9307
blbunder@oge.gov

From: Jared Benoff (b)(6)

Sent: Wednesday, November 30, 2016 2:44 PM

To: Contact OGE

Subject: @OfficeGovEthics Twitter account

Hi! I work in Twitter's DC office and I wanted to quickly reach out to confirm the activity from your Twitter account today. Thanks!

--

Jared Benoff

Public Policy | Twitter

Follow me at @jbenoff



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### **Resolved Interactions Details**

Reopen Interaction

Title:

34 press calls

Interaction #: 10260 Status: Resolved

#### **Customer Information**

Source: Press First Name: James Last Name: Lipton Title: Reporter - NYT Position:

Email: (b)(6)

Phone:

**Other Notes:** This contact is a stand-in contact for the 34 separate news organizations who contacted us and who received our statement on the issue.

#### **Interaction Details**

Initiated: 11/30/2016
Call Origination: Phone
Assigned: Seth Jaffe

Watching:

#### Questions

We received inquires from 34 separate news organizations concerning tweets from OGE's twitter account addressing the President-elect's plans to avoid conflicts of interest.

#### Category(s)

**Conflicting Financial Interests** 

#### **Interaction History**

12/1/2016: Resolved

Seth Jaffe

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it. The tweets that OGE posted today were responding only to the public statement that the President-elect made on his Twitter feed about his plans regarding conflicts of interest. OGE's tweets were not based on any information about the President-elect's plans beyond what was shared on his Twitter feed. OGE is non-partisan and does not endorse any individual. https://twitter.com/OfficeGovEthics

12/1/2016: Interaction Created

Seth Jaffe

#### **Resolution Details**

Interaction Resolved:11/30/2016 Resolution Category:Resolved

Response:

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it. The tweets that OGE posted today were responding only to the public statement that the President-elect made on his Twitter feed about his plans regarding conflicts of interest. OGE's tweets were not based on any information about the President-elect's plans beyond what was shared on his Twitter feed. OGE is non-partisan and does not endorse any individual. https://twitter.com/OfficeGovEthics

#### Complexity

Amount Of Time Spent On Interaction: More than 8

hours

Individuals Credited:Leigh Francis, Seth Jaffe

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

Not responsive - URL



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### Resolved Interactions Details

Reopen Interaction

Title:

Comments about OGE tweets/account hacked (Vocativ.com)

Interaction #: 10306 Status: Resolved

**Customer Information** 

Source: Press Position:

First Name: Kevin

Last Name: Collier

Title: Reporter, Vocativ.com

Email: None provided.

Phone: (5)(6)

Other Notes:

Interaction Details

Initiated: 12/2/2016 Call Origination: Email Assigned: Vincent Salamone

Watching:

Questions

Reporter has questions concerning OGE's twitter account and its recent tweets.

Category(s)

**Ethics Program Administration** 

Other

Interaction History

12/5/2016: Resolved

Vincent Salamone

The reporter was informed that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

12/3/2016: Update to Title

Vincent Salamone

Comments about OGE tweets/account hacked (Vocativ.com)

12/3/2016: Update to Customer Title

Vincent Salamone Reporter, Vocativ.com

12/3/2016: Update to Customer Position

Vincent Salamone

12/3/2016: Update to Title

Vincent Salamone

Comments about OGE tweets/account hacked

#### **Resolution Details**

Interaction Resolved:12/2/2016 Resolution Category:Resolved

Response:

The reporter was informed that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited: Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### **Resolved Interactions Details**

Reopen Interaction

Title:

OGE twitter comments (WMAL Radio)

Interaction #: 10278 Status: Resolved

#### **Customer Information**

Source: Press
First Name: Joseph
Last Name: di Genova
Title: WMAL Radio Presenter

Position:
Email (Position)
Phone: (b)(6)

Other Notes:

#### **Interaction Details**

Initiated: 12/1/2016

Call Origination: Email

Assigned: Vincent Salamone

Watching:

#### Questions

The attorney is doing preparation for a legal commentary on this subject for Monday, December 5th, on WMAL RADIO and would I ke to discuss the process that was utilized to send out the OGE tweets on the above subject. He is looking for the process, who decided to do this, what is the historical precedent for such tweets, what other presidents-elect have received such tweets, etc.

#### Category(s)

Other

#### Interaction History

12/5/2016: **Resolved** Vincent Salamone

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets in response to several other questions posed by the reporter concerning the tweets.

12/1/2016: Interaction Created

Vincent Salamone

#### **Resolution Details**

Interaction Resolved:12/2/2016 Resolution Category:Resolved

Response:

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets in response to several other questions posed by the reporter concerning the tweets.

Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited: Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

ot responsive - URL 12/7/2016



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### Resolved Interactions Details

Reopen Interaction

Title:

Query about whether OGE was hacked and about OGE tweets (Wired)

Interaction #: 10272 Status: Resolved

#### **Customer Information**

Source: Press Position:

First Name: Emily

Last Name: Dreyfuss

Title: Reporter, Wired News and

Email: None provided

Phone: (b)(6)

Other Notes:

**Opinion Editor** 

#### Interaction Details

Initiated: 12/1/2016
Call Origination: Phone
Assigned: Vincent Salamone

Watching:

#### Questions

The editor sought confirmation about whether OGE had been in fact been hacked and posed several questions about OGE's subsequent tweets

#### Category(s)

Other

#### Interaction History

12/5/2016: Resolved

Vincent Salamone

I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact authorized OGE tweets.

12/5/2016: Update to Question

Vincent Salamone

The editor sought confirmation about whether OGE had been in fact been hacked and posed several questions about OGE's subsequent tweets

12/5/2016: Reopened

Vincent Salamone

Reopening Reason: Correct TYPO.

Original Information

Question: The edditor sought confirmation about whether OGE had been in fact been hacked and posed several questions about OGE's subsequent tweets

Response: I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact

#### **Resolution Details**

Interaction Resolved:12/1/2016 Resolution Category:Resolved

Response:

I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact authorized OGE tweets.

Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited:Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

Not responsive - URL

OGE tweets. Categories: Other

Resolution Date: 12/1/2016 12

Resolution Category: ResolvedComplexity

Memorialize: No Do not destroy: No

#### 12/1/2016: Resolved

Vincent Salamone

I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact OGE tweets.

#### 12/1/2016: Update to Customer Title

Vincent Salamone

Reporter, Wired News and Opinion Editor

#### 12/1/2016: Update to Customer Position

Vincent Salamone

#### 12/1/2016: Reopened

Vincent Salamone

Reopening Reason: Correct typo.

Original Information

Question: The edditor sought confirmation about whether OGE had been in fact been hacked and posed several questions about OGE's subsequent tweets

Response: I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact OGE tweets.

Categories: Other

Resolution Date: 12/2/2016 12

Resolution Category: ResolvedComplexity

Memorialize: No Do not destroy: No

#### 12/1/2016: Resolved

Vincent Salamone

I informed the editor that OGE's twitter account had not been hacked. I also had a general conversation about subsequent tweets to include the fact that the tweets were in fact OGE tweets.

#### 12/1/2016: Interaction Created

Vincent Salamone

12/7/2016



# **AIMS** Agency Information Management System

Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### **Resolved Interactions Details**

Reopen Interaction

Title:

Questions about OGE tweets
Interaction #: 10285
Status: Resolved

#### **Customer Information**

Source: Press First Name: Davis Last Name: Merritt

Title: Newspaper Columnist

Position: Email:

Phone: (b)(6)
Other Notes:

#### **Interaction Details**

Initiated: 12/1/2016

Call Origination: Phone

Assigned: Vincent Salamone

Watching:

#### Questions

Reporter has a couple of questions about events that occurred involving OGE tweets on November 30, 2016.

#### Category(s)

Other

#### Interaction History

12/5/2016: **Resolved** Vincent Salamone

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

12/1/2016: Interaction Created

Vincent Salamone

#### **Resolution Details**

Interaction Resolved:12/1/2016 Resolution Category:Resolved

Response:

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

#### Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited: Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

Not responsive One



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### **Resolved Interactions Details**

Reopen Interaction

Title:

Questions concerning OGE's twitter account (USA Today)

Interaction #: 10310
Status: Resolved

#### **Customer Information**

Source: Press Position:

First Name: Eliza

Last Name: (not discernable)

Title: Reporter, USA Today

Email: None provided

Phone: (b)(6)

Other Notes:

#### **Interaction Details**

Initiated: 12/2/2016

Call Origination: Phone

Assigned: Vincent Salamone

Watching:

#### Questions

Reporter has some questions about OGE's twitter account.

#### Category(s)

**Ethics Program Administration** 

#### Interaction History

12/5/2016: **Resolved** Vincent Salamone

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

12/3/2016: Interaction Created

Vincent Salamone

#### **Resolution Details**

Interaction Resolved:12/2/2016 Resolution Category:Resolved

Response:

I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets.

#### Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited:Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

12/7/2016



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### Resolved Interactions Details

Reopen Interaction

Title:

Seeking information about OGE and about recent tweets from OGE (Smithsonian.com)

Interaction #: 10307 Status: Resolved

#### **Customer Information**

Source: Press Position:

First Name: Jackie Email: None provided
Last Name: Masky Phone: (b)(6)
Title: Assistant Editor, Other Notes:

Interaction Details

Smithsonian.com

Initiated: 12/2/2016
Call Origination: Phone
Assigned: Vincent Salamone

Watching:

#### Questions

An Assistance Editor was seeking general information about OGE and its programs and operations. Also, she was seeking comment or information about about recent tweets made by the agency.

#### Category(s)

Ethics Program Administration Website

#### Interaction History

12/5/2016: Resolved

Vincent Salamone

With respect to the editor's questions about OGE's recent tweets, I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets. With respect to the editor's questions about OGE's role in the Executive Branch, I directed the reporter to several resources on OGE's website providing her with statistical information that she requested. I also answered a number of questions about OGE and its mission. I also directed the editor to OGE's recently published rule that significantly amended the administration of Executive Branch ethics program and also its ethics training requirements. I noted that The rule was published in November of this year.

12/3/2016: Update to Customer Position

Vincent Salamone

12/3/2016: Update to Customer Title Vincent Salamone

Not responsive - URL

#### **Resolution Details**

Interaction Resolved:12/2/2016 Resolution Category:Resolved

Response:

With respect to the editor's questions about OGE's recent tweets, I informed the reporter that OGE had not been hacked and that the OGE tweets were authorized by OGE. I did not provide any further comment concerning the OGE tweets. With respect to the editor's questions about OGE's role in the Executive Branch, I directed the reporter to several resources on OGE's website providing her with statistical information that she requested. I also answered a number of questions about OGE and its mission. I also directed the editor to OGE's recently published rule that significantly amended the administration of Executive Branch ethics program and also its ethics training requirements. I noted that The rule was published in November of this year.

Complexity

Amount Of Time Spent On Interaction:0-1 hour

Individuals Credited: Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No



Announcement: If you create a duplicate interaction, please contact Gwen Cannon-Jenkins to have it deleted

#### Resolved Interactions Details

#### Reopen Interaction

Title:

Story about OGE tweets, availability of 278e reports and the conflicts of interest review process (The Intercept)

Interaction #: 10330 Status: Resolved

#### **Customer Information**

Source: Press Position:
First Name: Matt Email: (b)(6)
Last Name: Schwartz Phone: (b)(6)
Title: Reporter, National Security Other Notes:

#### Interaction Details

Initiated: 12/5/2016
Call Origination: Phone
Assigned: Vincent Salamone

Watching:

#### Questions

The reporter called about OGE's thoughts about him possibly writing a back story about OGE's tweets made last week as an unusual and telling bureaucratic response to the coming change of Administrations.

#### Category(s)

208

**Ethics Program Administration** 

Trusts

#### Interaction History

12/6/2016: Resolved Vincent Salamone

I informed the reporter that OGE had provided two written statements (I provided the text of the second statement to the reporter during the call) and various tweets last week and would not be providing any further comment or supporting any "back story" about those tweets. In answer to various other questions. I informed the reporter that I was not able to discuss conflict concerns involving specific individuals or prospective nominees. However, I was able to generally provide information concerning conflicts of interest and to discuss various other ethics rules and requirements. I had a lengthy discussion with the reporter and provided the reporter with a quick overview of some or all of the the following topics: 18 USC 208 and its requirements, remedying conflicts of interests including the availability of CDs, the standards of ethical conduct and impartiality concerns, restrictions on outside activities, earned income restrictions, public financial disclosure reporting, the nominee vetting process, as well as information about other related ethics laws and rules as requested by the reporter. I also discussed OGE's role in the ethics program and in vetting Presidential nominees during the

#### **Resolution Details**

Interaction Resolved:12/5/2016 Resolution Category:Resolved

Response:

I informed the reporter that OGE had provided two written statements (I provided the text of the second statement to the reporter during the call) and various tweets last week and would not be providing any further comment or supporting any "back story" about those tweets. In answer to various other questions. I informed the reporter that I was not able to discuss conflict concerns involving specific individuals or prospective nominees. However, I was able to generally provide information concerning conflicts of interest and to discuss various other ethics rules and requirements. I had a lengthy discussion with the reporter and provided the reporter with a quick overview of some or all of the the following topics: 18 USC 208 and its requirements, remedying conflicts of interests including the availability of CDs, the standards of ethical conduct and impartiality concerns, restrictions on outside activities, earned income restrictions, public financial disclosure reporting, the nominee vetting process, as well as information about other related ethics laws and rules as requested by the reporter. I also discussed OGE's role in the ethics program and in vetting Presidential nominees during the Transition. I also directed the reporter to various materials on OGE's website that would provide additional information on many of the above topic areas. I also directed the reporting to relevant ethics regulations and laws as requested.

#### Complexity

Amount Of Time Spent On Interaction:0-1 hour Individuals Credited:Vincent Salamone

Add To Agency Profile: No Memorialize Content: No Do Not Destroy: No

Not responsive - URL

From: Kelsey D. Phipps

Sent: Thursday, December 01, 2016 11:10 AM

**To:** Agency Wide; News Clippings

**Subject:** Legislative Update for Thursday, December 1, 2016

#### The Senate reconvenes at 9:30 am.

The Senate reconvenes at 9:30 a.m. and will be in a period of morning business. At 1:45 p.m., the Senate will vote on passage of a bill (HR 6297) that would reauthorize the 1996 Iran Sanctions Act for 10 years.

#### The House reconvenes at noon for legislative business.

The House reconvenes at noon for legislative business. The chamber is expected to consider a bill (HR 6392) that would eliminate the \$50 billion or greater asset threshold for enhanced supervision and regulation of bank holding companies and a resolution (H Res 933) that would provide additional funding for the Energy and Commerce Committee.

#### Legislative and Related News

The Daily Beast and Law Newz report that all 16 Democrats on the House Judiciary Committee signed a letter to Chairman Bob Goodlatte requesting that they hold hearings on President-elect Trump's conflicts of interest. <a href="http://www.thedailybeast.com/articles/2016/12/01/democrats-target-trump-hotel-as-federal-government-shrugs.html">http://www.thedailybeast.com/articles/2016/12/01/democrats-target-trump-hotel-as-federal-government-shrugs.html</a> dems-call-for-hearing-citing-trumps-tweets-about-conflict-of-interest

*Politico* reports that top House Democrats are calling on the General Services Administration to explain how it plans to handle legal concerns presented by Donald Trump's lease of the Old Post Office building in Washington. <a href="http://www.politico.com/story/2016/11/democrats-trump-post-office-232030">http://www.politico.com/story/2016/11/democrats-trump-post-office-232030</a>

#### **Executive Branch Ethics and Related News**

*ABC* reports that President-elect Donald Trump announced Wednesday he plans to nominate Todd Ricketts as Deputy Secretary of Commerce. <a href="http://abc7chicago.com/politics/trump-nominates-todd-ricketts-as-deputy-secretary-of-commerce/1632408/">http://abc7chicago.com/politics/trump-nominates-todd-ricketts-as-deputy-secretary-of-commerce/1632408/</a>

Bloomberg News reports that former White House ethics attorneys have advised Trump to completely divest his assets. <a href="http://www.crainsnewyork.com/article/20161130/POLITICS/161139996/president-elect-donald-trump-vows-to-get-out-of-business-operations">http://www.crainsnewyork.com/article/20161130/POLITICS/161139996/president-elect-donald-trump-vows-to-get-out-of-business-operations</a>

*ABC* reports that the Trump transition team is requiring applicants to file financial disclosures to avoid conflicts of interest. <a href="http://abcnews.go.com/Politics/trump-transition-team-members-disclose-finances-president-elect/story?id=43434537">http://abcnews.go.com/Politics/trump-transition-team-members-disclose-finances-president-elect/story?id=43434537</a>

Fox Business reports that it is the opinion of attorneys that President-elect Trump must sell his D.C. hotel before inauguration. <a href="http://www.foxbusiness.com/markets/2016/12/01/lawyers-trump-has-to-sell-dc-hotel-before-taking-office.html">http://www.foxbusiness.com/markets/2016/12/01/lawyers-trump-has-to-sell-dc-hotel-before-taking-office.html</a>

Multiple outlets report on OGE's tweets regarding President-elect Trump's potential divestiture.

http://www.nytimes.com/2016/11/30/us/politics/donald-trump-transition.html

http://www.vox.com/2016/11/30/13801484/vox-sentences-office-of-government-ethics-trump

http://www.rollcall.com/news/politics/donald-trump-office-of-government-ethics-tweetstorm

https://boingboing.net/2016/11/30/u-s-ethics-office-tweets-sarc.html

http://nypost.com/2016/12/01/trump-on-receiving-end-of-twitter-rant-from-feds-ethics-office/

http://www.vox.com/2016/11/30/13797226/trump-conflict-of-interest-office-government-ethics-tweets

http://www.ibtimes.co.uk/us-ethics-agency-responds-trumps-business-announcement-snarky-tweets-1594298

http://www.theindychannel.com/newsy/the-us-office-of-government-ethics-is-really-really-happy-with-trump

http://www.newser.com/story/234810/office-of-government-ethics-sends-odd-tweets-about-trump.html

http://www.slate.com/blogs/the slatest/2016/11/30/office of government ethics sarcastically praises donald

trump\_on\_twitter.htmlhttps://www.washingtonpost.com/business/economy/trumps-pledge-to-leave-his-

business-prompts-calls-to-divest/2016/11/30/e5a12658-b746-11e6-b8df-

600bd9d38a02 story.html?utm term=.1b456783b691

http://dailycaller.com/2016/11/30/obama-ethics-office-unleashes-tweet-storm-praising-trump/

http://www.usatoday.com/story/news/politics/onpolitics/2016/11/30/office-government-ethics-praises-trump-over-announcement-leave-business/94677196/

 $\underline{\text{http://www.npr.org/sections/thetwo-way/2016/11/30/503879587/not-a-hack-u-s-office-of-government-ethics-tweets-at-trump}$ 

http://www.nytimes.com/2016/11/30/us/politics/donald-trump-business-president-elect.html

http://www.dailydot.com/layer8/office-government-ethics-trump-twitter/

http://www.washingtonexaminer.com/ethics-office-reacts-with-joy-at-trumps-decision-to-avoid-conflicts-of-interest/article/2608541

http://kfgo.com/news/articles/2016/nov/30/democrats-urge-hearings-on-trump-conflict-of-interest-rules/

https://mic.com/articles/160825/office-of-government-ethics-trolls-donald-trump-in-bizarre-

tweetstorm#.5Spl49e6G

http://blogs.wsj.com/washwire/2016/11/30/ethics-offices-tweets-at-donald-trump-cause-a-stir/

http://money.cnn.com/2016/11/30/news/office-government-ethics-trump-tweets/

http://www.huffingtonpost.com/entry/donald-trump-government-ethics\_us\_583f46cee4b017f37fe27a88

http://www.businessinsider.com/office-government-ethics-trump-business-conflict-2016-11

#### **Federal Agency and Related News**

*Federal News Radio* reports that a major rewrite of federal HR policies is almost complete and is under final review. http://federalnewsradio.com/workforce/2016/11/major-rewrite-federal-hr-policies-final-review/

#### **Next Scheduled Recess:**

**House:** December 9-12; 19-30 **Senate:** December 19-30

From: Brandon A. Steele

Sent: Tuesday, December 06, 2016 11:53 AM

To: Agency Wide Cc: News Clippings

**Subject:** Legislative Update for Tuesday, December 6, 2016

#### The Senate reconvened at 10 a.m.

The Senate reconvened at 10 a.m. and will resume consideration the 21st Century Cures Act (HR 34).

#### The House reconvenes at 12 p.m.

The House reconvenes at 12 p.m. for legislative business and is expected to consider measures under suspension of the rules.

#### Legislative and Related News

Federal News Radio reports that the House Appropriations Committee is working on a stopgap government spending bill, known as a continuing resolution (CR). Current government spending expires on Friday. Stopgap spending bill to be unveiled as Congress finishes up

#### **Executive Branch Ethics and Related News**

*NPR* categorizes the alleged conflicts of interest of President-Elect Trump. <u>Trump's Businesses And Potential Conflicts:</u> <u>Sorting It Out</u>

Fortune reports that Ivanka Trump "was also hammering out a deal with a company backed by a Japan government-owned development bank" while "she sat in on a meeting between her father Donald Trump and Japan's Prime Minister Shinzo Abe in Nov." Ivanka Trump Had Business at Stake When She Met Japan's Prime Minister Politico reports that the State Department is allegedly concerned that President-Elect Trump's children will "assume the role of freelance ambassadors, further blurring the line between their business affairs and America's foreign affairs." Trump kids' diplomatic forays rattle State Dept.

CNBC reports that the Plum Book -a listing of over 9,000 civil service positions in President-Elect Trump's administration- dropped Monday. The piece notes that it lists 3 positions at OGE. Wanna work for Trump? Try the gig protecting humpback whales or 9,000 other jobs The Washington Post quotes a transition official as stating: "In addition to imposing a hiring freeze on all federal employees, which will reduce the federal workforce through attrition, the number of political appointees will drop significantly. 'Drain the swamp' was not just a campaign slogan." The Plum Book is here for those angling for jobs in Trump's Washington

The Wichita Eagle discusses OGE's tweets and opines that they were "authorized at the highest level of the OGE" and "were a signal [...] that if he does not fully divest himself of his businesses, the OGE will declare that his position is ethically unsound and invites a compromised administration." The piece opines that while "OGE has no enforcement power" there is a "1983 agreement between Justice and OGE that, as a matter of policy, presidents should act as if the rules apply to them." Ethics office sends signal to Trump on real divesting

Government Executive reports that a Navy contracting official was sentenced to 72 months in prison for accepting bribes as part of the "Fat Leonard" scandal. Ex-Navy Contract Officer Gets Prison Time in 'Fat Leonard' Scandal

Government Executive and Politico discuss the transition. <u>Is Trump Running the Fastest Transition in 40 Years, and Does</u> That Matter? Trump marginalizes D.C. transition staff

*Project on Government Oversight* reports that the Senate has not passed the IG Empowerment Act of 2015. The Act would provide IGs with the authority to access all relevant agency information needed to conduct investigations into fraud, waste and abuse. New Roadblock for Inspectors General Access to Information

The Washington Post reports that the Pentagon appears to have "buried an internal study that exposed \$125 billion in administrative waste in its business operations amid fears Congress would use the findings as an excuse to slash the defense budget." Pentagon buries evidence of \$125 billion in bureaucratic waste

*New York Magazine* opines that the two things that prevented the US from being governed by "men who use their office to enrich themselves and their families" were "that presidential candidates release publish their tax returns" and "that presidents divest their wealth and place it in a blind trust, so that they cannot knowingly make any decision that might redound to their personal benefit." How Republicans Justify Unlimited Trump Corruption

*Politico* reports that for the second time a foreign embassy will host an event at President-Elect Trump's DC hotel. The piece refers to these as possible conflicts of interest. Embassy of Azerbaijan to co-host event at Trump's D.C. hotel

*Newsweek* discusses the constitutional gift acceptance ban in light of President Elect Trump's promise to turn over his business to his children. WHY DONALD TRUMP MAY GET AWAY WITH FLOUTING THE CONSTITUTION'S GIFTS CLAUSE

TPM and Politico discuss conflict of interest questions surrounding a member of the transition team. Thiel Won't Confirm That He's Signed Trump Transition Ethics Agreement Thiel could gain from Trump transition

Foreign Policy reports that bribery is on the rise internationally. <u>Bribery Is on the Rise Worldwide</u>, and It Costs A Lot More Than Just Money

#### **Next Scheduled Recess:**

**House:** December 9-12; 19-30 **Senate:** December 19-30

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics



From: Ed Beeson (b)(6)

Sent: Thursday, December 01, 2016 2:21 PM

To: USOGE

**Subject:** FOIA Request: Law360

#### Dear Ms. Diana Veilleux:

Pursuant to the federal Freedom of Information Act, 5 U.S.C. § 552, I request access to and copies of all records related to a series of Twitter messages the U.S. Office of Government Ethics published on November 30, 2016, directed to the Twitter account of President-elect Donald J. Trump (@realDonaldTrump).

The requested documents include but are not limited to electronic and written correspondence and notes, such as email, cell phone text messages and handwritten notes, made or received by staff of the Office of Government Ethics staff, including Director William M. Shaub, about the Twitter messages. This includes correspondence between OGE and representatives of the President-elect and his transition team.

In addition, this request seeks copies of correspondence, notes and documents related to the public statement made in the OGE Twitter message, dated 12:57 p.m. on November 30, 2016, which states, "we told your counsel we'd sing your praises if you divested, we meant it." This includes records of any correspondence or meetings with counsel of the President-elect in which OGE's views on asset divestiture were discussed.

I hereby request the documents be made available in electronic format, as searchable PDFs to the extent possible, and delivered to me via email attachment.

In order to help you determine my status for the purpose of assessing fees, you should know that I am a representative of the news media, affiliated with Law360, an online legal news service that continuously publishes news that is of interest to the legal community and the broader public. This request is made as part of news gathering and is not for commercial use.

As a representative of the news media I am only required to pay for reasonable standard charges for the direct cost of document duplication. However, please waive any applicable fees. Release of the information is in the public interest because it will contribute significantly to public understanding of government operations and activities.

If my request is denied in whole or part, I ask that you justify all deletions by reference to specific exemptions of the FOIA Act. I also will expect you to release all segregable portions of otherwise exempt material. I, of course, reserve the right to appeal a decision to withhold any information or to deny a waiver of fees.

As I am making this request as a journalist and this information is of timely value, I would appreciate your communicating with me by telephone or email if you have questions regarding this request.

I can be reached by phone at (b)(6) and by email a (b)(6)

I look forward to your reply within 20 business days.

Thank you for your assistance.

# Sincerely, Ed Beeson (b)(6)

From: Jared Benoff < (b)(6) > Wednesday, November 20, 2016, 244

Sent: Wednesday, November 30, 2016 2:44 PM

To: Contact OGE

**Subject:** @OfficeGovEthics Twitter account

Hi! I work in Twitter's DC office and I wanted to quickly reach out to confirm the activity from your Twitter account today. Thanks!

--

Jared Benoff

Public Policy | Twitter

Follow me at @jbenoff

From: Dore, Maggie (b)(6)

Sent: Wednesday, November 30, 2016 2:12 PM

**To:** Contact OGE **Subject:** CBS News question

Hello can you explain the tweets on your account praising President-Elect Donald Trump for divesting his business interests? Was your account hacked?

Thanks,

Maggie Dore

Producer, CBS Evening News

(b)(6)

From:

**Sent:** Wednesday, November 30, 2016 10:38 PM

**To:** Contact OGE **Subject:** Concerns

#### Walter M. Shaub, Jr.:

I am beyond concerned over the series of tweets issued by this office earlier today regarding president-elect Donald Trump's non-commitment to extract himself from his many businesses. As the major office tasked solely with the responsibility to uncover and prevent conflicts of interest in government agencies and elected officials, we expect that the actions of this office would be impartial and not be motivated by personal gain or political preferences.

What exactly was the intent of these bizarre tweets? What could they possibly accomplish? I fear that you have damaged this office's integrity and have added doubt in the minds of this country's citizens that you will be impartial and effective over the next 4 years. If we cannot trust in, and rely on, the Office of Government Ethics to behave ethically, we are all lost.

I implore you to reread the tenets and purpose of the OGE to recommit yourself and your staff to ensure that your personal feelings and leanings take a backseat to the needs of this country and its' citizens.

Very truly yours,

(b)(6)

From: (b)

Sent: Thursday, December 01, 2016 2:08 AM

**To:** Contact OGE

**Subject:** CONFLICT OF INTEREST

What is going on in the OGE office. Thought you are suppose to be non partisan!!!!!! Who tweeted trump with the tweets. CONFLICT OF INTEREST?????

Sent from my iPad

From: (b)

Sent: Wednesday, November 30, 2016 3:24 PM

To: Contact OGE
Subject: Divestiture Tweets

Please advise if indeed a rep of your office made the statements concerning Trump's intended divestiture on Twitter.

Thank you,

⊌<sub>®</sub>₪

**≋** ๑๑๖১८३

From: (b)

**Sent:** Wednesday, November 30, 2016 10:22 PM

To: Contact OGE

**Subject:** Donald Trump tweets

You claim to be a non-partisan agency of the U.S. Government, yet you praise Donald Trump's announcement with a series of tweets. Another reason for the citizens to have no trust in government agencies. How much did Trump pay you or what promise was made for future employment in order for you to make these proclamations? Disgusting and probably unethical!

Sent from my iPhone

From: (b)

Sent: Wednesday, November 30, 2016 10:50 PM

To: Contact OGE Subject: Donald Trump

This country is in serious trouble when our government offices carry on tweet conversations just to stroke Trumps ego. We have lost our moral compass and it will result in the end of our democracy. Disgusting!

From: (b)(6)
To: Contact OGE
Subject: Concerns

Date: Wednesday, November 30, 2016 10:37:48 PM

#### Walter M. Shaub, Jr.:

I am beyond concerned over the series of tweets issued by this office earlier today regarding president-elect Donald Trump's non-commitment to extract himself from his many businesses. As the major office tasked solely with the responsibility to uncover and prevent conflicts of interest in government agencies and elected officials, we expect that the actions of this office would be impartial and not be motivated by personal gain or political preferences.

What exactly was the intent of these bizarre tweets? What could they possibly accomplish? I fear that you have damaged this office's integrity and have added doubt in the minds of this country's citizens that you will be impartial and effective over the next 4 years. If we cannot trust in, and rely on, the Office of Government Ethics to behave ethically, we are all lost.

I implore you to reread the tenets and purpose of the OGE to recommit yourself and your staff to ensure that your personal feelings and leanings take a backseat to the needs of this country and its' citizens.

Very truly yours,

(b)(6)

From: (b)(6)
To: Contact OGE

Subject: CONFLICT OF INTEREST

Date: Thursday, December 01, 2016 2:07:47 AM

What is going on in the OGE office. Thought you are suppose to be non partisan!!!!!! Who tweeted trump with the tweets. CONFLICT OF INTEREST?????

Sent from my iPad

From: (b)(6)
To: Contact OGE

**Subject:** Donald Trump tweets

Date: Wednesday, November 30, 2016 10:21:26 PM

You claim to be a non-partisan agency of the U.S. Government, yet you praise Donald Trump's announcement with a series of tweets. Another reason for the citizens to have no trust in government agencies. How much did Trump pay you or what promise was made for future employment in order for you to make these proclamations? Disgusting and probably unethical!

Sent from my iPhone

From: (b)(6)
To: Contact OGE
Subject: Donald Trump

Date: Wednesday, November 30, 2016 10:49:29 PM

This country is in serious trouble when our government offices carry on tweet conversations just to stroke Trumps ego. We have lost our moral compass and it will result in the end of our democracy. Disgusting!

Subject: GREAT Tweetstorm!!

Date: Thursday, December 01, 2016 10:27:49 AM

Just a quick note to congratulate you on the wonderful idea of fighting the "Trumpster Fire" with your own fire. Keep up the amazing work!



**Subject:** Has Your Office Gone Insane?

**Date:** Thursday, December 01, 2016 1:23:43 AM

As an American citizen I expected your office to conduct yourselves like a professional department.

Your seven tweets to President elect Trump this morning were appalling. Bravo? Brilliant? First of all, Donald

Trump laid out NO specifics as to how he was going to handle his extreme conflict of interest. He has 111 business enterprises in 18 different countries.

Apparently you think it is OK for the President elect to invite foreign dignitaries from Bahrain to stay at

his hotel in DC. Apparently you think it is OK for the President elect to petition UK officials to interfere

in wind turbines being established in his golf course in Scotland. He will directly benefit from these breeches.

Have you not heard of the Emolument clause of the Constitution? Educate yourselves before you tweet. Try & figure

out why it is not OK for the President elect to be selling suites at his hotels to foreign government officials.

Pull yourselves together. You are an embarrassment to this country. I am stunned at your lack of unprofessional

behavior. Tweeting? You have been compromised & your department has lost a tremendous amount of respect & dignity.

You are supposed to be setting an example. Instead, you spend valuable time tweeting nonsense back & forth.

Are you all on crack? Are you drunk before lunch? Is someone baking marijuana brownies that you are all gobbling

while you stand around the water cooler trying to be witty? You are a disgrace to this country.

Subject:Letter to the Editor, Washington Post:TweetsDate:Wednesday, November 30, 2016 10:44:09 PM

#### Open Letter To the Director;

As a former government attorney who has worked in and around government for more than four decades, I have struggled today to come up with any possible explanation for the totally inappropriate and unprofessional communications which you permitted to be issued by your office regarding the Trump matter.

I always want to give those of us in government the benefit of the doubt that actions taken are in the best interests of the government and so the people.

You failed in meeting that test, and so have tarnished not only your professional standing but as well the reputation of your office and the people in it who everyday work to enhance the people's view of government.

It does not matter in the slightest that the actions announced by the President-elect had the appearance of following earlier urgings of your office. What resulted was the appearance of pandering on the very subject that you are charged with enforcing.

OGE communications today have totally undermined your capacity to carry out the responsibilities of your office.

There is only one honorable action that you can now take to restore the necessary independence, credibility, and reputation of the OGE.



**Subject:** OGE Pro-Trump Propaganda

**Date:** Wednesday, November 30, 2016 7:47:23 PM

Dear Mr. Shaub,

The tweets sent by your office today raise serious questions about the OGE's ability to function as anything more than a propaganda organ for the incoming regime. For example, this tweet:

<blockquote class="twitter-tweet" data-lang="en">.<a
href="https://twitter.com/realDonaldTrump">@realDonaldTrump</a> Bravo! Only way to
resolve these conflicts of interest is to divest . Good call!&mdash; U.S. OGE
(@OfficeGovEthics) <a
href="https://twitter.com/OfficeGovEthics/status/804020925171646464">November 30,
2016</a></blockquote>

<script async src="//platform.twitter.com/widgets.js" charset="utf-8"></script>

".@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!"

Given that Trump announced no such plan to divest, this tweet appears to be a blatant effort to paint Trump's statement in a falsely positive light.

I request that your office immediately delete your twitter account and conduct an internal investigation into the source of today's disturbing tweets. The OGE ought to promote government ethics, not provide cover for unethical public officials.

Sincerely,



 From:
 (b) (6)

 To:
 Contact OGE

 Subject:
 Trump tweets

Date: Wednesday, November 30, 2016 1:36:57 PM

The tweets from your office congratulating the President-Elect are bizarre and disturbing. They're also completely misleading given that he's not really divesting.

It's just...wow. Loss for words. Irresponsible and horrifying. You are giving this craven man public validation when he will get rid of you all the very first chance he gets.

For shame.

--

Mobile, please excuse typos and brevity.

Subject: Tweeting Donald Trump

Date: Thursday, December 01, 2016 8:38:02 AM

#### Mr Shaub,

As a citizen I was appalled by your tweeting Donald Trump. How could the office in charge of ethics behave in such an unethical manner?

It was unseemly and unprofessional and served to undermine confidence in your ability to hold the President-elect to account.

What a sad day for our democracy.

Sincerely,



This message may contain confidential or proprietary information intended only for the use of the

addressee(s) named above or may contain information that is legally privileged. If you are not the intended addressee, or the person responsible for delivering it to the intended addressee,

you are hereby notified that reading, disseminating, distributing or copying this message is strictly

prohibited. If you have received this message by mistake, please immediately notify us by replying

to the message and delete the original message and any copies immediately thereafter.

From: (b)(6)

To: Contact OGE

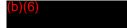
Cc: (b)(6)

**Subject:** Tweets and Professionalism

**Date:** Thursday, December 01, 2016 9:26:56 AM

#### Hello,

I am a 69 year old retired woman living in Washington state. I just saw your offices' tweets to Donald Trump. Such tweeting is VERY unprofessional behavior for any government office. Additionally, the content and tone of your tweets are childish, seemingly meant for a child. I am simply appalled. I cannot believe my taxpayer dollars are spent to support such a substandard and foolish behavior. Furthermore, the topics in the tweets has only been verbalized by Donald Trump, no actual steps taken to achieve or finalize such. Your tweets appear partisan and afraid of disapointing a child.



From: (b)(6)
To: Contact OGE
Subject: Tweets

**Date:** Thursday, December 01, 2016 12:12:17 AM

How can your office be so effusive in tweets about Donald Trump's tweets without even knowing any details?! This makes me doubt the integrity of the work you do and should be doing to keep conflicts of interest from influencing our executive branch.

Sent from my iPhone

From: (b)(6)
To: Contact OGE
Subject: tweets

Date: Thursday, December 01, 2016 1:23:33 AM

I can't tell you how embarrassed I am for having a government agency sending out tweet after tweet in such a humiliating manner. What is wrong with your office? Who is working there and approving this nonsense? Trump does not need to get gold stars for his tweets which actually didn't say anything about a divestiture. Are you going to hold his hand the whole time during his presidency? Are you going to give him trophies and participation certificates for doing nothing? Is your office full of millennials who spent their childhoods receiving praise for the smallest of acts? Are you going to reward him if he goes poo poo in the potty?



Subject: Walter Shaub, Jr. has no moral principles HE SHOULD RESIGN

**Date:** Wednesday, November 30, 2016 10:39:48 PM

Mr Shaub Jr.: You are supposed to be the director of government ethics, and you, this morning, went tweeting telling Trump "Bravo" and how great it was that Trump was "divesting his business" when he is in no way divesting or selling or putting in a blind trust any of his assets.

What the f\*\*\* do you think you're doing? Are you trying to be rehired by Trump to be the director of government ethics when you have NO ETHICS?

It is your job to do your best to make sure that person's or groups' behavior is appropriate in our government.

You are to have moral principles, and that is one thing, for sure, that you do NOT have.

Trump hasn't divested or put any businesses into blind trusts, like he keeps saying he will, but he won't. But, you praise him for doing this? He's not going to do anything like what you magnanimously applauded him for. You are disgusting, amoral Trumpet. You suck and should be removed from office. I hope Trump sees into your repulsive, nauseating, vomitus tweets to kiss HIS ass. You suck,







Your Twitter account? What an embarrassment for our country. Unbelievable. I hope the director is forced to resign.



(b)(6)

Sent from Yahoo Mail for iPhone

From: (b)

**Sent:** Wednesday, November 30, 2016 10:47 PM

To:Contact OGESubject:Good for You!

As a concerned US citizen I want to say BRAVO for your tweets re: Trump's divestiture!

To quote Trevor Noah, he has "the mind of a toddler". So he will need close watching by OGE and all citizens!

THANKS!!!!

Lots and lots of !!! (smile)

b)(6)

From: (b)

Sent: Wednesday, November 30, 2016 9:06 PM

**To:** Contact OGE

**Subject:** Good Work! Keep on Trump!

Thank you for tweeting that Drumpf should divest! Keep after this non-transparent, conflict of interest, unethical American!

Thank you! This is not a normal transition and we should not buy into this facade by Trump and his family!!

Sent from my iPhone

From:

(b)(6

Sent:

Thursday, December 01, 2016 10:28 AM

To: Contact OGE

Subject: GREAT Tweetstorm!!

Just a quick note to congratulate you on the wonderful idea of fighting the "Trumpster Fire" with your own fire. Keep up the amazing work!

Regards, (b)(6)

From:

Sent: Thursday, December 01, 2016 1:24 AM

To: Contact OGE

**Subject:** Has Your Office Gone Insane?

As an American citizen I expected your office to conduct yourselves like a professional department. Your seven tweets to President elect Trump this morning were appalling. Bravo? Brilliant? First of all, Donald Trump laid out NO specifics as to how he was going to handle his extreme conflict of interest. He has 111 business enterprises in 18 different countries.

Apparently you think it is OK for the President elect to invite foreign dignitaries from Bahrain to stay at his hotel in DC. Apparently you think it is OK for the President elect to petition UK officials to interfere in wind turbines being established in his golf course in Scotland. He will directly benefit from these breeches. Have you not heard of the Emolument clause of the Constitution? Educate yourselves before you tweet. Try & figure

out why it is not OK for the President elect to be selling suites at his hotels to foreign government officials.

Pull yourselves together. You are an embarrassment to this country. I am stunned at your lack of unprofessional behavior. Tweeting? You have been compromised & your department has lost a tremendous amount of respect & dignity.

You are supposed to be setting an example. Instead, you spend valuable time tweeting nonsense back & forth.

Are you all on crack? Are you drunk before lunch? Is someone baking marijuana brownies that you are all gobbling

while you stand around the water cooler trying to be witty? You are a disgrace to this country.

From:

(b)(6)

Sent:

Wednesday, November 30, 2016 10:44 PM

To:

Contact OGE

Subject:

Letter to the Editor, Washington Post:Tweets

#### Open Letter To the Director;

As a former government attorney who has worked in and around government for more than four decades, I have struggled today to come up with any possible explanation for the totally inappropriate and unprofessional communications which you permitted to be issued by your office regarding the Trump matter.

I always want to give those of us in government the benefit of the doubt that actions taken are in the best interests of the government and so the people.

You failed in meeting that test, and so have tarnished not only your professional standing but as well the reputation of your office and the people in it who everyday work to enhance the people's view of government.

It does not matter in the slightest that the actions announced by the President-elect had the appearance of following earlier urgings of your office. What resulted was the appearance of pandering on the very subject that you are charged with enforcing.

OGE communications today have totally undermined your capacity to carry out the responsibilities of your office.

There is only one honorable action that you can now take to restore the necessary independence, credibility, and reputation of the OGE.



From: Sent: To: Subject:	(b)(6) Wednesday, November 30, 2016 2:47 PM Contact OGE Media Inquiry: Twitter & Trump
Good afternoon,	
	question a lot, but just wanted to double check to make sure your Twitter account vitter.com/OfficeGovEthics/status/804021427565395969
this!). Given Mr. Trump has y	anted to give you guys a chance to elaborate (at the risk of taking all the fun out of yet to fill in the many blanks in his divestiture plan, are you all just taking him at at removing conflicts of interest between the Trump Organization and the Trump
Cheers,	
JV	
Josh Voorhees	
Senior Writer   Slate.com	
(b)(6)	

From: Matt Higginson (b)(6)

Sent: Thursday, December 01, 2016 12:21 PM

**To:** Contact OGE; Seth Jaffe

**Subject:** OGE // Medium

Hello Seth, et al,

I lead the government affairs team at <u>Medium</u> and was hoping to connect with you or someone from the communications or digital team. I imagine you may have been getting a flurry of messages since the agency's tweets yesterday.

Medium is a social publishing platform used by a number of government leaders and agencies including POTUS, VPOTUS, The White House, State, and many other departments, leaders, and Members of Congress.

<u>The Trump transition team is also using Medium</u> before they assume control over the White House Medium assets.

I wanted to see if you, Director Shaub, and/or another voice from OGE might be interested in using Medium to share more about how the agency recommends President-elect Trump proceed to avoid and ethical conflicts between his businesses and the presidency--or see if there is something else the office would like to communicate to the public.

I would be happy to help you and the agency understand on-platform best practices and we would be able to help promote anything you wanted to publish to help reach the widest audience possible. If any of this is interesting to you or the agency, I'm very willing to chat further at your convenience.

Cheers,
Matt
-(b)(6)

From:

(b)(6)

Sent:

Wednesday, November 30, 2016 7:48 PM

To:

Contact OGE

**Subject:** 

OGE Pro-Trump Propaganda

Dear Mr. Shaub,

The tweets sent by your office today raise serious questions about the OGE's ability to function as anything more than a propaganda organ for the incoming regime. For example, this tweet:

.<u>https://twitter.com/realDonaldTrump</u>">@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

— U.S. OGE (@OfficeGovEthics)

https://twitter.com/OfficeGovEthics/status/804020925171646464">November 30, 2016

".@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!"

Given that Trump announced no such plan to divest, this tweet appears to be a blatant effort to paint Trump's statement in a falsely positive light.

I request that your office immediately delete your twitter account and conduct an internal investigation into the source of today's disturbing tweets. The OGE ought to promote government ethics, not provide cover for unethical public officials.

Sincerely,

(b)(6)

From: Peter Schroeder (b)(6)

Sent: Wednesday, November 30, 2016 3:29 PM

To: Contact OGE

**Subject:** OGE tweets re: Trump?

Hi there,

Could I get a confirmation on whether the tweets sent out today regarding Donald Trump's business and potential divestment were sent by OGE, and any statement you might have on the matter?

Thanks, Peter

Peter Schroeder

The Hill

(b)(6)

Visit *The Hill's* Finance page at: <a href="http://thehill.com/policy/finance">http://thehill.com/policy/finance</a>

From: Joe diGenova (b)(6)

Sent: Thursday, December 01, 2016 10:06 AM

**To:** Contact OGE

**Subject:** OGE TWITTER COMMENTS RE TRUMP ALLEGED CONFLICTS

I am doing preparation for a legal commentary on this subject for Monday, December 5<sup>th</sup>, on WMAL RADIO and would like to discuss the process that was utilized to send out the OGE tweets on the above subject. I am looking for the process, who decided to do this, what is the historical precedent for such tweets, what other presidents-elect have received such tweets, etc. I am at (b)(6). Thank you for your assistance. Joseph E. diGenova

From:

(b)(6

Sent:

Thursday, December 01, 2016 1:08 AM

To: Contact OGE

**Subject:** Pres. Elect and Conflicts of Interest

#### Dear OGE

Thank you so much for "tweeting" your encouragement of President-elect Trump taking action to divest himself of his many and opaque business dealings in order to avoid a true conflict of interest during his presidency. This has weighed heavy on my mind since his election and I would hate to think anyone would use the highest office in the land to increase their already legendary wealth, or that of their family and friends.

So thank you for "being on the job." I appreciate you!

Sincerely

(b)(6)

California

From:	Levinthal, Dave (0)(6)
Sent: To:	Wednesday, November 30, 2016 2:32 PM Contact OGE
Subject:	Question about OGE Twitter feed
Hello —	Question about OGE (witter feed
	ts today about Donald Trump's investments, and I'd like to confirm that the OGE — i.e., your account hasn't been hacked.
Trump transition team regarding	like to know if OGE has either been in contact or plans to be in contact with the ng President-elect Trump's business investments and potential conflicts of nessage to the transition team been?
Thanks very much. Please resp	ond as soon as possible — phone and email both fine.
Best,	
Dave Levinthal	
Senior political reporter	
(b)(6)	



From: Timothy Mallon

Sent: Wednesday, November 30, 2016 2:09 PM

**To:** 'Dreyfuss, Emily'

Cc:Seth Jaffe; Leigh J. FrancisSubject:RE: Quick question from WIRED

Hi Emily – another contact is Leigh Francis (also cc'd). Apparently the Twitter account is not compromised. - Tim

From: Dreyfuss, Emily [mailto(b)(6)

Sent: Wednesday, November 30, 2016 2:06 PM

**To:** Timothy Mallon **Cc:** Seth Jaffe

Subject: Re: Quick question from WIRED

Thank you Tim! Seth, I just left you a voicemail. Please give me a call as soon as you can at (b)(6)

I appreciate it.

**Emily** 

From: Timothy Mallon < tmallon@oge.gov > Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Dreyfuss, Emily **Cc:** Seth Jaffe

Subject: RE: Quick question from WIRED

Hi Emily – please contact Seth Jaffe (cc'd) - Tim

From: Dreyfuss, Emily (6)(6)

Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Timothy Mallon

Subject: Quick question from WIRED

Hi Timothy,

Thanks for taking my call. Any information you can shed on what's going on with the OGE Twitter account
would be greatly appreciated. Again, I want to make sure weand the rest of the pressdon't wrongly report on
official tweets that are not sanctioned by the Office of Government Ethics. If you can point me to the person in
charge of the Twitter account, I would be happy to follow up with them directly.

Thanks,
Emily
Emily Dreyfuss
National Affairs Writer
WIRED

OGE Confidential Notice: This email, including all attachments, may constitute a Federal record or other Government property that is intended only for the use of the individual or entity to which it is addressed. This email also may contain information that is privileged, confidential, or otherwise protected from disclosure under applicable law. If you are not the intended recipient or the employee or agent responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

From: Katie Watson (b)(6)

Sent: Wednesday, November 30, 2016 2:07 PM

To: Contact OGE
Subject: Re: Re OGE tweets

Also, was this one staffer's lone wolf effort or the opinion of the office as a whole? Thanks!

On Wed, Nov 30, 2016 at 1:23 PM, Katie Watson (b)(6).

Wed, Nov 30, 2016 at 1:23 PM, Katie Watson (b)(6).

Wrote:

I just wanted to verify that the recent string of tweets was indeed sent by your office, and also check to see whether Trump has officially communicated with your office that he will be divesting.

#### https://twitter.com/OfficeGovEthics?lang=en

Trying to write this as quickly as possible.

Thank you!

--

Kathryn (Katie) Watson Investigative Reporter Daily Caller News Foundation (b)(6)



From:

**Sent:** Wednesday, November 30, 2016 11:19 PM

To: Contact OGE

**Subject:** Singing Trump's praise tweets

Dear Office of Government Ethics,

From the bottom of my heart I hope your recent tweets in response to Trump's so called plan to fix his conflicts of interests was a series of <u>sarcastic</u> tweets. That is the only way I can read them and still take your organization seriously.

If Trump takes your tweets as sincere praise it will only be because of his immense ego and narcissism.

I hope I am correct in that you were only being sarcastic to make a huge point as Trump has not done one thing yet to "divest" nor do I believe he ever will and, hopefully, you also are preparing for when he will not. I hope you will do your job and be courageous in standing up to his power. We are in new territory here and SOMEBODY needs to stand up to what is about to take place in our dear country.

Sincerely,

From: (b)

Sent: Thursday, December 01, 2016 11:32 PM

To: Contact OGE
Subject: Still waiting to hear

Who is being paid to troll Donald Trump on your Twitter account and further would like to know who authorized said series of treats. Please respond: you clearly have plenty of nonessential time that could be reassigned to answer queries from the citizens who pay your salary.



And I think to myself, "What a wonderful world."

From: (b)

Sent: Thursday, December 01, 2016 1:23 AM

To: Contact OGE Subject: tweets

I can't tell you how embarrassed I am for having a government agency sending out tweet after tweet in such a humiliating manner. What is wrong with your office? Who is working there and approving this nonsense? Trump does not need to get gold stars for his tweets which actually didn't say anything about a divestiture. Are you going to hold his hand the whole time during his presidency? Are you going to give him trophies and participation certificates for doing nothing? Is your office full of millennials who spent their childhoods receiving praise for the smallest of acts? Are you going to reward him if he goes poo poo in the potty?



From: (b)

Sent: Thursday, December 01, 2016 12:13 AM

**To:** Contact OGE

**Subject:** Tweets

How can your office be so effusive in tweets about Donald Trump's tweets without even knowing any details?! This makes me doubt the integrity of the work you do and should be doing to keep conflicts of interest from influencing our executive branch.

Sent from my iPhone

From: Yasmeen Alamiri (b)(6)

**Sent:** Wednesday, November 30, 2016 2:51 PM

To: Contact OGE

**Subject:** Tweets regarding President-elect Trump

Hello,

Your social media accounts show a series of tweets addressing President-elect Donald Trump, concerning his recent divestment from his companies. The tweets seem to address him directly.

Is it normal practice to tweet at an incoming official/PEOTUS? Do you know if he will be totally divested by the time he is sworn into office on January 20, 2017?

Thank you, Yasmeen Alamiri CCTV America

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From:

Sent: Thursday, December 01, 2016 3:06 PM

**To:** Contact OGE

**Subject:** Tweets sent to Trump. 12/01/16

#### To Whom It May Concern,

What are you folks doing tweeting such outrageous tweets to Trump? You are supposed to be a non-partisan faction in our government in this country. Is everybody losing their mind and normalizing Trumpism? You are all stroking his ego! He has turned the picking of his cabinet into reality TV! He feels he is above all when it comes to conflicts of interests! Since when do you communicate such important matters by tweets? Since when do you use language which praises and validates, what exactly? Since when do you call things brilliant? You don't even know what the plan is! This country is losing all sense of what is right, decent and the following of American Values of democracy! When is this going to stop! I am a 65 year old woman who has lived through many elections. I have been in despair since the election of Donald Trump. He is an evil, self-centered man who is totally undermining the values of American Democracy. You are supposed to be the non-partisan ethical faction in our government! Where are the ethical values embedded in what you did? This great country is being devalued by Donald Trump and all those who validate his evil values! We have really hit rock bottom when the supposedly ethical faction in our government tweeted in response to Trump today. You don't even know what his plan is and you are using words like bravo and brilliant! Have you all lost your minds! The day Donald Trump was elected the President of this country will go down as the darkest day in American History! With despair and disgust,

(b)(6)

Sent from my iPad

From:

Sent: Thursday, December 01, 2016 2:41 PM

To: Contact OGE Subject: Tweets

Do you need some Chapstick before you meet with Herr Trump.....sure sounds like it.

Not A Hack: U.S. Office Of Government Ethics Tweets At Trump

## Not A Hack: U.S. Office Of Government Ethics Tweets At

# Trump

In an odd sequence of events, the federal ethics watchdog praised Trump in a series of snarky tweets for alleged...

---- END SIGNATURE ----

Lorenzo Franceschi-Bicchierai (b)(6) From: Wednesday, November 30, 2016 2:35 PM Sent: Contact OGE To: Subject: Twitter account Good afternoon, I noticed that the official Twitter account of the OGE is tweeting at Donald Trump. https://twitter.com/OfficeGovEthics/status/804020924089438208 Are these real tweets? As in, did an authorized OGE employee send them? They seem unusual. Thanks for clarifying, lfb ---- BEGIN SIGNATURE ----LORENZO FRANCESCHI-BICCHIERAI Staff Writer, Motherboard This e-mail transmission may be legally privileged and contains confidential information that is the property of the sender and the organization (VICE MEDIA LLC) for which the sender represents. If you are not the intended recipient and have by accident received this email, please do not retain, disclose, reproduce or distribute the contents of this e-mail transmission, or take any action in relevance thereon or pursuant thereto. Please notify the sender of the error by responding to the email accordingly in a timely and reasonable fashion otherwise failure to do so may cause legal action to be taken. Thank you.

From: (b)

Sent: Thursday, December 01, 2016 1:13 PM

**To:** Contact OGE **Subject:** Twitter activity

I'm deeply disappointed in the Office of Government Ethics department spreading misinformation about president-elect trump's conflicts of interest via your Twitter account. Your role should be representing the public in trying to resolve these issues, not misleading us into believing that the president-elect has taken actions that he has not and likely will not take to resolve them.

This is terrible. I'm contacting my congressman about investigating the Office of Government Ethics.

Please forward this message to Seth Jaffee.

(b)(6)

From: (b)

Sent: Thursday, December 01, 2016 1:25 AM

**To:** Contact OGE **Subject:** Twitter feed

What in the world did this department do today?! Went crazy on Twitter congratulating Trump on planned divestiture that hasn't even happened. This department is supposed to be bipartisan, yet you go on a Twitter storm that feeds into Trumps egotistical behavior. These tweets don't appear to be an ethical way of communicating. Whatever happened to sending a letter after the deed is done?

Sent from my iPad

From: (b)

Sent: Thursday, December 01, 2016 12:35 PM

**To:** Contact OGE **Subject:** Twitter to trump

Since when does the federal government congratulate anyone for not breaking the law? You have embarrassed your office and millions of federal employees including myself. Stop trying to suck up to an ego maniac. Just hold your head up high and uphold policy and law. That's what we do because nobody is above it.

(b)(6)

From:

(b)(6)

Sent:

Thursday, December 01, 2016 6:43 PM

To:

Contact OGE

**Subject:** 

U.S. ethics office tweets sarcasm at Trump on business conflicts

Importance:

High

I hope those tweets were on your own personal time and personal equipment. You work for the Taxpayers not for yourselves.

I guess your branch of office does not know what the definition of ETHICS is .

#### **ETHICS:**

eth·ics



noun

#### 1. 1.

moral principles that govern a person's or group's behavior.

"Judeo-Christian ethics"

moral code, morals, <u>morality</u>, values, rights and wrongs, principles, ideals, standards (of synonyms: behavior), value system, virtues, dictates of conscience

"your so-called newspaper is clearly not burdened by a sense of ethics"

2. 2.

the branch of knowledge that deals with moral principles.

Chance Is My Beloved ..... And I His

From: (b)(6)

Sent: Thursday, December 01, 2016 12:59 PM

**To:** Contact OGE

Subject: UGH

I'm gagging over the tweets your office sent to Trump about his NON-divestiture plans.

Are you stooping to his level now?

You work for the American people; not Trump.

Act like it.

From:

Sent: Wednesday, November 30, 2016 8:30 PM

To: Contact OGE

The mission of the OGE is one of "prevention", according to the website. I am truly baffled by the "Tweets" that OGE posted supposedly commending Donald Trump for announcing that he is doing something about his business conflicts, but that he will make some sort of announcement on December 15 to tell us, or not tell us, what he intends to do.

You are a governmental agency. You represent the people. Highly partisan people, like me, might interpret your tweets as giving cover to Mr. Trump for any kind of movement on the conflict issue, never mind that we don't know anything about what he might be planning.

I understand Mr. Trump has more potential conflicts than any president-elect in history. Do your jobs. Advise Mr. Trump, to the best of your ability how to resolve the obvious conflicts.

Save the Tweets for after work.

Sent from Windows Mail

From:

Sent: Wednesday, November 30, 2016 2:27 PM

To: Contact OGE

**Subject:** Was your Twitter Account hacked?

**From:** Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 5:08 PM

**To:** Diana Veilleux

**Subject:** FW: Statement of the USOGE

From: Seth Jaffe

Sent: Wednesday, November 30, 2016 4:53 PM

To: Shelley K. Finlayson

Subject: Statement of the USOGE

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

The tweets that OGE posted today were responding only to the public statement that the President-elect made on his Twitter feed about his plans regarding conflicts of interest. OGE's tweets were not based on any information about the President-elect's plans beyond what was shared on his Twitter feed. OGE is non-partisan and does not endorse any individual.

https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson



Visit OGE's website: www.oge.gov

**From:** Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 5:26 PM

**To:** 'Boyd, Krista'

**Subject:** FW: Statement of the USOGE

Hi Krista -

Please find the statements below that OGE provided to press inquiries today.

Please let me know if you have any additional questions or we can be of any additional assistance.

Thanks, Shelley

From: Seth Jaffe

Sent: Wednesday, November 30, 2016 4:53 PM

To: Shelley K. Finlayson

Subject: Statement of the USOGE

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 



Visit OGE's website: www.oge.gov

**From:** Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 4:57 PM

To: (b)(6) - Dale Cabaniss email

**Subject:** FW: Statement of the USOGE

#### Hi Dale -

Please find below the statements OGE provided in response to press inquiries today. Please let me know if you have additional questions or we can be of additional assistance.

Thanks, Shelley

From: Seth Jaffe

Sent: Wednesday, November 30, 2016 4:53 PM

To: Shelley K. Finlayson

Subject: Statement of the USOGE

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 



Visit OGE's website: www.oge.gov

From: Davis, Julie (b)(6) >
Sent: Wednesday, November 30, 2016 4:15 PM

To: Seth Jaffe

**Subject:** Fwd: Statement of the USOGE

Backstopping this went to you as well.

Julie Hirschfeld Davis
White House Correspondent
The New York Times
(b)(6)
(D)(b)

----- Forwarded message -----

From: Davis, Julie (b)(6)

Date: Wed, Nov 30, 2016 at 4:14 PM Subject: Re: Statement of the USOGE To: OGE Media <oge media@oge.gov>

Thanks for the statement. I'm still confused, though. A few follow-up questions, or if you can call, we can talk these over:

- --Why were the initial tweets this morning taken down?
- --Who wrote the tweets and has any disciplinary action been taken against that person?
- --Isn't it in violation of your policy to share publicly advice you have given privately to a public official, as the tweets did when they repeatedly referenced advice given to and conversations had with the president-elect's lawver?
- --How did OGE come to the conclusion that what Mr. Trump described in his tweets constituted "divestiture" rather than simply handing over control?
- --Is it an appropriate use of OGE's official Twitter account to effusively praise a public official for taking the agency's private advice, whether or not he or she actually did so? Are your social media policies being reviewed in light of today's events?

We are right on deadline, so would appreciate a quick response if possible.

Many thanks, Julie

Julie Hirschfeld Davis White House Correspondent The New York Times



On Wed, Nov 30, 2016 at 3:57 PM, OGE Media <oge media@oge.gov> wrote:

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

From: Davis, Julie [mailto(b)(6)

Sent: Wednesday, November 30, 2016 3:00 PM

To: Seth Jaffe

Subject: Tweets re: Trump and divestiture

Hi Seth,

You may have heard already from my colleague Michael Shear. Can you help explain what all those tweets were about today on Trump's announcement about eliminating conflicts of interest? Were you the one who posted them? And is it your opinion that the steps he outlined in his tweets today meet the threshold that applies to a president as laid out in the 1983 opinion referenced in the tweet?

If you are able to talk this afternoon, I'd be grateful.

Thanks,

Julie

Julie Hirschfeld Davis

White House Correspondent

#### The New York Times



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From: Seth Jaffe

Sent: Monday, December 05, 2016 12:24 PM

**To:** Diana Veilleux

Subject: RE:

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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https://twitter.com/OfficeGovEthics

Seth Jaffe

OGE Spokesperson

Visit OGE's website: <a href="https://www.oge.gov">www.oge.gov</a>

Follow OGE on Twitter: @OfficeGovEthics

From: Diana Veilleux

Sent: Monday, December 05, 2016 12:04 PM

To: Seth Jaffe Subject:

Hi Seth

Can you send me a copy of the press statement we sent out last week?

Thanks!

Diana J. Veilleux Diana J. Veilleux Chief Legal, External Affairs and Performance Branch Program Counsel Division Office of Government Ethics (202) 482-9203 <u>Diana.veilleux@oge.gov</u>

Visit OGE's website at: <a href="www.oge.gov">www.oge.gov</a>
Follow OGE on Twitter: @OfficeGovEthics

From: OGE Media

Sent: Thursday, December 01, 2016 12:56 PM

**To:** 'Gardella, Rich (NBCUniversal)' **Subject:** RE: 2nd Statement of the USOGE?

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 

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Follow OGE on Twitter: @OfficeGovEthics

From: Gardella, Rich (NBCUniversal) (b)(6)

Sent: Thursday, December 01, 2016 11:16 AM

**To:** OGE Media **Cc:** Leigh J. Francis

Subject: RE: 2nd Statement of the USOGE?

To Whom It May Concern:

Perhaps you would be kind enough to email me the second statement you told me you would send me by email yesterday afternoon but did not, despite my phone calls and emails. I read it elsewhere:

"The tweets that OGE posted today were responding only to the public statement that the President-elect made on his Twitter feed about his plans regarding conflicts of interest. OGE's tweets were not based on any information about the President-elect's plans beyond what was shared on his Twitter feed. OGE is non-partisan and does not endorse any individual."

#### Rich Gardella

**Off-Air Investigative Reporter/Producer** 

**NBC News Investigative Unit** 

**NBC News Washington Bureau** 





From: OGE Media [mailto:oge media@oge.gov] Sent: Wednesday, November 30, 2016 3:04 PM

**To:** Gardella, Rich (NBCUniversal) **Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 

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From: Cabaniss, Dale (Appropriations) (b)(6)

Sent: Wednesday, November 30, 2016 5:07 PM

**To:** Shelley K. Finlayson

**Subject:** RE: Statement of the USOGE

#### Thanks

From: Shelley K. Finlayson [mailto:skfinlay@oge.gov]

Sent: Wednesday, November 30, 2016 4:57 PM

**To:** Cabaniss, Dale (Appropriations) **Subject:** FW: Statement of the USOGE

Hi Dale -

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Thanks, Shelley

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Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson



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From: Cabaniss, Dale (Appropriations) (b)(6)

Sent: Wednesday, November 30, 2016 5:07 PM

**To:** Shelley K. Finlayson

**Subject:** RE: Statement of the USOGE

#### Thanks

From: Shelley K. Finlayson [mailto:skfinlay@oge.gov]

Sent: Wednesday, November 30, 2016 4:57 PM

**To:** Cabaniss, Dale (Appropriations) **Subject:** FW: Statement of the USOGE

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Thanks, Shelley

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Sent: Wednesday, November 30, 2016 4:53 PM

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Seth Jaffe OGE Spokesperson



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From: OGE Media

Sent: Wednesday, November 30, 2016 4:37 PM

**To:** 'Pekary, Ariana (NBCUniversal)' **Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

From: Pekary, Ariana (NBCUniversal) (b)(6)

Sent: Wednesday, November 30, 2016 4:13 PM

To: OGE Media

Subject: Request from The Last Word with Lawrence O'Donnell at MSNBC

Hello:

I'm a producer for Lawrence O'Donnell and we have some questions regarding the tweets from this morning. Is someone available to talk by phone?

Kind regards,
Ariana

Ariana Pekary

"The Last Word with Lawrence O'Donnell"

(b)(6)

From: OGE Media

**Sent:** Wednesday, November 30, 2016 4:14 PM **To:** (b)(6) - Paul Blumenthal's email

**Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:13 PM

To: (b)(6) - Frank Thorp's

Subject: Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:12 PM

To: (b)(6) -Chris Geidner's email

Subject: Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:12 PM

To: (b)(6) -K Collier's

Subject: State ment of the USOGE

Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:11 PM

To: (b)(6) -Kaitlyn Tiffany's email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:09 PM

To: (b)(6) -E Katz's email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 4:06 PM **To:** (b)(6) -R Koronowski's email address

**Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:05 PM

To: (b)(6) -A Smith's email

**Subject:** Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 4:05 PM **To:** (b)(6) -David Shepardson's email address

**Subject:** Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 4:03 PM **To:** (b)(6) -K Feldscher's email address

**Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:02 PM

To: (b)(6) -A Couts' email

Subject: Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:02 PM
To: (b)(6) -Mattathias Schwartz's email

**Subject:** Statement of the USOGE

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Seth Jaffe OGE Spokesperson

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Follow OGE on Twitter: @OfficeGovEthics

Seth H. Jaffe Chief, Ethics Law & Policy Branch U.S. Office of Government Ethics (202) 482-9303

From: OGE Media

Sent: Wednesday, November 30, 2016 4:01 PM

To: (b)(6) -Emily Dreyfuss's

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 4:00 PM

To: (b)(6) -Katie's email address

**Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:58 PM

To: (b)(6) -Josh Voorhees's

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:57 PM

To: 'Davis, Julie'

**Subject:** Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe

**OGE Spokesperson** 

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

From: Davis, Julie (b)(6)

Sent: Wednesday, November 30, 2016 3:00 PM

To: Seth Jaffe

Subject: Tweets re: Trump and divestiture

Hi Seth,

You may have heard already from my colleague Michael Shear. Can you help explain what all those tweets were about today on Trump's announcement about eliminating conflicts of interest? Were you the one who posted them? And is it your opinion that the steps he outlined in his tweets today meet the threshold that applies to a president as laid out in the 1983 opinion referenced in the tweet?

If you are able to talk this afternoon, I'd be grateful.

Thanks, Julie

Julie Hirschfeld Davis White House Correspondent The New York Times

(b)(6)

From: OGE Media

Sent: Wednesday, November 30, 2016 3:56 PM

To: (b)(6) -Yasmeen Alamiri's email

**Subject:** Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:19 PM

To: (b)(6) -M Dore's email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:16 PM

To: (b)(6) -Natalie Andrew's

Subject: State ment of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 3:15 PM

To: (b)(6) ES Collins' email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:14 PM

To: (b)(6) Jill Disis' email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:11 PM

To: (b)(6) Lipton's email

Subject: Statement of the USOGE

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: OGE Media

**Sent:** Wednesday, November 30, 2016 3:08 PM

To: (b)(6) S Braun's

Subject: Statement of the USOGE

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https://twitter.com/OfficeGovEthics

Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

From: Seth Jaffe

Sent: Wednesday, November 30, 2016 4:53 PM

**To:** Shelley K. Finlayson **Subject:** Statement of the USOGE

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Seth Jaffe OGE Spokesperson



Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:59 PM

To: 'Lorenzo Franceschi-Bicchierai'

Subject: Statement of the USOGE

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Seth Jaffe

OGE Spokesperson

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

From: Lorenzo Franceschi-Bicchierai (b)(6) Lorenzo's email address

Sent: Wednesday, November 30, 2016 2:35 PM

To: Contact OGE

Subject: Twitter account

Good afternoon,

I noticed that the official Twitter account of the OGE is tweeting at Donald Trump.

https://twitter.com/OfficeGovEthics/status/804020924089438208

Are these real tweets? As in, did an authorized OGE employee send them? They seem unusual.

Thanks for clarifying,

lfb			
22			
	BEGIN	SIGNATURE	

#### LORENZO FRANCESCHI-BICCHIERAI

Staff Writer, Motherboard



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---- END SIGNATURE ----

From: OGE Media

Sent: Wednesday, November 30, 2016 3:27 PM

To: (b)(6)Tom Hamburger's email (b)(6) Drew Harwell's email

**Subject:** Updated Statement from the USOGEO

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Seth Jaffe OGE Spokesperson

Visit OGE's website: www.oge.gov

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From: OGE Media

Sent: Wednesday, November 30, 2016 1:37 PM

To: (b)(6) B Tenerella's email

Subject: Statement from the USOGE

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Seth Jaffe OGE Spokesperson

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From: OGE Media

Sent:Wednesday, November 30, 2016 3:26 PMTo:(b)(6) A Selyukh's (b)(6) J Zarolli'sSubject:Updated Statement from the USOGE

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To: (b)(6) B Tenerella's email

Subject: Statement from the USOGE

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Seth Jaffe

**OGE Spokesperson** 

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From: OGE Media

Sent: Wednesday, November 30, 2016 3:25 PM

To: (b)(6) B Tenerella's email (b)(6) B Allison's email

Subject: Updated Statement from the USOGE

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Seth Jaffe OGE Spokesperson

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From: OGE Media

Sent: Wednesday, November 30, 2016 1:37 PM

To: (b)(6) B Tenerella's email

Subject: Statement from the USOGE

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Seth Jaffe

**OGE Spokesperson** 

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 3:28 PM

To: (b)(6) L Nelson's email (b)(6) E Geller's email (b)(6) J Gerstein's email

Subject: Utilated Statement from the USOGE

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From: OGE Media

Sent: Wednesday, November 30, 2016 1:37 PM

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Seth Jaffe

**OGE Spokesperson** 

Visit OGE's website: www.oge.gov

From: OGE Media

Sent: Wednesday, November 30, 2016 4:27 PM

To: (b)(6) - D Levinthal's email

Subject: Updated Statement of the USOGE

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From: OGE Media

Sent: Wednesday, November 30, 2016 4:35 PM

**To:** 'Mallin, Alexander W.'

**Subject:** Updated statement of USOGE

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Seth Jaffe

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From: Mallin, Alexander W. (b)(6) -Alexander Mallin's email

Sent: Wednesday, November 30, 2016 4:33 PM

To: Seth Jaffe

Subject: Re: ABC News Inquiry

Hi Seth,

Seeing an updated statement being sent around. Can you please pass it along?

Thanks,

From: Mallin, Alexander W.

Sent: Wednesday, November 30, 2016 2:00:32 PM

To: sjaffe@oge.gov

**Subject:** ABC News Inquiry

Hi there Seth,

Reaching out about your office's Twitter feed and claims that the President-elect is planning to divest his holdings in his company. I see you provided comment on this -- hoping you can send that along. Also, what gives OGE the impression that Mr. Trump is ready to divest himself entirely if he hands off his business to his children as he has previously announced he would do? Would that be a sufficient divestiture?

https://twitter.com/OfficeGovEthics

Thanks,

Alex

-----Alexander Mallin // ABC News Washington // (b)(6)

#### Untitled

I received a call from Steve Braun, Associated Press (b)(6) while I was on an Integrity conference call.

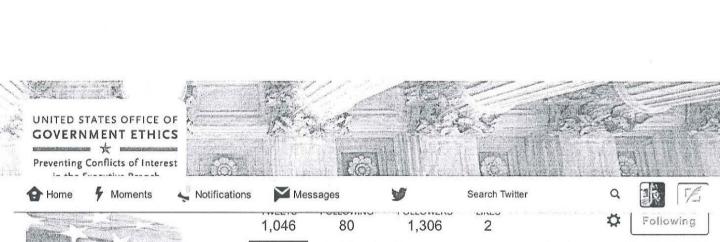
He wanted to know if I was aware of anomalies or irregularities with OGE's twitter account.

He referenced some interesting tweets involving the president-elect were posted, taken down, and reposted.

He wanted to know if the tweets were accurate, legitimate, or if OGE's twitter account had been hacked.

(I wasn't aware, but I told him that I had been on conference calls most of the day and was not involved. I assured him that the matter was being worked by appropriate OGE staff. I offered to take his information and get his inquiry to appropriate OGE staff for an official agency response.

Ty





# U.S. OGE @

@OfficeGovEthics

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Washington, D.C.

& oge.gov

iii Joined April 2013



1 Follower you know



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Tweets & replies Media Tweets

U.S. OGE @OfficeGovEthics · 15m

@realDonaldTrump OGE applauds the "total" divestiture decision. Bravo!

23

U.S. OGE @OfficeGovEthics · 15m

@realDonaldTrump this divestiture does what handing over control could never have done

和

U.S. OGE @OfficeGovEthics · 15m

.@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it

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U.S. OGE @OfficeGovEthics · 16m

@realDonaldTrump We can't repeat enough how good this total divestiture will be

U.S. OGE @OfficeGovEthics · 16m

@realDonaldTrump Brilliant! Divestiture is good for you, very good for America!

27

U.S. OGE @OfficeGovEthics · 16m @realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

U.S. OGE @OfficeGovEthics · 16m

@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies oge.gov/web/oge.nsf/Le...

包 1



U.S. OGE @OfficeGovEthics · 16m

.@realDonalTrump As we discussed with your counsel, divestiture is the way to resolve these conflicts





U.S. OGE @OfficeGovEthics · 17m

.@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!







U.S. OGE @OfficeGovEthics · Nov 28

OGE publishes 2017 ethics dates and deadlines, supporting a strong, uniform executive branch ethics program, oge.gov/web/oge.nsf/Da...











Search Twitter







U.S. OGE @OfficeGovEthics · Nov 25

OGE's updated Gifts rules emphasize #ethical decision-making. Read more here gpo.gov/fdsys/pkg/FR-2...



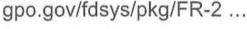






U.S. OGE @OfficeGovEthics · Nov 23

Do you know what rules apply to #feds accepting gifts from private parties? OGE just updated its rule:





U.S. OGE @OfficeGovEthics · Nov 21

七子 4

OGE amends its gift rules to strengthen the #ethics program.

oge.gov/web/oge.nsf/Di ...









U.S. OGE @OfficeGovEthics · Nov 20

New rule on gifts incorporates a valuesbased approach to make the #ethics program stronger.

oge.gov/web/oge.nsf/Di ...





Want to know what rules apply to #FederalEmployees accepting gifts? Read OGE's updated Gifts rule here gpo.gov/fdsys/pkg/FR-2 ...





U.S. OGE @OfficeGovEthics · Nov 18





Donald J. Trump @

@realDonaldTrump

President-elect of the United States

New York, NY

& DonaldJTrump.com

Joined March 2009



🚨 6 Followers you know













1,895 Photos and videos



Tweets & replies Tweets

41

Media



34.1K

Donald J. Trump @realDonaldTrump · 2h

16.4M

Hence, legal documents are being crafted which take me completely out of business operations. The Presidency is a far more important task!

45

♠ 3.5K



Donald J. Trump @realDonaldTrump · 2h do this under the law, I feel it is visually important, as President, to in no way have a conflict of interest with my various businesses..

◆ 1.8K

**₹** 5.2K



Donald J. Trump @realDonaldTrump · 2h great business in total in order to fully focus on running the country in order to MAKE AMERICA GREAT AGAIN! While I am not mandated to

◆ 1.3K

€\$ 5.3K



Donald J. Trump @realDonaldTrump · 3h

I will be holding a major news conference in New York City with my children on December 15 to discuss the fact that I will be leaving my ...

**♦** 1.6K

**₹**₹ 5.6K



Donald J. Trump @realDonaldTrump · 3h

ISIS is taking credit for the terrible stabbing attack at Ohio State University by a Somali refugee who should not have been in our country.

♠ 2.9K

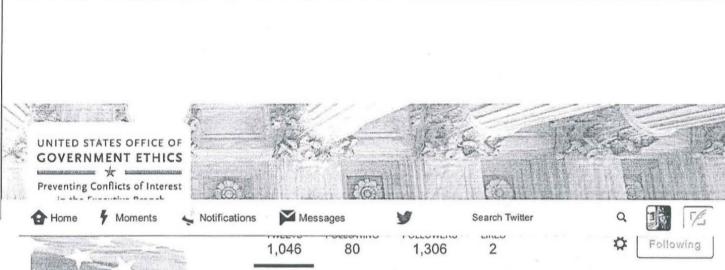
令型 12K



Donald J. Trump @realDonaldTrump · 10h

Big day on Thursday for Indiana and the great workers of that wonderful state. We will keep our companies and jobs in the U.S. Thanks Carrier

+ Follow





# U.S. OGE @

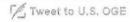
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& oge.gov

Joined April 2013



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Tweets & replies Media **Tweets** 



.@realDonaldTrump OGE applauds the "total" divestiture decision. Bravo!

23

U.S. OGE @OfficeGovEthics · 15m

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@realDonaldTrump this divestiture does what handing over control could never have done

U.S. OGE @OfficeGovEthics · 15m

.@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it

U.S. OGE @OfficeGovEthics · 16m

27

,@realDonaldTrump We can't repeat enough how good this total divestiture will be

23

U.S. OGE @OfficeGovEthics · 16m

.@realDonaldTrump Brilliant! Divestiture is good for you, very good for America!

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U.S. OGE @OfficeGovEthics · 16m

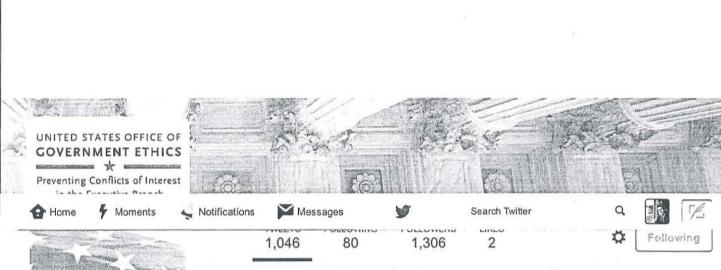
@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

包

U.S. OGE @OfficeGovEthics · 16m

@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies oge.gov/web/oge.nsf/Le...

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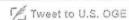




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Tweets & replies Tweets Media

U.S. OGE @OfficeGovEthics · 15m

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U.S. OGE @OfficeGovEthics · 15m

23

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U.S. OGE @OfficeGovEthics · 16m

.@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies oge.gov/web/oge.nsf/Le...

£7 1

From: Brandon A. Steele

Sent:Wednesday, November 30, 2016 3:56 PMTo:Diana Veilleux; Shelley K. Finlayson; Seth JaffeSubject:FW: @OfficeGovEthics Twitter account

FYI on my below response to an inquiry from Twitter on the account activity.

From: Brandon A. Steele

Sent: Wednesday, November 30, 2016 3:55 PM

To: (b)(6)

Subject: Re: @OfficeGovEthics Twitter account

#### Dear Jared Benoff:

Thank you for reaching out to the Office of Government Ethics. I can confirm that the agency's Twitter account was not compromised. We have issued an official statement regarding the activity on the account.

Best regards,

Brandon A. Steele Attorney Advisor U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9209

Ph: 202-482-9209 basteele@oge.gov

Visit OGE's website: <a href="www.oge.gov">www.oge.gov</a>
Follow OGE on Twitter: @OfficeGovEthics



From: Contact OGE

Sent: Wednesday, November 30, 2016 3:38 PM

To: Brandon A. Steele

Subject: FW: @OfficeGovEthics Twitter account

# Brandon L. Bunderson

Desk Officer
Program Counsel Division
U.S. Office of Government Ethics
(202) 482-9307
blbunder@oge.gov

From: Jared Benoff (b)(6)

Sent: Wednesday, November 30, 2016 2:44 PM

To: Contact OGE

Subject: @OfficeGovEthics Twitter account

Hi! I work in Twitter's DC office and I wanted to quickly reach out to confirm the activity from your Twitter account today. Thanks!

\_\_

Jared Benoff

Public Policy | Twitter

Follow me at @jbenoff

From: Contact OGE

**Sent:** Wednesday, November 30, 2016 2:15 PM

**To:** Seth Jaffe

**Subject:** FW: CBS News question

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From: Dore, Maggie(b)(6)

Sent: Wednesday, November 30, 2016 2:12 PM

**To:** Contact OGE

Subject: CBS News question

Hello can you explain the tweets on your account praising President-Elect Donald Trump for divesting his business interests? Was your account hacked?

Thanks,

Maggie Dore

Producer, CBS Evening News

(b)(6)

From: Contact OGE

**Sent:** Wednesday, November 30, 2016 3:32 PM

**To:** Seth Jaffe

**Subject:** FW: Divestiture Tweets

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From:

Sent: Wednesday, November 30, 2016 3:24 PM

To: Contact OGE

Subject: Divestiture Tweets

Please advise if indeed a rep of your office made the statements concerning Trump's intended divestiture on Twitter.

Thank you,

**ଢ**⊚₪

**€**26€@ **≋** 

From: Contact OGE

Sent: Wednesday, November 30, 2016 1:59 PM

**To:** Seth Jaffe

**Subject:** FW: Hi from WSJ - Twitter account

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From: Andrews, Natalie (b)(6)

Sent: Wednesday, November 30, 2016 1:55 PM

To: Contact OGE

Subject: Hi from WSJ - Twitter account

Hi -

I'm emailing in regards to your Twitter account and the tweets sent by Donald Trump. I am inquiring to know more about the ethics referenced - as well as the meeting with counsel you refer to.

My deadline is asap on this.

Thank you!

Natalie

--

Natalie Andrews The Wall Street Journal

(b)(6)

From: Contact OGE

**Sent:** Wednesday, November 30, 2016 1:58 PM

**To:** Seth Jaffe

**Subject:** FW: Media inquiry regarding tweets

**Attachments:** signature.asc

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From: Andrew Couts(b)(6)

Sent: Wednesday, November 30, 2016 1:55 PM

To: Contact OGE

Subject: Media inquiry regarding tweets

To whom it concerns;

I am am editor at the Daily Dot, an online news site. I'm wondering about a series of tweets posted to the @OfficeGovEthics account on Twitter addressed to President-elect Donald Trump regarding his plan to divest from his businesses.

Here is a sampling of those tweets:



.@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it.

◆ 47

**1**→ 60

U.S. OGE @OfficeGovEthics · 43m

₩ 57

...

U.S. OGE @OfficeGovEthics · 43m

.@realDonaldTrump this divestiture does what handing over control could never have done.

4 4

£₹ 25

13

...

U.S. OGE @OfficeGovEthics · 45m

.@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies. bit.ly/2fRplG0

4 1

**1**→ 26

**9** 20

...

Control Control of Con

U.S. OGE @OfficeGovEthics · 45m

.@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

The tweets are also available in archived form here:

https://archive.is/P4xyb

https://archive.is/jeWQE

https://archive.is/1QxKa

https://archive.is/pkFD5

https://archive.is/V4Cot

https://archive.is/TGziJ

https://archive.is/3Oslj

https://archive.is/zHKOP

https://archive.is/G0nTG

I'm just wondering if these tweets are authentic? If not, was the @OfficeGovEthics account compromised in some way? If so, can you please explain the change in tone and phrasing in these tweets compared to other tweets posted to the account?

Thanks so much for your time.

Best regards,

**Andrew Couts** 



From: Contact OGE

Sent: Wednesday, November 30, 2016 9:59 AM

To: Leigh J. Francis
Cc: Vincent Salamone

**Subject:** FW: NPR interview request

FYI

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Ph: 202-482-9279 kehli.cage@oge.gov

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From: Jim Zarroli (b)(6)

Sent: Wednesday, November 30, 2016 9:21 AM

To: Contact OGE

Subject: NPR interview request

Hi—we'd like to talk to someone there about the tweets you just sent out about Trump divesting his holdings. I am at (b)(6) or this email address.

From: Contact OGE

Sent: Wednesday, November 30, 2016 3:31 PM

To: Seth Jaffe

**Subject:** FW: OGE tweets re: Trump?

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From: Peter Schroeder (b)(6)

Sent: Wednesday, November 30, 2016 3:29 PM

To: Contact OGE

Subject: OGE tweets re: Trump?

Hi there,

Could I get a confirmation on whether the tweets sent out today regarding Donald Trump's business and potential divestment were sent by OGE, and any statement you might have on the matter?

Thanks, Peter

Peter Schroeder

The Hill (b)(6) Visit *The Hill's* Finance page at: <a href="http://thehill.com/policy/finance">http://thehill.com/policy/finance</a>

From: Contact OGE

**Sent:** Wednesday, November 30, 2016 1:56 PM

**To:** Seth Jaffe

**Subject:** FW: Press question from Vocativ

FYI

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From: Collier, Kevin(b)(6)

Sent: Wednesday, November 30, 2016 1:35 PM

**To:** Contact OGE; <a href="mailto:press@oge.gov">press@oge.gov</a> **Subject:** Press question from Vocativ

Hi. My name's Kevin Collier; I'm a cybersecurity reporter at Vocativ. Have you noticed someone's taken over the @OfficeGovEthics Twitter account? Was it hacked? Can you tell me if the tweets' views about Mr. Trump reflect those of the Office of Government Ethics?

Thanks

Kevin

(b)(6)

From: Contact OGE

**Sent:** Wednesday, November 30, 2016 2:15 PM

**To:** Seth Jaffe

**Subject:** FW: Re OGE tweets

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From: Katie Watson(b)(6)

Sent: Wednesday, November 30, 2016 2:07 PM

To: Contact OGE

Subject: Re: Re OGE tweets

Also, was this one staffer's lone wolf effort or the opinion of the office as a whole? Thanks!

On Wed, Nov 30, 2016 at 1:23 PM, Katie Watson (b)(6) wrote: Hi Vincent or whoever gets this,

I just wanted to verify that the recent string of tweets was indeed sent by your office, and also check to see whether Trump has officially communicated with your office that he will be divesting.

## https://twitter.com/OfficeGovEthics?lang=en

Trying to write this as quickly as possible.

Thank you!

Kathryn (Katie) Watson

Investigative Reporter
Daily Caller News Foundation
(b)(6)

Kathryn (Katie) Watson
Investigative Reporter
Daily Caller News Foundation
(b)(6)

From: Contact OGE

Sent: Wednesday, November 30, 2016 1:56 PM

**To:** Seth Jaffe

**Subject:** FW: The Verge - request for comment

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From: Kaitlyn Tiffany(b)(6)

Sent: Wednesday, November 30, 2016 1:39 PM

To: Contact OGE

Subject: The Verge - request for comment

Good afternoon,

I'm a reporter for The Verge and I was hoping someone would be able to put me in contact with the person or persons who run the Twitter account for the Office of Government Ethics. We're curious about the recent string of tweets directed at Donald Trump and would love to talk about this strategy of calling him out via the platform he seems to care about the most — it's very compelling.

If anyone is available to comment via email that would be great and I'm also available on the phone at (b)(6)

Best

Kaitlyn

From: Contact OGE

Sent: Wednesday, November 30, 2016 1:58 PM

**To:** Seth Jaffe

**Subject:** FW: Tweets on PEOTUS for Washington Examiner

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From: Kyle Feldscher (b)(6)

Sent: Wednesday, November 30, 2016 1:55 PM

To: Contact OGE

**Subject:** Tweets on PEOTUS for Washington Examiner

Hi, Kyle Feldscher with the Washington Examiner here.

I wanted to see if I could get answers to these questions:

- -Why did the OGE tweeted multiple times at President-elect Trump today about his announcement this morning?
- -Usually the advice OGE gives to presidents is kept confidential, why go public with these?
- -Why did OGE praise his decision to divest when his plan has not been released at this point?
- -How many times has OGE met with President-elect Trump?

Thanks, Kyle

\_\_

Kyle Feldscher

Reporter
Washington Examiner
(b)(6)

From: Contact OGE

Sent: Wednesday, November 30, 2016 2:52 PM

**To:** Seth Jaffe

**Subject:** FW: Tweets regarding President-elect Trump

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From: Yasmeen Alamiri (b)(6)

Sent: Wednesday, November 30, 2016 2:51 PM

To: Contact OGE

Subject: Tweets regarding President-elect Trump

Hello,

Your social media accounts show a series of tweets addressing President-elect Donald Trump, concerning his recent divestment from his companies. The tweets seem to address him directly.

Is it normal practice to tweet at an incoming official/PEOTUS? Do you know if he will be totally divested by the time he is sworn into office on January 20, 2017?

Thank you, Yasmeen Alamiri CCTV America

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taken in reliance on it, is prohibited and may be unlawful. It must not be disclosed to any person without authorization.

From: Contact OGE

Sent: Wednesday, November 30, 2016 1:59 PM

**To:** Seth Jaffe

**Subject:** FW: URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

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From: Gardella, Rich (NBCUniversal) (b)(6)

Sent: Wednesday, November 30, 2016 1:56 PM

To: Contact OGE; ljfrancis@oge.gov; vjsalamone@oge.gov

Cc: Reynolds, Talesha (NBCUniversal)

Subject: URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

Leigh,

I called Vincent Salamone's direct number but his outgoing message says he is out-of-the-office today and directs all callers to contact you.

I have left you a voicemail message and am following up with this email.

I am contacting you regarding the Office of Government Ethics' Twitter account at <a href="https://twitter.com/OfficeGovEthics">https://twitter.com/OfficeGovEthics</a>.

The Twitter feed/page now includes multiple Tweets during the last hour directly and enthusiastically praising Trump's divestiture decision.
Sample:
U.S. OGE @OfficeGovEthics 50m50 minutes ago
.@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!
Are these authentic and authorized tweets? Or authentic and unauthorized tweets? Or inauthentic tweets? Has the account been hacked?
Thank you for your quick response. Please reply to all.
Rich Gardella
Off-Air Investigative Reporter/Producer
NBC News Investigative Unit
NBC News Washington Bureau
(b)(6)
<b>S</b> NBC NEWS
Begin forwarded message:

From: Dataminr Momentum < Date: November 30, 2016 at 1:15:42 PM EST  To: Subject: @OfficeGovEthics: _@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!  Reply-To: <	
District of Columbia, United States   U.S. OGE (@OfficeGovEthics)   U.S. Office of Government Ethics Providing leadership in the executive branch to prevent conflicts of interest. Privacy: <a href="http://l.usa.gov/1731Cf1">http://l.usa.gov/1731Cf1</a>   Account Created: 04.16.2013   Tweets: 1,046   Followers: 1,458	
<b>▼</b> Momentum	
District of Columbia, United States 11.30.2016 at 12:55 PM EST GO	V

<u>.@realDonaldTrump</u> OGE is delighted that you've decided to divest your businesses. Right decision!



## **EVENT AREA:**

**District of Columbia, United States** 



## SOURCE VERIFICATION FOR @OFFICEGOVETHICS:

Account Created: **04.16.2013**Tweets **1,046** | Followers **1,458** 

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From: Contact OGE

Sent: Wednesday, November 30, 2016 1:56 PM

**To:** Seth Jaffe

**Subject:** FW: Urgent press inquiry

FYi

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Follow OGE on Twitter: @OfficeGovEthics



From: Ruth Sherlock(b)(6)

Sent: Wednesday, November 30, 2016 1:38 PM

To: Contact OGE

Subject: Urgent press inquiry

Hi,

I am writing a story on Donald Trump's tweets about removing himself from his business empire and the response by the OGE on Twitter.

I would be very grateful if someone could give me a call?

Unfortunately, working for a British newspaper, I am on a very tight deadline - our first edition goes in about an hour.

My cell is (b)(6)

Many thanks! Best wishes, Ruth



\*The Telegraph is the UK's best selling quality broadsheet. Our website sees as many as 25 million unique users from the United States every month. We have approximately 90 million globally.



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 From:
 Michelle M. Walker

 To:
 Kelsey D. Phipps

 Subject:
 FW: 2017

**Date:** Tuesday, December 06, 2016 1:30:22 PM

#### Hello Kelsey

Here is the email I have that contains the word twitter in it.

From: Magee, Michelle [mailto:(b)(6)

Sent: Wednesday, November 30, 2016 10:26 AM

**To:** Michelle M. Walker **Subject:** RE: 2017

(b)(5)

From: Michelle M. Walker [mailto:mmwalker@oge.gov]

Sent: Wednesday, November 30, 2016 9:22 AM

To: Magee, Michelle (b)(6)

Subject: RE: 2017

Read this in Wash Post right now....

Trump spokespeople did not immediately return requests for more details on the move. But Richard Painter, chief White House ethics lawyer under President George W. Bush, said the move did not appear to offer enough of a division to keep entanglement worries at bay.

"That's business operations, not ownership. The problem is, we need to resolve the conflicts of interest that arise from his ownership. And we're hearing nothing about how that's getting resolved," Painter said.

"Even if he does not operate the businesses, you're going to have lots of people working for the business running around the world trying to cut deals," Painter added. "And it's critical that none of those people discuss U.S. business in a way that could be interpreted, or misinterpreted, of offering quid pro quo ... or soliciting a bribe on the part of the president."

[Trump's presidency, overseas business deals and relations with foreign governments could all become intertwined]

If Trump's family does take over management of the business, Norman Eisen, the chief White House ethics lawyer for President Obama from 2009 to 2011, said an "ethics firewall" would need to be put in place to combat the "risk of improper preferential relationships and treatment for the Trump Organization with the United States government and foreign ones."

Republican National Committee Chairman Reince Priebus said Wednesday on MSNBC's "Morning Joe" that he was not "ready to reveal" whether the move would include Trump truly severing ties to his business or whether he would simply leave the day-to-day operations to his kids.

"It's not the easiest thing to work out," Priebus said. "What you see in those tweets is the person at the top that understands and is willing and showing the American people that he's working hard on it and he's taking it seriously."

In one confusing move, the official Twitter account of the Office of Government Ethics, which traditionally works closely with presidential transition teams, celebrated Wednesday morning that Trump had committed to fully divesting his company stake, though Trump has publicly said no such thing.

The tweets also said that OGE lawyers had told Trump the only way to fully guard against conflicts would be fully divesting his assets. OGE officials did not immediately respond to request for explanation. The tweets were deleted within an hour of their first posting.

The weeks since Trump's electoral victory have been marked by a series of entanglements between his private ventures and public ambitions.

From: Magee, Michelle (b)(6)

Sent: Wednesday, November 30, 2016 10:14 AM

To: Michelle M. Walker Subject: RE: 2017

And please you did....

J

From: Michelle M. Walker [mailto:mmwalker@oge.gov]

Sent: Wednesday, November 30, 2016 9:02 AM

To: Magee, Michelle < (b)(6)

Subject: RE: 2017

I aim to please J

From: Magee, Michelle (b)(6)

Sent: Wednesday, November 30, 2016 9:40 AM

To: Michelle M. Walker; 'Rigby, Karen'

Subject: RE: 2017

Thanks, and it already has my name on it. J

From: Michelle M. Walker [mailto:mmwalker@oge.gov]

Sent: Wednesday, November 30, 2016 8:32 AM

To: 'Rigby, Karen' (b)(6); Magee, Michelle

(b)(6)

Subject: 2017

Just fill it in J

Michelle Walker
Management Analyst
Compliance Division
United States Office of Government Ethics
1201 New York Avenue NW
Suite 500
Washington, DC 20005

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

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of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

Kaneisha T, Cunningham Kelsey D Phipps FW: link From:

Subject: Date: Tuesday, December 06, 2016 4:27:12 PM

In response to your FOIA request.

From: Douglas L. Chapman Sent: Wednesday, November 30, 2016 8:22 AM To: Kaneisha T. Cunningham

Subject: FW: link

From: Shelley K. Finlayson Sent: Wednesday, November 30, 2016 8:19 AM To: Douglas L. Chapman Subject: Fw: link

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Walter M. Shaub < wmshaub@oge.gov > Sent: Wednesday, November 30, 2016 8:07 AM To: Shelley K. Finlayson Subject: Fw: link

Here's the link to the opinion. Get all of these tweets posted as soon as humanly possible.

 $\underline{https://www.oge.gov/web/oge.nsf/Legal\%20Advisories/01F8E09232041FD185257E96005FBBE8/\$FILE/64ed9ad9bd294b45a88ac8729a97968a3.pdf?}$ <u>open</u>

From: Contact OGE
To: Leigh J. Francis

Subject: FW: OGE statement today

Date: Wednesday, November 30, 2016 4:32:41 PM

From: Nutter, Julia (NBCUniversal) (6)(6)

Sent: Wednesday, November 30, 2016 4:25 PM

To: Contact OGE <contactoge@oge.gov>

Subject: OGE statement today

### Hi there,

I'm looking for a full version of OGE's statement today regarding the tweets sent this morning to President-elect Donald Trump about his business dealings. Could someone please send my way?

Best,

julia nutter segment producer msnbc – "the rachel maddow show" (b)(6) From: Kaneisha T. Cunningham
To: Kelsey D. Phipps
Subject: FW: Tweets ASAP

Date: Tuesday, December 06, 2016 4:26:45 PM

In response to your FOIA request.

From: Douglas L. Chapman

Sent: Wednesday, November 30, 2016 8:21 AM

**To:** Kaneisha T. Cunningham **Subject:** FW: Tweets ASAP

From: Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 8:19 AM

**To:** Douglas L. Chapman **Subject:** Fw: Tweets ASAP

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Walter M. Shaub < wmshaub@oge.gov > Sent: Wednesday, November 30, 2016 8:04 AM

**To:** Shelley K. Finlayson **Subject:** Tweets ASAP

Post the following tweets. I would like them posted first thing --8:30 if possible or as soon as possible thereafter . Post them all at once.

@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!

@realDonalTrump As we discussed with your counsel, divestiture is the way to resolve these conflicts

@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies

(put link to 1983 opinion after this one)

@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

@realDonaldTrump Brilliant! Divestiture is good for you, very good for America!

@realDonaldTrump We can't repeat enough how good this total divestiture will be

@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it
@realDonaldTrump this divestiture does what handing over control could never have done
@realDonaldTrump OGE applauds the "total" divestiture decision. Bravo!

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Contact OGE
To: Leigh J. Francis

Subject: FW: we"ve been calling ... no reply ...

Date: Wednesday, November 30, 2016 4:31:48 PM

From: Gordon, Greg (b)(6)

Sent: Wednesday, November 30, 2016 3:52 PM

**To:** Contact OGE <contactoge@oge.gov> **Subject:** we've been calling ... no reply ...

Could you PLEASE confirm or deny the veracity or legitimacy of the flurry of extraordinary emails that were sent out today about president-elect Trump's supposed total "divestiture?"

We've left multiple phone messages and have received no reply. This affects a story we're writing on deadline.

Greg

Greg Gordon

National Correspondent

McClatchy Newspapers Washington Bureau



See McClatchy news at <a href="http://www.mcclatchydc.com">http://www.mcclatchydc.com</a>. Our 29 daily newspapers include the Miami Herald, Sacramento Bee, Ft. Worth Star-Telegram, Kansas City Star, Charlotte Observer, Raleigh News & Observer and others.

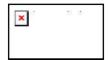
Eric Katz (b)(6) From: Sent: Wednesday, November 30, 2016 2:25 PM Leigh J. Francis To: Fwd: Tweets Subject: Hi Leigh- can you please give me a call? (b)(6) . Thanks. ----- Forwarded message -----From: Eric Katz (6)(6) Date: Wed, Nov 30, 2016 at 1:40 PM Subject: Tweets To: ContactOGE@oge.gov Hello, This is Eric Katz with GovExec. I just left a voicemail for Vince and Leigh...I wanted to ask you about the series of tweets OGE sent out about Trump and his business. If someone could give me a call at (1)(6) at your earliest possible convenience. Thanks, Eric Eric Katz Senior Correspondent Government Executive Media Group govexec | nextgov | DefenseOne | routefifty ×

Eric Katz

Senior Correspondent

# Government Executive Media Group

govexec | nextgov | DefenseOne | routefifty



From: Michael Hanson

**Sent:** Wednesday, November 30, 2016 2:05 PM

**To:** Seth Jaffe; Leigh J. Francis

**Cc:** Vincent Salamone

**Subject:** Getting calls on our Twitter account

Hello Leigh & Seth,

I just received a call from Eric Geller at Politico(b)(6) about our <u>Twitter Feed.</u>

He is asking about the 9-tweets to @realDonaldTrump that went up, came down, and went back up.

Told him "the appropriate person" would get back to him.

Michael Hanson (202) 482-9221 Office of Government Ethics

Visit us at www.oge.gov

From: Diana Veilleux

Sent: Thursday, December 08, 2016 11:16 PM

**To:** Kelsey D. Phipps

**Subject:** Fw: @OfficeGovEthics Twitter account

#### FOR FOIA response.

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Brandon A. Steele < basteele@oge.gov > Sent: Wednesday, November 30, 2016 3:56 PM To: Diana Veilleux; Shelley K. Finlayson; Seth Jaffe Subject: FW: @OfficeGovEthics Twitter account

FYI on my below response to an inquiry from Twitter on the account activity.

From: Brandon A. Steele

Sent: Wednesday, November 30, 2016 3:55 PM

lo:

Subject: Re: @OfficeGovEthics Twitter account

#### Dear Jared Benoff:

Thank you for reaching out to the Office of Government Ethics. I can confirm that the agency's Twitter account was not compromised. We have issued an official statement regarding the activity on the account.

Best regards,

Brandon A. Steele Attorney Advisor U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9209

basteele@oge.gov

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics



From: Contact OGE

Sent: Wednesday, November 30, 2016 3:38 PM

To: Brandon A. Steele

Subject: FW: @OfficeGovEthics Twitter account

## Brandon L. Bunderson

Desk Officer
Program Counsel Division
U.S. Office of Government Ethics
(202) 482-9307
blbunder@oge.gov

From: Jared Benoff(b)(6)

Sent: Wednesday, November 30, 2016 2:44 PM

To: Contact OGE

Subject: @OfficeGovEthics Twitter account

Hi! I work in Twitter's DC office and I wanted to quickly reach out to confirm the activity from your Twitter account today. Thanks!

Jared Benoff

Public Policy | Twitter

(b)(6)

From: Walter M. Shaub (b)(6) - D. McGahn email To: Subject: press inquiries

Date: Wednesday, November 30, 2016 1:13:47 PM

We started receiving dozens of press calls as soon as the President-elect announced his plan to divest his assets. Here's the response our spokesperson is sending out to them:

> Like everyone else, we were excited this morning to read the President-elect's twitter feed indicating that he wants to be free of conflicts of interest. OGE applauds that goal, which is consistent with an opinion OGE issued in 1983. Divestiture resolves conflicts of interest in a way that transferring control does not. We don't know the details of their plan, but we are willing and eager to help them with it.

Walt

Walter M. Shaub, Jr. Director U.S. Office of Government Ethics 1201 New York Avenue, NW, Suite 500 Washington, DC 20005-3917

Telephone: 202.482.9292 Email: walter.shaub@oge.gov

From: Walter M. Shaub

Sent: Wednesday, November 30, 2016 10:14 AM

Subject: Can we talk today?

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Timothy Mallon

Sent: Wednesday, November 30, 2016 2:09 PM

**To:** 'Dreyfuss, Emily'

Cc:Seth Jaffe; Leigh J. FrancisSubject:RE: Quick question from WIRED

Hi Emily – another contact is Leigh Francis (also cc'd). Apparently the Twitter account is not compromised. - Tim

From: Dreyfuss, Emily (b)(6)

Sent: Wednesday, November 30, 2016 2:06 PM

**To:** Timothy Mallon **Cc:** Seth Jaffe

Subject: Re: Quick question from WIRED

Thank you Tim! Seth, I just left you a voicemail. Please give me a call as soon as you can at (b)(6)

I appreciate it.

Emily

From: Timothy Mallon < tmallon@oge.gov > Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Dreyfuss, Emily **Cc:** Seth Jaffe

Subject: RE: Quick question from WIRED

Hi Emily – please contact Seth Jaffe (cc'd) - Tim

From: Dreyfuss, Emily (b)(6)

Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Timothy Mallon

Subject: Quick question from WIRED

Hi Timothy,

Thanks for taking my call. Any information you can shed on what's going on with the OGE Twitter account
would be greatly appreciated. Again, I want to make sure weand the rest of the pressdon't wrongly report on
official tweets that are not sanctioned by the Office of Government Ethics. If you can point me to the person in
charge of the Twitter account, I would be happy to follow up with them directly.

Thanks,
Emily
Emily Dreyfuss
National Affairs Writer
WIRED

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National Affairs Writer

**WIRED** 

Dreyfuss, Emily(b)(6) From: Wednesday, November 30, 2016 2:06 PM Sent: Timothy Mallon To: Seth Jaffe Cc: Re: Quick question from WIRED Subject: Thank you Tim! Seth, I just left you a voicemail. Please give me a call as soon as you can at (b)(6) I appreciate it. **Emily** From: Timothy Mallon Sent: Wednesday, November 30, 2016 1:57 PM To: Drevfuss, Emily Cc: Seth Jaffe Subject: RE: Quick question from WIRED Hi Emily – please contact Seth Jaffe (cc'd) - Tim From: Dreyfuss, Emily (b)(6) Sent: Wednesday, November 30, 2016 1:57 PM **To:** Timothy Mallon Subject: Quick question from WIRED Hi Timothy, Thanks for taking my call. Any information you can shed on what's going on with the OGE Twitter account would be greatly appreciated. Again, I want to make sure we--and the rest of the press--don't wrongly report on official tweets that are not sanctioned by the Office of Government Ethics. If you can point me to the person in charge of the Twitter account, I would be happy to follow up with them directly. Thanks, **Emily Emily Dreyfuss** 



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From: Sent: To: Cc: Subject:	Dreyfuss, Emily (b)(6) Wednesday, November 30, 2016 2:17 PM Timothy Mallon Seth Jaffe; Leigh J. Francis Re: Quick question from WIRED
Hi Tim, Seth, and Leigh,	
Can one of you please give me	a call to clarify what, exactly, is going on with the OGE Twitter account?
Thank you,	
Emily	
Cell:(b)(6)	
From: Timothy Mallon Sent: Wednesday, November 3 To: Dreyfuss, Emily Cc: Seth Jaffe; Leigh J. Francis Subject: RE: Quick question fro	
Hi Emily – another contact is L Tim	eigh Francis (also cc'd). Apparently the Twitter account is not compromised
From: Dreyfuss, Emily (b)(6) Sent: Wednesday, November 3 To: Timothy Mallon Cc: Seth Jaffe Subject: Re: Quick question from	
Thank you Tim! Seth, I just left you a voicemail. Please give me a call as soon as you can at (b)(6)	
I appreciate it.	
Emily	

From: Timothy Mallon < tmallon@oge.gov > Sent: Wednesday, November 30, 2016 1:57 PM

To: Dreyfuss, Emily

Cc: Seth Jaffe

Subject: RE: Quick question from WIRED

Hi Emily – please contact Seth Jaffe (cc'd) - Tim

From: Dreyfuss, Emily (b)(6)

Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Timothy Mallon

Subject: Quick question from WIRED

Hi Timothy,

Thanks for taking my call. Any information you can shed on what's going on with the OGE Twitter account would be greatly appreciated. Again, I want to make sure we--and the rest of the press--don't wrongly report on official tweets that are not sanctioned by the Office of Government Ethics. If you can point me to the person in charge of the Twitter account, I would be happy to follow up with them directly.

Thanks,

**Emily** 

**Emily Dreyfuss** 

National Affairs Writer

**WIRED** 

(b)(6)

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From: Timothy Mallon

Sent: Wednesday, November 30, 2016 2:09 PM

**To:** 'Dreyfuss, Emily'

Cc:Seth Jaffe; Leigh J. FrancisSubject:RE: Quick question from WIRED

Hi Emily – another contact is Leigh Francis (also cc'd). Apparently the Twitter account is not compromised. - Tim

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Sent: Wednesday, November 30, 2016 2:06 PM

**To:** Timothy Mallon **Cc:** Seth Jaffe

Subject: Re: Quick question from WIRED

Thank you Tim! Seth, I just left you a voicemail. Please give me a call as soon as you can at (b)(6)

I appreciate it.

Emily

From: Timothy Mallon < tmallon@oge.gov > Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Dreyfuss, Emily **Cc:** Seth Jaffe

Subject: RE: Quick question from WIRED

Hi Emily – please contact Seth Jaffe (cc'd) - Tim

From: Dreyfuss, Emily (b)(6)

Sent: Wednesday, November 30, 2016 1:57 PM

**To:** Timothy Mallon

Subject: Quick question from WIRED

Hi Timothy,

Thanks for taking my call. Any information you can shed on what's going on with the OGE Twitter account
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official tweets that are not sanctioned by the Office of Government Ethics. If you can point me to the person in
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Thanks,
Emily
Emily Dreyfuss
National Affairs Writer
WIRED

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From: Sent:	Timothy Mallon Wednesday, November 30, 2016 1:58 PM
To:	'Dreyfuss, Emily'
Cc:	Seth Jaffe
Subject:	RE: Quick question from WIRED
Hi Emily – please contact Seth Jan	îfe (cc'd) - Tim
From: Dreyfuss, Emily(b)(6) Sent: Wednesday, November 30 To: Timothy Mallon Subject: Quick question from W	
Hi Timothy,	
would be greatly appreciated. A official tweets that are not sand	y information you can shed on what's going on with the OGE Twitter account Again, I want to make sure weand the rest of the pressdon't wrongly report on ctioned by the Office of Government Ethics. If you can point me to the person in I would be happy to follow up with them directly.
Thanks,	
Emily	
Emily Dreyfuss	
National Affairs Writer	
WIRED	
(b)(6)	

From: Gardella, Rich (NBCUniversal) < (b)(6)

**Sent:** Wednesday, November 30, 2016 2:14 PM

**To:** Contact OGE; Leigh J. Francis; Vincent Salamone; Seth Jaffe

**Cc:** Reynolds, Talesha (NBCUniversal)

**Subject:** RESENDING: URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

Resending and adding Leigh and Seth...

Please see below for more.

#### Rich Gardella

Off-Air Investigative Reporter/Producer

NBC News Investigative Unit

NBC News Washington Bureau





From: Gardella, Rich (NBCUniversal)

Sent: Wednesday, November 30, 2016 1:56 PM

To: ContactOGE@oge.gov

Cc: Reynolds, Talesha (NBCUniversal)

**Subject:** URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

Leigh,

I called Vincent Salamone's direct number but his outgoing message says he is out-of-the-office today and directs all callers to contact you.

I have left you a voicemail message and am following up with this email.

I am contacting you regarding the Office of Government Ethics' Twitter account at <a href="https://twitter.com/OfficeGovEthics">https://twitter.com/OfficeGovEthics</a> .
The Twitter feed/page now includes multiple Tweets during the last hour directly and enthusiastically praising Trump's divestiture decision.
Sample:
U.S. OGE @OfficeGovEthics 50m50 minutes ago
.@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!
Are these authentic and authorized tweets? Or authentic and unauthorized tweets? Or inauthentic tweets? Has the account been hacked?
Thank you for your quick response. Please reply to all.
Rich Gardella
Off-Air Investigative Reporter/Producer
NBC News Investigative Unit
NBC News Washington Bureau
(b)(6)
<b>औ</b> ≜ NBC NEWS

#### Begin forwarded message:

From: Dataminr Momentum (b)(6) **Date:** November 30, 2016 at 1:15:42 PM EST To: Subject: @OfficeGovEthics: .@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision! **Reply-To:** < (b)(6) District of Columbia, United States | U.S. OGE (@OfficeGovEthics) | U.S. Office of Government Ethics -- Providing leadership in the executive branch to prevent conflicts of interest. Privacy: <a href="http://l.usa.gov/1731Cf1">http://l.usa.gov/1731Cf1</a> | Account Created: 04.16.2013 | Tweets: 1,046 | Followers: 1,458 | × **Momentum** 

District of Columbia, United States 11.30.2016 at 12:55 PM EST GOV

businesses. Right decision!
U.S. OGE @OfficeGovEthics
EVENT AREA:  District of Columbia, United States
×

<u>.@realDonaldTrump</u> OGE is delighted that you've decided to divest your

Account Created: **04.16.2013**Tweets **1,046** | Followers **1,458** 

U.S. Office of Government Ethics Providing leadership in the executive branch to prevent conflicts of interest. Privacy: <a href="http://l.usa.gov/1731Cfl">http://l.usa.gov/1731Cfl</a>
View Alert View Tweet Track Story
<u>View Alert</u> <u>View Tweet</u> <u>Track Story</u>
Topics: Politics, Social Issues, Business
Adjust topic importance by opening settings

**From:** Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 12:31 PM

**To:** Brandon A. Steele

**Subject:** Fw: link

#### Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Walter M. Shaub

Sent: Wednesday, November 30, 2016 8:07 AM

**To:** Shelley K. Finlayson **Subject:** Fw: link

Here's the link to the opinion. Get all of these tweets posted as soon as humanly possible.

https://www.oge.gov/web/oge.nsf/Legal%20Advisories/01F8E09232041FD185257E96005FBBE8/\$FILE/64ed 9ad9bd294b45a88ac8729a97968a3.pdf?open

From: Eric Geller (b) (6)

Sent: Wednesday, November 30, 2016 1:58 PM

To: Seth Jaffe

**Subject:** Statement on OGE Twitter activity

Hi Seth,

I saw that you issued a statement about your agency's recent tweets. Could you send me that please?

Eric Geller Cybersecurity Reporter POLITICOPro

**From:** Shelley K. Finlayson

Sent: Wednesday, November 30, 2016 12:29 PM

**To:** Brandon A. Steele **Subject:** Fw: Tweets ASAP

#### Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Walter M. Shaub

Sent: Wednesday, November 30, 2016 8:04 AM

**To:** Shelley K. Finlayson **Subject:** Tweets ASAP

Post the following tweets. I would like them posted first thing --8:30 if possible or as soon as possible thereafter . Post them all at once.

@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!

@realDonalTrump As we discussed with your counsel, divestiture is the way to resolve these conflicts

@realDonaldTrump this aligns with OGE opinion that POTUS should act as if 18 USC 208 applies (put link to 1983 opinion after this one)

@realDonaldTrump Bravo! Only way to resolve these conflicts of interest is to divest . Good call!

@realDonaldTrump Brilliant! Divestiture is good for you, very good for America!

@realDonaldTrump We can't repeat enough how good this total divestiture will be

@realDonaldTrump - we told your counsel we'd sing your praises if you divested, we meant it

@realDonaldTrump this divestiture does what handing over control could never have done

@realDonaldTrump OGE applauds the "total" divestiture decision. Bravo!

Sent from my BlackBerry 10 smartphone on the Verizon Wireless 4G LTE network.

From: Davis, Julie (b)(6) >
Sent: Wednesday, November 30, 2016 3:00 PM

To: Seth Jaffe

**Subject:** Tweets re: Trump and divestiture

Hi Seth,

You may have heard already from my colleague Michael Shear. Can you help explain what all those tweets were about today on Trump's announcement about eliminating conflicts of interest? Were you the one who posted them? And is it your opinion that the steps he outlined in his tweets today meet the threshold that applies to a president as laid out in the 1983 opinion referenced in the tweet?

If you are able to talk this afternoon, I'd be grateful.

Thanks, Julie

Julie Hirschfeld Davis White House Correspondent The New York Times (b)(6)

Media Group

Vincent Salamone From: Monday, December 12, 2016 9:36 AM Sent: Kelsey D. Phipps To: Subject: FW: Tweets From: Eric Katz (b)(6) Sent: Wednesday, November 30, 2016 2:33 PM To: Vincent Salamone Subject: Fwd: Tweets Hey Vince - I know your voicemail said you were out of the office today, but if you could give me a call, or get in touch with someone else to have them do so, I'd appreciate it. Thanks. ----- Forwarded message -----From: Eric Katz (b)(6) Date: Wed, Nov 30, 2016 at 1:40 PM Subject: Tweets To: ContactOGE@oge.gov Hello, This is Eric Katz with GovExec. I just left a voicemail for Vince and Lee...I wanted to ask you about the series of tweets OGE sent out about Trump and his business. If someone could give me a call at (6)(6) earliest possible convenience. Thanks, Eric Eric Katz Senior Correspondent Government Executive Media Group govexec | nextgov | DefenseOne | routefifty Government Executive

From: Vincent Salamone

Sent: Monday, December 12, 2016 9:37 AM

**To:** Kelsey D. Phipps

**Subject:** FW: RESENDING: URGENT: NBC News Request: @OfficeGovEthics Twitter Feed =

HACKED?

From: Gardella, Rich (NBCUniversal) (b)(6)

Sent: Wednesday, November 30, 2016 2:14 PM

To: Contact OGE; Leigh J. Francis; Vincent Salamone; Seth Jaffe

Cc: Reynolds, Talesha (NBCUniversal)

Subject: RESENDING: URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

Resending and adding Leigh and Seth...

Please see below for more.

#### Rich Gardella

Off-Air Investigative Reporter/Producer

NBC News Investigative Unit

NBC News Washington Bureau





From: Gardella, Rich (NBCUniversal)

Sent: Wednesday, November 30, 2016 1:56 PM

To: ContactOGE@oge.gov

Cc: Reynolds, Talesha (NBCUniversal)

**Subject:** URGENT: NBC News Request: @OfficeGovEthics Twitter Feed = HACKED?

Leigh,
I called Vincent Salamone's direct number but his outgoing message says he is out-of-the-office today and directs all callers to contact you.
I have left you a voicemail message and am following up with this email.
I am contacting you regarding the Office of Government Ethics' Twitter account at <a href="https://twitter.com/OfficeGovEthics">https://twitter.com/OfficeGovEthics</a> .
The Twitter feed/page now includes multiple Tweets during the last hour directly and enthusiastically praising Trump's divestiture decision.
Sample:
U.S. OGE @OfficeGovEthics 50m50 minutes ago
.@realDonaldTrump OGE is delighted that you've decided to divest your businesses. Right decision!
Are these authentic and authorized tweets? Or authentic and unauthorized tweets? Or inauthentic tweets? Has the account been hacked?
Thank you for your quick response. Please reply to all.
Rich Gardella
Off-Air Investigative Reporter/Producer
NRC News Investigative Unit

NBC News Washington Bureau



#### Begin forwarded message:

From: Dataminr Momentum < (b)(6)

**Date:** November 30, 2016 at 1:15:42 PM EST

To:

Subject: @OfficeGovEthics: .@realDonaldTrump OGE is delighted that

you've decided to divest your businesses. Right decision!

**Reply-To:** < (b)(6)

District of Columbia, United States | U.S. OGE (@OfficeGovEthics) | U.S. Office of Government Ethics -- Providing leadership in the executive branch to prevent conflicts of interest. Privacy: <a href="http://l.usa.gov/1731Cf1">http://l.usa.gov/1731Cf1</a> | Account Created:

04.16.2013 | Tweets: 1,046 | Followers: 1,458 |







## **District of Columbia, United States**



#### SOURCE VERIFICATION FOR @OFFICEGOVETHICS:

Account Created: **04.16.2013**Tweets **1,046** | Followers **1,458** 

U.S. Office of Government Ethics -- Providing leadership in the executive branch to prevent conflicts of interest. Privacy: <a href="http://l.usa.gov/1731Cfl">http://l.usa.gov/1731Cfl</a>

**Topics:** Politics, Social Issues, Business

Adjust topic importance by opening settings

Dataminr is a real-time information discovery company.

From: Vincent Salamone

Sent: Monday, December 12, 2016 9:38 AM

**To:** Kelsey D. Phipps

**Subject:** FW: Getting calls on our Twitter account

From: Michael Hanson

Sent: Wednesday, November 30, 2016 2:05 PM

To: Seth Jaffe; Leigh J. Francis

Cc: Vincent Salamone

Subject: Getting calls on our Twitter account

Hello Leigh & Seth,

I just received a call from Eric Geller at Politico (b)(6) about our <u>Twitter Feed.</u>

He is asking about the 9-tweets to @realDonaldTrump that went up, came down, and went back up.

Told him "the appropriate person" would get back to him.

Michael Hanson (202) 482-9221 Office of Government Ethics

Visit us at www.oge.gov

From: Michelle M. Walker

Sent: Wednesday, November 30, 2016 10:24 AM

**To:** Ciara M. Guzman

Subject: wed

Trump spokespeople did not immediately return requests for more details on the move. But Richard Painter, chief White House ethics lawyer under President George W. Bush, said the move did not appear to offer enough of a division to keep entanglement worries at bay.

"That's business operations, not ownership. The problem is, we need to resolve the conflicts of interest that arise from his ownership. And we're hearing nothing about how that's getting resolved," Painter said.

"Even if he does not operate the businesses, you're going to have lots of people working for the business running around the world trying to cut deals," Painter added. "And it's critical that none of those people discuss U.S. business in a way that could be interpreted, or misinterpreted, of offering quid pro quo ... or soliciting a bribe on the part of the president."

# [Trump's presidency, overseas business deals and relations with foreign governments could all become intertwined]

If Trump's family does take over management of the business, Norman Eisen, the chief White House ethics lawyer for President Obama from 2009 to 2011, said an "ethics firewall" would need to be put in place to combat the "risk of improper preferential relationships and treatment for the Trump Organization with the United States government and foreign ones."

Republican National Committee Chairman Reince Priebus said Wednesday on MSNBC's "Morning Joe" that he was not "ready to reveal" whether the move would include Trump truly severing ties to his business or whether he would simply leave the day-to-day operations to his kids.

"It's not the easiest thing to work out," Priebus said. "What you see in those tweets is the person at the top that understands and is willing and showing the American people that

he's working hard on it and he's taking it seriously."

In one confusing move, the official Twitter account of the Office of

Government Ethics, which traditionally works closely with presidential

transition teams, celebrated Wednesday morning that Trump had committed

to fully divesting his company stake, though Trump has publicly said no such

thing.

The tweets also said that OGE lawyers had told Trump the only way to fully

guard against conflicts would be fully divesting his assets. OGE officials did

not immediately respond to request for explanation. The tweets were deleted

within an hour of their first posting.

The weeks since Trump's electoral victory have been marked by a series of entanglements

between his private ventures and public ambitions.

Michelle Walker

Management Analyst

Compliance Division

United States Office of Government Ethics

1201 New York Avenue NW

Suite 500

Washington, DC 20005

(202) 482-9213

mmwalker@oge.gov

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

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From: Michael Hanson

Sent: Thursday, December 01, 2016 4:35 PM

To: Walter M. Shaub
Cc: Timothy Mallon

**Subject:** about that tweet font size...

Appears the mystery has one explanation: <a href="https://www.designernews.co/stories/20695-new-twitter-design-why-are-some-posts-bigger">https://www.designernews.co/stories/20695-new-twitter-design-why-are-some-posts-bigger</a>

Appears there is some threshold for each Twitterer that jumps the size. Ours appears somewhere around 800 share/retweets. (though Brandon may be selecting text-size).



Michael Hanson (202) 482-9221 Office of Government Ethics

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From: Sent: To:	Braun, Stephen S (b)(6) Thursday, December 01, 2016 9:39 AM USOGE
Subject:	Associated Press FOIA request
OGE FOIA Officer Dec. 1, 201 Office of Government Ethics Suite 500 1201 New York Avenue, NW. Washington, DC 20005-3917	6
usoge@oge.gov	
(Request via Email)	
(Request via Linari)	
RE: Freedom of Information Ad	ct request
Expedited processing requested	
Dear FOIA Officer:	
	ormation Act, 5 U.S.C. § 552, I request access to and copies of the following ncy's Office of the Director and General Counsel & Legal Policy Division:

- · All emails, memos, correspondence, inter-office communications, Twitter statements, directives and all other written materials related to the November 30, 2016 official OGE public statements on Twitter concerning contacts with the incoming Trump administration and comments about President-elect Donald J. Trump's possible divestiture plans.
- · All emails, memos, correspondence, inter-office communications, Twitter statements, directives and all other written materials related to media and public reaction to the November 30, 2016 official OGE public statements on Twitter concerning contacts with the incoming Trump administration and comments about President-elect Donald J. Trump's possible divestiture plans.
- · All emails, memos, correspondence, inter-office communications, directives and all other written materials related to contacts and meetings with representatives of President-elect Donald J. Trump about ethics, disclosure and possible divestiture planning.

The time frame for this request is Nov. 15, 2016, through the present, Dec. 1, 2016.

This request covers paper and electronic records, including but not limited to emails, email attachments, Portable Document Files and Microsoft Excel spreadsheets.

If possible, I request that these files be provided to me in electronic format.

I certify to be true and correct to the best of my knowledge and belief that I am a credentialed reporter employed by The Associated Press. Because this is a request by a member of the news media for records made in the public interest, I ask that you waive any search fees in accordance with § 552(a)(4)(A)(ii)(II).

If the fee for retrieving or reproducing these records will exceed \$50, please notify me before filling this request. I can be reached at (b)(6) or by electronic mail at (b)(6)

I also request expedited processing for this request under 32 CFR 299.5 (f)(2).

My request for expedited processing meets criteria for demonstrating a "compelling need" for the following reasons that I certify to be true and correct to the best of my knowledge:

One, I am a credentialed member of the news media employed by The Associated Press who is primarily engaged in disseminating information.

Two, the records I am seeking are "urgently needed" to inform the public about an actual government activity in that the value of the information I am seeking will be lost if it is not released before the inauguration of President-elect Donald Trump in January 2017. Federal FOIA law and regulations afford expedited processing to those who demonstrate "an urgency to inform the public about an actual or alleged federal government activity." My request should also generally be read in light of the holdings in *Al-Fayed*.

This request qualifies for expedited processing because it goes beyond "the public's right to know about government activity generally" and instead seeks to provide urgent information of "actual government activity" to the American people about Rudy Giuliani, who is being considered for important roles in the executive branch.

The Associated Press, as the largest news wire service in the world with more than 1 billion readers, takes its duty to inform American citizens very seriously. The hard deadline of the inauguration elevates the importance of these records as does the type of government activity they involve. These records concern the important interaction between an influential U.S. politician and a key executive branch agency. The public has a need to know about those interactions in order to judge the qualifications of Mr. Giuliani as he is possibly put forward for important cabinet-level positions.

For these reasons, I respectfully request that these records be released on an expedited schedule. As you know, you must make a determination about my request for expedited processing within 10 calendars days of receipt of this request.

As you know, agencies must redact only what is necessary to protect exempt information and must explain the basis for any redactions. See Georgacarakos v. FBI, 908 F.Supp.2d 176, 186 (D.D.C. 2012). As well, please provide documents to me on a rolling basis, rather than waiting for my entire request to be processed before releasing documents.

As a reminder, the president has directed that the FOIA "be administered with a clear presumption: In the face of doubt, openness prevails." Memorandum for the Heads of Executive Dep'ts and Agencies, 74 Fed. Reg. 15, 4683 (Jan. 26, 2009), emphasis added. This instruction is unambiguous: "All agencies should adopt a presumption in favor of disclosure, in order to renew their commitment to the principles embodied in the FOIA, and to usher in a new era of open government. The presumption of disclosure should be applied to all decisions involving the FOIA." Id.

The Act, in § 552(a)(6), grants your office no more than twenty working days in which to respond to this request. See also Oglesby v. U.S. Dep't of Army, 920 F.2d 57, 65 (D.C. Cir. 1990) ("Congress adopted the time limit provision in the FOIA in order to 'contribute to the fuller and faster release of information, which is the

basic objective of the Act." (quoting H.R. Rep. No. 93-876, March 5, 1974, reprinted (1974) U.S. Code Cong. & Ad. News 6267 at 6271)).
I certify that the information provided above is true and correct to the best of my knowledge and belief.
Thank you for your assistance. I look forward to your prompt reply. My contact information is below.
Sincerely,
Stephen Braun
Associated Press Washington Bureau
1100 13 <sup>th</sup> Street NW
Suite 700
Washington, DC 20005
(b)(6)

From: Contact OGE

Sent: Thursday, December 01, 2016 12:34 PM

**To:** Vincent Salamone **Subject:** FW: OGE // Medium

Kehli Cage Government Ethics Specialist U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9279 kehli.cage@oge.gov

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics



From: Matt Higginson (b)(6)

Sent: Thursday, December 01, 2016 12:21 PM

**To:** Contact OGE; Seth Jaffe **Subject:** OGE // Medium

Hello Seth, et al,

I lead the government affairs team at <u>Medium</u> and was hoping to connect with you or someone from the communications or digital team. I imagine you may have been getting a flurry of messages since the agency's tweets yesterday.

Medium is a social publishing platform used by a number of government leaders and agencies including <u>POTUS</u>, <u>VPOTUS</u>, <u>The White House</u>, <u>State</u>, and many other departments, leaders, and Members of Congress.

<u>The Trump transition team is also using Medium</u> before they assume control over the White House Medium assets.

I wanted to see if you, Director Shaub, and/or another voice from OGE might be interested in using Medium to share more about how the agency recommends President-elect Trump proceed to avoid and ethical conflicts between his businesses and the presidency--or see if there is something else the office would like to communicate to the public.

I would be happy to help you and the agency understand on-platform best practices and we would be able to help promote anything you wanted to publish to help reach the widest audience possible. If any of this is interesting to you or the agency, I'm very willing to chat further at your convenience.

Cheers, Matt		
Matt		
<u></u>		
× v.		
(b)(6)		

From: Contact OGE

Sent: Thursday, December 01, 2016 10:47 AM

**To:** Vincent Salamone

**Subject:** FW: OGE TWITTER COMMENTS RE TRUMP ALLEGED CONFLICTS

Kehli Cage Government Ethics Specialist U.S. Office of Government Ethics 1201 New York Ave NW Suite #500 Washington, D.C. 20005 Ph: 202-482-9279 kehli.cage@oge.gov

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics



From: Joe diGenova (b)(6)

Sent: Thursday, December 01, 2016 10:06 AM

To: Contact OGE

Subject: OGE TWITTER COMMENTS RE TRUMP ALLEGED CONFLICTS

I am doing preparation for a legal commentary on this subject for Monday, December 5<sup>th</sup>, on WMAL RADIO and would like to discuss the process that was utilized to send out the OGE tweets on the above subject. I am looking for the process, who decided to do this, what is the historical precedent for such tweets, what other presidents-elect have received such tweets, etc. I am at (b)(6) Thank you for your assistance. Joseph E. diGenova

From: To: Subject: Date:	Tracey Ligon Wendy G. Pond RE: Twitter Thursday, December 01, 2016 10:14:20 AM
Thanks, Wendy	7.
Tracey L. Ligo Attorney and D Federal Electio 999 E. Street, N Washington, D (b)(6)	reputy Ethics Official n Commission W
Sent: Wednesd To: Tracey Lig	ancis < ljfranci@oge.gov>
Hi Tracey –	
who's handling	r voicemail. If your press officer wants, s/he can talk to the person at OGE our press inquiries on this issue. His name is Leigh Francis, ov, 202-482-9313.
Best,	
Wendy	

Wendy Pond

Senior Desk Officer &

International Assistance and Outreach Team Lead

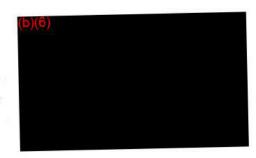
US Office of Government Ethics

202-482-9285

wgpond@oge.gov

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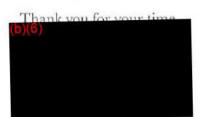


December 2, 2016

U.S. Office of Government Ethics 1201 New York Avenue, N.W., Suite 500 Washington, DC 20005

To whom it may concern:

I am a citizen from Massachusetts. I am writing because I am concerned about the President-elect's conflicts of interest from his business. I am also concerned that your office sent out a tweet storm Wednesday congratulating the President-elect on his announcement that he will leave his business. His commitment to leave his business is vague. It is likely that he will retain a financial interest in his business, and that his children will be running his business. That does not constitute a blind trust. I hope that the Office of Government Ethics intends to more diligently ensure that the President-elect is not subject to conflicts of interest.



(b)(5) - internal notes on teleconference call		

From: (b)

Sent: Sunday, December 04, 2016 10:20 AM

**To:** Contact OGE **Subject:** Request

If the OGE "Tweeted" the reported quote (below) regarding president-elect Donald Trump, who was the approving "tweeting" individual? I would like to avoid the FOIA process, but am interested in whether Mr. Shaub approved of the that Tweet and the elaborating ones later in the day. If the reports/Tweets are accurate, I think the OGE has behaved in a biased, unprofessional, and unethical manner. I look forward to your response. Thank you.

## (b)(6)

San Diego, Ca.

"Bravo! Only way to resolve these conflicts of interest is to divest . Good call!" the agency tweeted, mimicking Trump's own tweeting style. And: "OGE is delighted that you've decided to divest your businesses. Right decision!"

From: (b)(

**Sent:** Sunday, December 04, 2016 12:29 PM

To: Contact OGE

Cc: (b)(6)

**Subject:** Tweet to President Elect Trump

Sent from my iPhone