

From: Miller, Julie L. EOP/OMB
To: Director of OGE
Subject: RE: Response from OGE Director Walter M. Shaub, Jr.
Date: Friday, May 26, 2017 2:31:39 PM
Attachments: [Letter to OGE 5-26-17.pdf](#)

Please find attached a letter from OMB Director Mick Mulvaney in response to Director Shaub's May 22 letter.

Julie Miller
Executive Secretary
Office of Management and Budget

From: Director of OGE [mailto:director@oge.gov]

Sent: Monday, May 22, 2017 6:20 PM

To: Miller, Julie L. EOP/OMB

Subject: Response from OGE Director Walter M. Shaub, Jr.

Enclosed please find a letter from OGE's Director, Walter M. Shaub, Jr. The attachments to this letter are too large to send via email, but they can be accessed online at the following address: <https://goo.gl/OTFAib>.

Thank You,

Matthew Marinec, M.P.P.
Confidential Assistant to the Director
U.S. Office of Government Ethics
1201 New York Ave., NW, Suite 500
Washington, DC 20005-3917
Tel. 202.482.9286

Visit OGE's website: www.oge.gov

Follow OGE on Twitter: @OfficeGovEthics

From: Walter M. Shaub

Sent: Monday, May 22, 2017 6:04 PM

To: Director of OGE

Subject: FW: Letter from Director Mulvaney re: Data Call

From: Miller, Julie L. EOP/OMB [mailto:(b)(6)]

Sent: Wednesday, May 17, 2017 6:22 PM

To: Walter M. Shaub

Subject: Letter from Director Mulvaney re: Data Call

Director Shaub,

Please see the attached letter from OMB Director Mulvaney regarding the Office of Government Ethics data call.

Julie Miller
Executive Secretary
Office of Management and Budget

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EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

THE DIRECTOR

May 26, 2017

Walter Shaub
Director
Office of Government Ethics
1201 New York Avenue N.W. Suite 500
Washington, D.C. 20005

Dear Director Shaub:

Thank you for your May 22, 2017, letter regarding the Office of Management and Budget's (OMB) request that the Office of Government Ethics (OGE) stay its data call seeking copies of certain waivers and authorizations of appointees in Federal agencies and the White House.

OMB shares the belief that the Executive Branch must uphold the highest ethical standards in accordance with the law. Your letter, however, does not appropriately characterize OMB's request for a stay, nor our intentions in sending the letter. Contrary to your assertions, OMB has never sought to impede OGE nor to prevent others, including agencies, from acting as required by law. OMB merely requested that OGE temporarily delay the return date of the data call to ensure sufficient consideration was given to legal questions, including the most appropriate manner in which to handle data of the type requested. OMB will continue to explore these questions with your staff and, as necessary, the Department of Justice's Office of Legal Counsel.

Put another way, our concern was, and is, protecting the process related to the data call. We have no objection to the substance of the call. Accordingly, OMB is voluntarily providing the information you requested: OMB did not issue or approve any waivers or authorizations requested by the OGE data call.

Sincerely,

Mick Mulvaney
Director

cc: Curtis E. Gannon, Acting Assistant Attorney General
Office of Legal Counsel, U.S. Department of Justice
Agency General Counsels and Designated Agency Ethics Officials