

April 05, 2022

**VIA EMAIL**

Office of the Attorney General  
202 North Ninth Street  
Richmond, VA 23219  
[foia@oag.state.va.us](mailto:foia@oag.state.va.us)

**Re: Virginia Freedom of Information Act Request**

Dear FOIA Officer:

Pursuant to the Virginia Freedom of Information Act, Va. Code Ann. § 2.2-3700, I, Holly Hazard, a resident of Virginia, make the following request for records.

**Requested Records**

I request that the Office of the Attorney General produce the following records within five working days:

All email communications (including emails, email attachments, complete email chains, calendar invitations, and calendar invitation attachments) and text messages or messages on messaging platforms (such as Slack, GChat or Google Hangouts, Lync, Skype, Twitter direct messages, Facebook messages, WhatsApp, Signal, Telegram, or Parler) between (a) Attorney General Jason Miyares, and (b) any of the external individuals or entities listed below or anyone communicating on behalf of any of the entities listed below (including, but not limited to, at the listed email addresses and/or domains).

External Entities:

- i. Leonard Leo
- ii. Jason Stuckey ([jstuckey@bricker.com](mailto:jstuckey@bricker.com))
- iii. James Bopp, Jr. ([jboppjr@aol.com](mailto:jboppjr@aol.com), [jbopp@bopplaw.com](mailto:jbopp@bopplaw.com))
- iv. Jason Snead ([jsnead@honestelections.org](mailto:jsnead@honestelections.org))
- v. Jason Torchinsky ([jtorchinsky@hvjt.law](mailto:jtorchinsky@hvjt.law) and [jtorchinsky@holtzmanvogel.com](mailto:jtorchinsky@holtzmanvogel.com))
- vi. Greg Mueller ([gmueller@crcpublicrelations.com](mailto:gmueller@crcpublicrelations.com))
- vii. William Consovoy
- viii. Gary Marx
- ix. Carrie Severino
- x. Daniel Casey
- xi. Jonathan Bunch
- xii. Ed Whelan
- xiii. Honest Elections Project or Honest Elections Project Action ([honestelections.org](http://honestelections.org))

- xiv. Michael Bowman ([mbowman@alec.org](mailto:mbowman@alec.org))
- xv. American Legislative Exchange Council ([alec.org](http://alec.org))
- xvi. Public Interest Legal Foundation ([publicinterestlegal.org](http://publicinterestlegal.org))
- xvii. J. Christian Adams ([a@electionlawcenter.com](mailto:a@electionlawcenter.com), [adams@electionlawcenter.com](mailto:adams@electionlawcenter.com), and [jadams@usccr.gov](mailto:jadams@usccr.gov))
- xviii. John Eastman ([jeastman@claremont.org](mailto:jeastman@claremont.org))
- xix. Cleta Mitchell ([cleta@cletamitchell.com](mailto:cleta@cletamitchell.com) and 202-431-1950)
- xx. Republican Attorneys General Association ([republicanags.com](http://republicanags.com))
  - a. Anyone communicating from the office of Alabama Attorney General Steve Marshall (Anyone communicating from [Da27th@gmail.com](mailto:Da27th@gmail.com) or an email ending in [@alabamaag.gov](mailto:@alabamaag.gov))
  - b. Anyone communicating from the office of Florida Attorney General Ashley Moody (Anyone communicating from [Ashley.moody@myfloridalegal.com](mailto:Ashley.moody@myfloridalegal.com) or an email ending in [@myfloridalegal.com](mailto:@myfloridalegal.com))
  - c. Anyone communicating from the office of Indiana Attorney General Todd Rokita (Anyone communicating from an email ending in [@atg.in.gov](mailto:@atg.in.gov))
  - d. Anyone communicating from the office of Kentucky Attorney General Daniel Cameron
  - e. Anyone communicating from the office of Louisiana Attorney General Jeff Landry (Anyone communicating from [jefflandry@me.com](mailto:jefflandry@me.com) or an email address ending in [@ag.louisiana.gov](mailto:@ag.louisiana.gov))
  - f. Anyone communicating from the office of Missouri Attorney General Eric Schmitt (Anyone communicating from an email address ending in [@ago.mo.gov](mailto:@ago.mo.gov))
  - g. Anyone communicating from the office of Montana Attorney General Austin Knudsen (Anyone communicating from an email ending in [@dojmt.gov](mailto:@dojmt.gov))
  - h. Anyone communicating from the office of South Carolina Attorney General Alan Wilson (Anyone communicating from [wilsonforag@gmail.com](mailto:wilsonforag@gmail.com) or an email address ending in [@scag.gov](mailto:@scag.gov))
  - i. Anyone communicating from the office of Utah Attorney General Sean Reyes (Anyone communicating from [reyes.seand@gmail.com](mailto:reyes.seand@gmail.com) or an email ending in [@agutah.gov](mailto:@agutah.gov))
- xxi. Peter Bisbee
- xxii. Rule of Law Defense Fund ([rldf.org](http://rldf.org), [ruleoflawdefensefund.org](http://ruleoflawdefensefund.org))
- xxiii. The Heritage Foundation and Heritage Action for America ([heritage.org](http://heritage.org), [heritageaction.com](http://heritageaction.com))
- xxiv. Federalist Society ([fed-soc.org](http://fed-soc.org))
- xxv. The American Conservative Union ([conservative.org](http://conservative.org))
- xxvi. The Center for Renewing America ([americarenewing.com](http://americarenewing.com))
- xxvii. America First Legal ([aflegal.org](http://aflegal.org))
- xxviii. America First Policy Institute ([americafirstpolicy.com](http://americafirstpolicy.com))
- xxix. Independent Women's Voice ([@iwvoice.org](mailto:@iwvoice.org))
- xxx. Independent Women's Forum ([@iwf.org](mailto:@iwf.org))

xxxi. Independent Women's Network (@iwnetwork.com)

Please note that I do not seek, and this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if Attorney General Miyares received a mass-distribution news clip email from one of the specified individuals, that initial email would not be responsive to this request. However, if Attorney General Miyares forwarded that email to another individual with his own commentary, that subsequent message would be responsive to this request and should be provided.

Please provide all responsive records from January 15, 2022, through the date the search is conducted.

Please notify me of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

### **Guidance Regarding the Search & Processing of Requested Records**

In connection with its request for records, I provide the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics. For instance, if the request seeks “communications,” please search all locations likely to contain communications, including relevant hard-copy files, correspondence files, appropriate locations on hard drives and shared drives, emails, text messages or other direct messaging systems (such as iMessage, WhatsApp, Signal, or Twitter direct messages), voicemail messages, instant messaging systems such as Lync or ICQ, and shared messages systems such as Slack.
- In conducting your search, please understand the terms “record,” “document,” and “information” in their broadest sense, to include any written, typed, recorded, graphic, printed, or audio material of any kind. I seek records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, or minutes of any meetings, telephone conversations or discussions.
- My request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to this request, this request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in

files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages.

- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to me, please do not hesitate to reach out to my counsel at the contact information listed below to discuss this request. We welcome an opportunity to discuss this request with you before you undertake your search or incur search or duplication costs. By working together at the outset, we can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email to the address listed below. Alternatively, please provide responsive material in native format or in PDF format on a USB drive. Please send any responsive material being sent by mail to American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate release of responsive records to American Oversight, please also provide responsive material on a rolling basis.

### **Conclusion**

We share a common mission to promote transparency in government. I look forward to working with your agency on this request. If you do not understand any part of this request, please contact Rachel Baron at [records@americanoversight.org](mailto:records@americanoversight.org) or 202-897-2465.

Sincerely,

*/s/ Holly Hazard*  
Holly Hazard