

Exhibit 14:

Series of E-mails among White,
Vernon, and Richmond

From: MARK WHITE
To: PEGGY RICHMOND
Date: Thu, Feb 1, 2001 10:28 AM
Subject: Re: Okbomb

Great! When it appears you have gotten sent to you most if not all what you are going to get, we can discuss further any problems, such as the 1A's. SAC Defenbaugh and myself may end up coming to OKC to sit down with you, look at the material, and determine how we will proceed.

>>> PEGGY RICHMOND 01/30 5:48 AM >>>
Hi - Mark --

When I found out last week that we were getting files from other offices I told them I didnt want to send to warehouse and had arranged space for them. Doris and I have already discussed setting up a sub file for the EC's that are advising what is being sent plus I will have an access database I am going to use to keep track of these communications.

Today is Doris' (she is file supv now) first free day to get with me since I learned of the EC from HQ and we had scheduled a meeting for this morning to get sub file set up, etc. She had already agreed to advise me when they came in so I could review and file.

So far we only have 3 offices in and we will handle per your instructions. We will send you a weekly update to let you know how things are going

>>> MARK WHITE 01/29 1:33 PM >>>
Linda, Bill and Peggy-

I have discussed this with SAC Defenbaugh. We both agree on these points.

1. Do not send these 1A's or any other 1A's/or other paperwork/or evidence you may receive back to the offices. Keep them in Oklahoma City. This is per SAC Defenbaugh.

2. Check the 1A's against other evidence already on file. Let's check to make sure these are not duplicates of what we already have.

3. In the near future, when it appears all Divisions who are going to send files into Oklahoma City have done so, SAC Defenbaugh and myself will come up to Oklahoma City and sit down with all of you, see what you have received and decide what to do to proceed. The NCIC checks and things like that are not of any concern (but don't get rid of them yet) but photo's and other reports could be a big problem.

4. Keep all the 1A's and any other information that may be discoverable seperated so we can review it. **We also must know what office has sent it to us.** This may mean if office's send us FD-302's, you will have to check to make sure we have the original on file.

Please keep me informed of the status of this. As I stated once the flow of reports/1A's slow down to where it appears all offices have forwarded their info, then we will come to visit.

Thanks.

>>> LINDA VERNON 01/29/01 10:35AM >>>

Hello Mark,

Headquarters has sent an EC out to all offices saying it's okay to send Okbomb files to OKC. So the files are coming back with guess what Original 1As that I have never seen. 1As that all offices were suppose have sent in back in December 1996 or early 1997. has told us to send back the 1As to the offices because we are not to get any evidence with these files. My concern is this is a big Discovery problem since we told the defense they have seen everything. The 2 offices we received 1As from so far is Miami & Birmingham. I glance at the 1As and they are Photos, NCIC printout, etc. I didn't really want to know because if I don't really see them then I can plead ignorance on the subject.

Also Birmingham has the Time Line Indexed in there file. Which also can up as a Discovery concern too. I don't think this will be a problem but I thought it was weird they had copies of it. I figure you can tell Danny about this little problem. I have not contacted Sean about this.

So what do you think would be best way to handle this situation?

Linda

Exhibit 15:

March 15, 2001, EC from Richmond

FEDERAL BUREAU OF INVESTIGATION

Precedence: IMMEDIATE

Date: 03/15/2001

To: All Field Offices
All Legats
Information Resources
Information Management/File Services/Room 1B327-Box 30
Contact: William Shackelford, x. 6903

Attn: Administrative Officer

From: Oklahoma City
Squad 4
Contact: IRS Peggy W. Richmond, (405) 290-3983

Approved By: Teater William E. [Signature]

Drafted By: Richmond Peggy W. [Signature]

Case ID #: 174A-OC-56120 (Pending)

Title: DESTRUCTION OF FIELD FILES AND RECORDS
OKBOMB
MAJOR CASE 117

Synopsis: Immediately forward any 1A's, 1B's, 1C's and Elsur material not previously forwarded to Oklahoma City.

Reference: 174A-OC-56120 Serial 10740

Details: Oklahoma City by teletype dated 11/14/96, and Director teletype dated 11/15/96, requested all Field Offices and Legats to forward all documents and evidence pertaining to this case to the OKBOMB Command Post and on 1/30/01, Oklahoma City again requested all files, etc., relative to the OKBOMB investigation (copy not sent to Legats) be forwarded to Oklahoma City. Review of files received thus far indicates some offices are still in possession of 1A's, 1B's, 1C's or Elsur material.

4610040.121

174A-OC-SUPRO-LO-48
LUF-DE-ABOUG 5183

LEAD(s):

Set Lead 1:

ALL RECEIVING OFFICES

Due to the extremely sensitive nature of this case and the fact that Oklahoma City is receiving evidence that should have been forwarded to this office in 1996, it is requested that all offices immediately conduct a search of your offices for any additional documents, sub files, etc., relating to 174A-OC-56120 that may have been previously missed. Please forward any 1A's, 1B's, 1C's, Elsur, or ANY OTHER MATERIAL still in your possession pertaining to OKBOMB to the Oklahoma City Division, Attention: IRS Peggy W. Richmond.

It is also requested that after this search is conducted, Oklahoma City be furnished name of individual in your office responsible for certifying that all documentation has been transmitted to Oklahoma City.

Oklahoma City appreciates all the assistance your offices have provided to date in this matter.

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Exhibit 16:

May 8, 2001, Letter from
Defenbaugh to Connelly

U.S. Department of Justice



Federal Bureau of Investigation

DRAFT

1-15

In Reply, Please Refer to
File No. 174A-OC-56120

1801 N. Lamar, Ste 300
Dallas, Texas 75202-1795
214-720-2200
May 8, 2001

Sean Connelly
Special Attorney for the United States Attorney General
United States Attorney's Office
1225 17th Street, Suite 700
Denver, Colorado 80202

RE: Additional Items Located concerning the
Oklahoma City Bombing Investigation (OKBOMB)

Dear Mr. Connelly:

As you are aware, the Federal Bureau of Investigation (FBI) was tasked on a number of occasions to provide complete discovery to all defendants involved in the OKBOMB matter. On no fewer than five (5) occasions, commencing from the fall of 1995 until the present, I, as the FBI Inspector in Charge of the OKBOMB Task Force, sought and obtained numerous assurances from FBI Senior Management Officials that diligent searches for documents had taken place in their Field Offices and foreign Legat Attache's (Legat's), and that all matters relating to the investigation had been forwarded to me. Via requests by myself, and Director Louis Freeh, numerous written and e-mailed demands were made for each and every employee of the FBI to search appropriate files and areas within their respective domains, for any document, even remotely connected with the OKBOMB investigation. Located materials were then forwarded to me at the OKBOMB Task Force. Written certification was demanded from Senior Management Officials in each FBI Field Office and Foreign Legat post, confirming that such a search had been conducted and either no documents were found, or any located items would be, or had already been forwarded to me.

I am aware that each and every FBI field office and foreign Legat was involved in the OKBOMB investigation and that the case was the most labor intensive in FBI history. Only recently have I become aware that additional documents, some of which have not been tendered to the defendants, have in fact been located. These documents include original 302s, inserts, and physical evidence ("1As", "2Bs", and "1Cs"). It is noted that my recent review of these items was the first time anyone on the

OKBOMB Task Force had seen these materials, and none were used in the Government's case.

I have determined that these items were located when the Oklahoma City FBI office contacted FBI Archivist William Shackleford to determine how to preserve OKBOMB documents. Shackleford requested on December 20, 2000, that all FBI offices send their documents to Oklahoma City. FBI Oklahoma City reviewed the materials and found that most all had previously been provided to defense counsel through the discovery process. The remaining documents are those which are the subject of this letter, and are items which have not been identified through any of the 26 OKBOMB databases.

I and my staff, have personally reviewed each document and have divided the information into five (5) categories: Items relating to John Doe #1; Items relating to John Doe #2; Items miscellaneous in nature; Items which mention McVeigh, Nichols, or Fortier which are not important; and, Items which mention McVeigh, Nichols, or Fortier which are important or exculpatory.

We have conducted a document by document review and analysis of each item, and have found that none are Brady material, exculpatory, or relate to any of the defendant's innocence. None of the documents are in the category of items which mention McVeigh, Nichols, or Fortier and are "important/exculpatory". The majority of the items are associated with John Doe's #1 and #2; are not related to the defendants at all; or mention McVeigh, Nichols, or Fortier, but are deemed not important.

Fairness, justice and the obligation of discovery require that I bring this information to your attention.

Sincerely,

Danny A. Defenbaugh
Special Agent in Charge

Exhibit 17:

May 9, 2001, Letter from Connelly to
Defense Counsel

U.S. Department of Justice



1225 Seventeenth Street
Suite 700
Denver, Colorado 80202

(303) 434-0351
(FAX) 454-0603

May 9, 2001

Robert Nigh, Jr.
2617 E. 21st Street
Tulsa, OK 74114 (by 5/9 federal express)

Nathan Chambers
Carrigan Chambers Dansky & Zonies, P.C.
1601 Blake Street, Suite 300
Denver, CO 80202 (by 5/10 hand delivery)

John M. Richilano
Richilano & Ridley
1800 15th Street, Suite 101
Denver, Co 80202 (by 5/10 hand delivery)

Dear Counsel:

As I told each of you in separate telephone conversations yesterday, the FBI has discovered additional materials generated by its field divisions outside Oklahoma City in connection with the OKBOMB investigation. I first learned of the existence of these materials yesterday, and received them today after they were flown from Oklahoma City to Denver on an FBI plane. The documents were brought to my attention by FBI Special Agent in Charge Danny Defenbaugh, who headed the OKBOMB investigation and currently heads the FBI's Dallas field division. FBI Director Louis Freeh and Agent Defenbaugh had requested on numerous occasions prior to trial that each field division and legal attache forward all OKBOMB-related materials to the Oklahoma City division, and had received assurances that all such materials had been forwarded. The belated discovery of additional such materials came after an FBI archivist requested that all OKBOMB-related materials be sent to the Oklahoma City field office for archiving.


The materials consist of FBI reports of investigation ("302s" and "inserts") and physical evidence, such as photographs, written correspondence and tapes ("1As" "1Bs" and "1Cs"). All reports, and all physical evidence capable of being photocopied, are being delivered to you. The physical evidence not capable of being photocopied is identified in the photocopied materials. For control purposes, we have Bates-stamped all the materials being produced from each field division. For example, the documents from the Albany field division are Bates-stamped numbered 1-153, the documents from the Albuquerque field division are Bates-stamped numbered 1-102, etc.

A-57

We do not believe anything being produced is Brady material bearing on the federal convictions or sentences of Timothy McVeigh or Terry Nichols. Similarly, we do not believe anything in the materials makes even a prima facie showing of either man's actual innocence. Many of the materials are similar to the previously-litigated "lead sheets," in that they involve interviews and information regarding persons whom at one time were thought to resemble the UNSUB sketches. Nonetheless, many of the materials — in particular, the FBI-302s and inserts — should have been produced under the reciprocal discovery agreement. We are producing the materials now so you can make your own determinations.

Please feel free to contact me if you have any questions.

Sincerely,


SEAN CONNELLY
Special Attorney to the
U. S. Attorney General

Attached FBI Materials:

Albany 1-153; Albuquerque 1-102; Anchorage 1-7; Atlanta 1-61; Birmingham 1-30; Boston 1-70; Buffalo 1-179; Charlotte 1-5; Chicago 1-90; Cincinnati 1-3; Cleveland 1-10; Dallas 1-63; Detroit 1-164; El Paso 1-152; Honolulu 1-30; Houston 1-37; Indianapolis 1-61; Jackson 1-36; Kansas City 1-12; Knoxville 1-4; Little Rock 1-93; Los Angeles 1-446; Louisville 1-5; Miami 1-226; Milwaukee 1-3; Minneapolis 1-10; Mobile 1-179; New Orleans 1-103; Norfolk 1-4; New Haven 1-51; Omaha 1-9; Paris 1-26; Philadelphia 1-36; Phoenix 1-4; Pittsburgh 1-7; Portland 1-5; Richmond 1-39; Sacramento 1-105; St. Louis 1-43; Salt Lake City 1-218; San Antonio 1-93; San Diego 1-59; San Francisco 1-5; Seattle 1-38; Tampa 1-46; Washington 1-3.

pc (w/o Attachments) (by 5/10 hand delivery): The Honorable Richard P. Matsch.