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Fri 4/22/2022 4:26 PM
BM Ball, Michelle (WF) (FBI)
Updates on Arctic Frost

To Toleman, Blaire A. (WF) (FBI); Thibault, Timothy R. (WF) (FBI)
Cc Mehochko, Daniel A. (WF) (FBI); Garman, Jamie Roseannlyn (WF) (FBI)

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Good afternoon,

Please see the attached updates regarding Arctic Frost. Have a great weekend.

Michelle

Significant Events Report
Report Date: 4/22/2022

Case Name: ARCTIC FROST

Case Number: 58D-WF-3587997 – Opened on 4/13/2022.

Most Recent Case Update:

- CR-15 is in the process of acquiring, downloading, and documenting approximately 55 subpoena returns issued prior to the FBI joining the case. The subpoenas are for approximately 100 different facilities.
- CR-15 is also in the process of acquiring, downloading and documenting approximately 50 2703(d) orders for records associated with approximately 100 email accounts.
- Issuing additional subpoenas for selectors associated with
- A search warrant is currently being drafted for more than 10 email accounts.
- Approximately 16 interviews are being planned for the beginning of May. WFO is coordinating with 13 offices to request assistance with the interviews.

Upcoming Activity:

- On May 9, 2022, FBI with support of case partners NARA and USPIA, will attempt to conduct interviews and serve subpoenas to 16 individuals across six different states who opted not to sign alternate electoral certificates.
- CR-15 analytical team has identified a plan for processing and analyzing 2703(d) and subpoena returns as they become available in a timely manner in order to support the planned interviews and search warrant being drafted.
- DOJ and FBI were informed that government-issued cell phones that purportedly previously belonged to former Vice President Mike Pence and former President Donald J. Trump were in the possession of individuals at the White House. DOJ is currently conducting analysis regarding the FBI taking possession of and processing the phones.
- USAODC and case agents are coordinating with Deloitte to assist in processing future search warrant returns and to host the data in Relativity to conduct any necessary filter reviews and subsequent substantive review of search warrant returns.
- USAODC is determining applicable attorney-client filter protocols for future review of search warrant returns. Case agents will request the assignment of filter agents consistent with those protocols, when necessary.

Background:

The captioned investigation is based on specific and articulable facts indicating that individuals affiliated with Donald J. Trump for President, Inc. (the Trump Campaign) engaged in activity that violated federal law, particularly 18 U.S.C. § 1512(c)(2) and (k) (attempt or conspiracy to corruptly obstruct, influence, and impede the certification of the Electoral College

vote), 18 U.S.C. § 371 (conspiracy), and related statutes. The case is being investigated jointly with the FBI, The National Archives and Records Administration, and The United States Postal Inspection Service.

On December 14, 2020, electors gathered in all fifty states and the District of Columbia to cast and certify their votes for the President and Vice President “in the manner directed by the Constitution” and consistent with their statutory duties. 3 U.S.C. § 8. In addition to the legitimate certificates, allegedly fraudulent certificates were sent to the Archivist of the United States, purporting to represent the elector votes from five states: Arizona (11 electors), Georgia (16 electors), Michigan (16 electors), Nevada (6 electors), and Wisconsin (10 electors). Each of the documents was signed by certain individuals representing to “be the duly elected and qualified Electors for President and Vice President” and purported to cast their electoral votes for then President Donald J. Trump and former Vice President Mike Pence. Individuals in two other states — New Mexico (5 electors) and Pennsylvania (20 electors) — sent similar certificates, but with additional language that the certificates for those states were “certified on the understanding that if, as a result of a final non-appealable Court Order or other proceeding prescribed by law, we are ultimately recognized as being the duly elected and qualified Electors.”

The submission of the allegedly fraudulent certificates appears to have been solicited by the Trump Campaign. In addition, evidence suggests members of the Trump Campaign attempted to convince Vice President Michael Pence to rely on the fraudulent certificates of electors on January 6, 2021, during a Joint Session of Congress.

Potential Charges:

- Attempt or conspiracy to corruptly obstruct, influence, and impede the certification of the Electoral College vote (18 U.S.C. § 1512(c)(2) and (k))
- Falsification of records (18 U.S.C. § 1519)
- Conspiracy to defraud the United States (18 U.S.C. § 371)
- Mail Fraud (18 U.S.C § 1341)

Case Agents:

- SA Michelle Ball
- SA Jamie Garman
- SA Daniel Mehochko


Arctic Frost Update - Message (HTML)

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Mon 4/25/2022 11:06 AM

 Thibault, Timothy R. (WF) (FBI)
Arctic Frost Update

To: D'Antonio, Steven Michael (WF) (FBI)
Cc: Adams, Jill P. (DO) (FBI)

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Timothy R. Thibault
Assistant Special Agent in Charge
Criminal Division - Branch II
Northern Virginia RA
Washington Field Office
Desk: [REDACTED]
Cell: [REDACTED]