



UNITED STATES COMMISSION ON CIVIL RIGHTS

624 NINTH STREET, NW, WASHINGTON, DC 20425
www.usccr.gov

April 26, 2010

VIA E-MAIL, REGULAR MAIL, AND FAX (202-616-0222)

Joseph H. Hunt, Esq.
Director, Federal Programs Branch
Civil Division
United States Department of Justice
20 Massachusetts Avenue, NW
Washington, DC 20001

Re: Request for Meeting

Dear Mr. Hunt:

Reference is made to your letter of April 16, 2010 regarding discovery-related issues.

In your letter, you indicate that the Department is "willing to meet with the Commission if it has questions about the Department's [discovery] responses." Please be informed that Commission staff wishes to schedule such a meeting as soon as possible, and it is requested that you please contact the undersigned for that purpose.

Without limitation, at any such meeting the Department should be prepared to address the following:

1. The Department has failed to provide witness statements of those individuals who were present at the polling place on Fairmount Street on Election Day 2008. While the Department has provided redacted statements taken by the Federal Bureau of Investigation, similar statements taken by Department staff have not been provided.
2. As indicated in prior correspondence, the Department has yet to supply specific assertions of privilege to specific discovery requests. This needs to be addressed.
3. In your letter, it was left ambiguous as to whether the Commission is free to publish the supplemental documents that were provided on that date. As you are aware, the Commission generally makes available to the public documents received pursuant to its investigations. In your letter, however, the Department requests that the Commission take steps to protect the identity of private individuals or lower-level Department personnel. While the Commission

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is willing to consider this request, it is unclear exactly what the Department is referring to. Guidance would be appreciated.

We look forward to meeting with you or any other appropriate official with regard to the above, as well as other outstanding discovery issues. Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'David P. Blackwood', with a stylized, sweeping flourish at the end.

David P. Blackwood
General Counsel

cc: Chairman Gerald A. Reynolds
Vice Chair Abigail Thernstrom
Commissioner Todd F. Gaziano
Commissioner Gail Heriot
Commissioner Peter N. Kirsanow
Commissioner Arlan D. Melendez
Commissioner Ashley L. Taylor, Jr.
Commissioner Michael J. Yaki
Martin Dannenfelser, Staff Director