From:

Sent: 7/4/2018 1:02:08 PM
To: jeevacation@gmail.com

Subject: Re: Hello

Importance: High

Personal/Political bias is one thing (I still would exploit it any and every time on cross); this was an obsession and directly relevant "Stop Trump." Also, the IG made clear in his testimony Strzok told him McCabe was there. McCabe is another real character. He denies this; but he also is irreconcilably at odds with Comey on WSJ leak. Absolutely right that taking emails alone is not fair; but I would point out that it is folks like Strzok and company who have ruined many a businesman's life based exclusively on a twisted reading of emails sold to a jury. Flynn is an interesting case. I believe I could have gotten his plea back for him in a second based on what has surfaced; but he decided to go a different way. But as to your underlying point that there might well be something to go after with these guys, I hear you; but I have spent my whole career fighting bullies and crooked, unethical prosecutors. That will remain a guiding principle for me, whether the target is popular, hated, a complete jerk, guilty, etc. I am doing ok, thanks. I see you really follow this stuff.

----Original Message----

From: jeffrey E. <jeevacation@gmail.com>
To: David Schoen

Sent: Wed, Jul 4, 2018 8:51 am

Subject: Re: Hello

we're on the same team. strzok. testimony was that discussions with lovers, often include embellishments. and not indicative of non professionalism. I believe he said nothing more than it referenced " andys office". . says andy was there. how many other people were there? were strzok and strzok and strzok off in the corner talking to each other. was mccabe on the phone? you know that taking emails alone is not meaningful. . isnt it a but much to say that prosecutors that have strong opinions. should be looked out with skepticism? who doesnt have bias. . strzok had many neg hillary opinions . . - michael cohen. michael flynn. . are not fictions created by mueller? how are you?

On Wed, Jul 4, 2018 at 8:31 AM, < war was a worde: > wrote: Gotti was an anomaly because of his personality (some agents loved him and some hated him); but I get your point. Couple of things:

- 1. This the investigation of the President. It is only as good as public confidence in it can be (subtracting the conspiracy theorists on both sides). We just can't have someone with this kind of political bias as a lead investigator. But more importantly, he was not alone. He was just stupid enough to show it in office emails. We don't yet know what his private emails showed. Strzok, however, says that he met with McCabe the number 2 guy in the FBI and in his office discussed how best to stop Trump from becoming President. That just cannot be tolerated. Plus, if I find any evidence of personal or other extraneous animus in any case by any agent or prosecutor, I view it as an open invitation for cross examination and any other exploitation possible as it cannot be an accepted part of the process.
- 2. In this whole matter, I am most disturbed by the composition of the Mueller team and it seems to me that if we are to learn anything from the IG's report it is the importance of having an investigation conducted above-board without personal and political baggage. Mueller had a whole universe of lawyers from around the country to choose from to make up his team. He purposefully chose a murderer's row of the worst. I can go one by one; but I will spare you. Here are a couple of examples:
- A. Andrew Weissmann was known in the EDNY as "The Pathological Liar" after the SNL character. He literally would withhold exculpatory evidence throughout the case and then one day when defense counsel went to the bathroom or lunch, stick the documents under others on his table and tell the judge the lawyer had it all along. I have been brought into a case in which he lied from start to finish and now his rats have come to me to admit their role in it to get murder convictions in two cases. He has been cited by judges for his misconduct and he runined both Arthur Anderson and Enron through his work, all of which was rejected by the higher courts. He also is a Trump hater and Clinton sycophant. Mueller knows Weissmann's conduct up close and personal. He chose Weissmann for his chief counsel at the FBI years ago.

- B. Jeannie Rhee, hand-picked by Mueller from Mueller's own firm, was actually Clinton's lawyer in the email investigation. Now how does that look. She also is a bully and thinks she is a real tough guy and I don't want that kind of character around. I also have an ineffective assistance of counsel case against her for a client in a \$100 million earnings management fraud case in which she was way over her head.
- C. Greg Andres was another bully who replaced Weissmann in the EDNY. He withheld evidence terribly in his cases, regularly threatened others, and accused a defendant of putting out a contract on him when he knew it was a completely bogus claim, but gave him the publicity he craved. He is 100% in the pro-Clinton, anti-Trump camp. President Obama gave his wife a federal judgeship on the SDNY

and on and on.

I don't personally believe Russia affected the election at all; but I certainly am not qualified to say. I do know that we have meddled in other countries' elections as a matter of policy forever. But the bottom line is, if there is to be an investigation, just play it straight up. I am friends for a long time with the IG. If they had picked him to head up the team, I would not be a weekly guest on Hannity tv and radio (I never would have been asked), as I know he would pick a team of honest folks from across the spectrum.

Subject: Re: Hello

is it overblown. ? all mob prosecutors have strong feelings towards their targets. I recall many that told stories of how they despised gotti etc. why is stryok different?

On Wed, Jul 4, 2018 at 7:51 AM, < > wrote:

I am obsessed with prosecutorial and FBI misconduct wherever it rears it ugly head and i am committed to doing what i can to fight it whether for my death penalty clients or a klansman. Lots of wrongdoing here and we all lose when the system breaks down.

I assume you were just flipping the channels.

Hope you are doing well. I see they never miss an opportunity to try to drag you in - saw an article the other day asking how you missed the #metoo press and tying you to trump. Didn't mention much of all you have been put through already. I hope the cases are all behind you now. I would have liked to have helped; but i guess you and your team decided on a different direction. Whatever works best.

On Wednesday, July 4, 2018 jeffrey E. < jeevacation@gmail.com > wrote:

judge jeannie?

On Mon, Apr 16, 2018 at 9:54 PM, < > wrote:

Just checking in to see how you are getting along these days. I hope all the litigation is well behind you and things are going well

Take care.

David

David I. Schoen

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