

From: Lauria, Jolene A. (JMD)
Subject: For Your Awareness: These documents were shared with OAG.
To: Toomey, Kathleen (ODAG)
Cc: Atkinson, Lawrence (ODAG); Pondell, Robert (JMD); Maxey, Peter (JMD); Smith, Linda (JMD); Kleppinger, Eric (JMD); Levery, Scott (JMD); Lyons, Maureen (JMD)
Sent: June 17, 2022 11:37 AM (UTC-04:00)
Attached: KleptoCapture Large Seizure Update 6.15.22.docx, Ukraine_Afghanistan Supp Track - updates as of 05.31.22 v2 (003).xlsx

These materials were requested for the AG's background in prep/planning for his upcoming trip.

In case there are follow-up questions just wanted you to be aware. I was originally told I would be at the briefing—or to be “on call” for questions. I have not had any calls or feedback s of yet.

Ms. Jolene Ann Lauria
Acting Assistant Attorney General
for Administration

“If you wish for peace, work for Justice”

Department of Justice
Assets Forfeiture Fund
Status of Task Force KleptoCapture Large Seizures

The investigative efforts of Task Force KleptoCapture have identified (b) (5) that are in the process of being seized or have already been seized:

The JMD Asset Forfeiture Management Staff (AFMS) has worked with ADAG Rush Atkinson to provide financial support from the Assets Forfeiture Fund (AFF) to facilitate the efforts to seize these assets.

Currently, ADAG Atkinson has approved (b)(5) per JMD in AFF funding to MLARS (b)(5) per JMD) and USMS (b)(5) per JMD) to be spent on facilitating the efforts to seize assets:

---JMD AFMS has allocated (b)(5) per JMD to the Criminal Division's Money Laundering and Asset Recovery Section (MLARS)

---JMD AFMS has allocated (b)(5) per JMD of the (b)(5) per JMD to the United States Marshals Service (USMS); the remaining (b)(5) per JMD is held in reserve.

MLARS (b)(5) per JMD details:

Tango

On April 5, 2022, ADAG Atkinson approved (b)(5) per JMD of the (b)(5) per JMD to facilitate the seizure of the yacht **Tango** in Mallorca, Spain. The Department announced the seizure the same day.

Current status of the asset: the owner has appealed the seizure efforts, and legal efforts are ongoing in the Spanish court system.

Current status of spending: As of May 31, MLARS had obligated (b)(5) per JMD of AFF funding for the pre-seizure efforts. These obligations include operations and maintenance (O&M) of the yacht as well as port expenses and repair costs.

Estimated future costs: It is currently estimated that this yacht will cost approximately (b)(5) per JMD per year to maintain prior to disposal.

(b) (5)

USMS (b)(5) per JMD details:

Amadea

On April 20, 2022, ADAG Atkinson approved (b)(5) per JMD of the (b)(5) per JMD to facilitate the seizure of the yacht ***Amadea*** in Fiji. The Department announced the seizure of this yacht on May 5.

Current status of the asset: There were appeals filed against the seizure, but the Fijian Supreme Court upheld the seizure on June 7 and the ***Amadea*** began sailing for the United States shortly after the announcement. There are DOJ and Coast Guard personnel on board during the voyage to ensure the safety of the yacht.

Current status of spending: As of May 31, the USMS has obligated (b)(5) per JMD from the AFF to cover five months of O&M costs for this yacht.

Estimated future costs: It is currently estimated that this yacht will cost approximately (b)(5) per JMD per year to maintain prior to disposal.

Other Assets

The remaining (b)(5) per JMD of the (b)(5) per JMD is being held in reserve pending the identification of additional assets.

U.S. DEPARTMENT OF JUSTICE				
STATUS OF OBLIGATION – TASK FORCE KLEPTOCAPTURE LARGE SEIZURES				
ASSET	Asset Status	Lead Component	Amount Allocated	Amount Obligated
YACHT - TANGO	Complaint pending	CRM/MLARS	(b)(5) per JMD	(b)(5) per JMD
(b) (5)				
YACHT - AMADEA	In USMS custody	USMS	(b)(5) per JMD	(b)(5) per JMD

Status of \$67 million Supplemental Funding:

The obligations discussed above, totaling approximately (b)(5) per JMD as of May 31, have all been obligated out of the AFF. On May 21, 2022, the President signed the Additional Ukraine Supplemental Appropriations Act, which included \$67 million in supplemental funding to the Department's General Administration account to support these ongoing seizure efforts as well as additional seizure efforts as more assets are identified by Task Force KleptoCapture. AFMS is currently working with the Justice Management Division's Budget Staff and Finance Staff to get these funds apportioned and available for obligation. When this process has been completed, tentatively on July 1, AFMS will work with ADAG Atkinson to establish new allocations with MLARS and the USMS to allow future obligations against the ***Tango*** and ***Amadea*** to be incurred against the supplemental funding. Current estimates indicate the process to forfeit these yachts could take up to two years, which would cost approximately (b)(5) per JMD for the O&M of the ***Tango*** and (b)(5) per JMD for the O&M of the ***Amadea***. The USMS has also indicated the possible upcoming seizure of another asset, which would also be funded from the supplemental resources. (b) (5)

Department of Justice - Ukraine Supplemental Funding from P.L. 117-103, Division N Status Report as of 05/05/2022								
Emergency Funding Status (\$ in thousands)								
Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending	Estimated Expenses Incurred from Base/Regular Appropriations	Comments (Include any significant activities, accomplishments or milestones, and other relevant data not capture in any other field)
		(b)(5) per JMD						(b)(5) per JMD
FBI	43,600						-	
GLA (Total)	9,700						-	
CRM	9,045							
TAX	655						-	
NSD	1,100						-	
US Attorneys	5,000						-	
DOJ Total	\$ 59,400						\$ -	

Department of Justice - Afghanistan Refugee Resettlement Supplemental Funding from P.L. 117-43, Division X Status Report as of 05/05/2022								
Emergency Funding Status (\$ in thousands)								
Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending	Estimated Expenses Incurred from Base/Regular Appropriations	Comments (Include any significant activities, accomplishments or milestones, and other relevant data not capture in any other field)
FBI	50,000	(b)(5) per JMD					-	
DOJ Total	\$ 50,000						\$ -	

	Department of Justice - Ukraine Supplemental Funding from P.L. 117-103, Division N Status Report as of 05/05/2022						
	Emergency Funding Status (\$ in thousands)						
	Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending
	FBI	43,600	(b)(5) per JMD				
	GLA (Total)	9,700					
	CRM	9,045					
	TAX	655					
	NSD	1,100					
	US Attorneys	5,000					
	DOJ Total	\$ 59,400					
	Department of Justice - Afghanistan Refugee Resettlement Supplemental Funding from P.L. 117-43, Division X Status Report as of 05/05/2022						
	Emergency Funding Status (\$ in thousands)						
	Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending
	FBI	50,000	(b)(5) per JMD				
	DOJ Total	\$ 50,000					

Department of Justice - Additional Ukraine Supplemental Funding from P.L. 117-128, Title I Status Report as of 05/31/2022						
Emergency Funding Status (\$ in thousands)						
Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending
GA	67,000	(b)(5) per JMD				
DOJ Total	\$ 67,000					
Department of Justice - Ukraine Supplemental Funding from P.L. 117-103, Division N Status Report as of 05/31/2022						
Emergency Funding Status (\$ in thousands)						
Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending
FBI	43,600	(b)(5) per JMD				
GLA (Total)	9,700					
CRM	9,045					
TAX	655					
NSD	1,100					
US Attorneys	5,000					
DOJ Total	\$ 59,400					
Department of Justice - Afghanistan Refugee Resettlement Supplemental Funding from P.L. 117-43, Division X Status Report as of 05/31/2022						
Emergency Funding Status (\$ in thousands)						
Component	Appropriation	Allocated	Commitments	Obligations	Outlays	Total Spending
FBI	50,000	(b)(5) per JMD				
DOJ Total	\$ 50,000					

From: Maxey, Peter (JMD)
Subject: FW: RESPONSE: KleptoCapture Task Force Spending
To: Adams, Andrew (ODAG); Adams, Andrew (USANYS) 1
Cc: Pondell, Robert (JMD)
Sent: August 5, 2022 11:39 AM (UTC-04:00)

Hi Andrew,

Let me know when you have sometime and I would be happy to walk through this with you.

Peter

From: Lauria, Jolene A. (JMD) (b) (6)
Sent: Friday, August 5, 2022 11:38 AM
To: Lyons, Maureen (JMD) (b) (6); Maxey, Peter (JMD) (b) (6); Kleppinger, Eric (JMD) (b) (6)
Subject: FW: RESPONSE: KleptoCapture Task Force Spending

From: Lauria, Jolene A. (JMD)
Sent: Thursday, August 4, 2022 4:25 PM
To: Adams, Andrew (ODAG) (b) (6)
Cc: Bruck, Andrew (ODAG) (b) (6); Atkinson, Lawrence (ODAG) (b) (6)
Subject: RESPONSE: KleptoCapture Task Force Spending

Andrew—

Thanks for the call this morning. After that call, I discussed this with my staff to remind me of the protocols we set up for the task force a few months ago (just to check my memory) and what the potential path forward is regarding your request to access resources to pay for things like contract linguists, and who obtains the linguist for you.

With regard to the question- how do you “hire a contract linguist” or procure needs for the Task Force as the lead- when they are beyond the district’s ability.

- This task for was set up to operate within the USAOs for administrative purposes—so the AO in SDNY is expected to take care of a reasonable level of administrative functions for you (your travel, your TA, and these type of purchases if the district itself has an existing need/contract). If you need something related to the KleptoCapture Task Force overall, but not specifically SDNY’s cases/role in it, I would recommend that you (or your AO) work with EOUSA’s Chief Financial Officer on how best to execute a needed administrative task. US Attorneys has existing contracts for these type of things and it would be most expeditious to use what exists.

With regard to the question- how can it be funded, particularly when the resource requirements extend beyond the district’s budget. A few answers to that:

- EOUSA can assist if there are resources available within Headquarters. They are tracking the supplemental resources the US Attorneys received for this purpose, so they are a good resource to discuss emerging and future resource needs with as they arise.
- Regular AFF funding annual process (just distinguishing from the source of funds—supplemental and AFF annual allocation) that request for funds would come from Peter Maxey to me, then to Rush (ODAG lead for AFF).
- The Supplemental funds for the \$67 million can be accessed – with a policy decision/confirmation that those funds will extend beyond the investigative costs leading to seizure of ships and the custodial costs for those ships

—to other investigative costs leading to seizures from the task force. Once that policy confirmation is obtained (I will check with the DAG) then the typical route for that request would be from Peter Maxey (Director of AFMS) to me, then to Rush (ODAG lead for AFF).

Hope this is helpful. I talked with Jonathan at EOUSA- so he is aware of this exchange and happy to help.

Jolene

From: Adams, Andrew (ODAG)
Subject: Re: (OLA WF 124967) Request for Views on SFR for a July 19th SJC Hearing on Kleptocracy.
To: Maxey, Peter (JMD)
Sent: August 3, 2022 5:42 PM (UTC-04:00)

I know neither who I need or what I may be missing, so everyone's invited while I get educated!

Sent from my iPhone

On Aug 3, 2022, at 5:33 PM, Maxey, Peter (JMD) <(b) (6)> wrote:

Andrew,

So I reread your email about appropriate funding. I initially thought you were asking for either AFF or Supplemental Funding. But if you are asking about other DOJ Appropriated funding, you will need to talk to Jolene. I think the confusion was your inclusion of (b)(6), (b)(7)(C), (b)(7)(F) from USMS Complex asset group and the Amadea invoices.

If you are looking for funding to support the general operations of the task force that is a question for Jolene. I would think this is why Rush suggest setting up the meeting with Jolene.

If you are looking for funding to support seizing and forfeiting assets including the investigative and litigations expense related to identifying those asset I can answer those questions.

Either way I don't think you need (b)(6), (b)(7)(C) for those discussions unless I'm missing something.

Peter

From: Maxey, Peter (JMD)
Sent: Wednesday, August 3, 2022 5:16 PM
To: Adams, Andrew (ODAG) (b) (6)
Subject: RE: (OLA WF 124967) Request for Views on SFR for a July 19th SJC Hearing on Kleptocracy.

Andrew,

We have a very fixed process for this. You just need to send me what you need with as much detail as possible. I would then run it up our standard chain of command of Jolene and Rush.

I'm not sure we need to involve Jolene at this point without a little more information.

If possible, can we talk at 10 and then if we need Jolene we can schedule late but I think I can answer all your questions.

Thanks

Peter

From: Adams, Andrew (ODAG) (b) (6)
Sent: Wednesday, August 3, 2022 5:07 PM
To: Maxey, Peter (JMD) (b) (6)
Subject: Re: (OLA WF 124967) Request for Views on SFR for a July 19th SJC Hearing on Kleptocracy.

Yes, generally discussing mechanisms for my team to draw on appropriated funds for things like discovery contractors, etc.

Sent from my iPhone

On Aug 3, 2022, at 5:01 PM, Maxey, Peter (JMD) (b) (6) wrote:

Andrew,

I'm not sure what the issue is with the invoices. There are process to get them paid either in advance of the forfeiture or as claimants after the forfeiture. We have funding available for these types of expense that is already approved.

Is there some other issue that we need Jolene to weigh in on?

Thanks

Peter

From: Adams, Andrew (ODAG) (b) (6)
Sent: Wednesday, August 3, 2022 4:54 PM
To: Maxey, Peter (JMD) (b) (6)
Subject: Re: (OLA WF 124967) Request for Views on SFR for a July 19th SJC Hearing on Kleptocracy.

Tied up until later this evening but could do a call in the morning. I have a call set with Jolene and (b)(6), (b)(7)(C) at 10

Sent from my iPhone

On Aug 3, 2022, at 4:48 PM, Maxey, Peter (JMD) (b) (6) wrote:

Do you have time for a quick call on these bills?

Thanks

(b) (6)

Sent from my iPhone

On Aug 3, 2022, at 4:04 PM, Adams, Andrew (ODAG) (b) (6) wrote:

For sure. Thank you!

Sent from my iPhone

On Aug 3, 2022, at 3:55 PM, Maxey, Peter (JMD) (b) (6) wrote:

Can you forward them to me? I should be able to help get them paid.

Sent from my iPhone

On Aug 3, 2022, at 3:54 PM, Adams, Andrew (ODAG) (b) (6) wrote:

(b)(6), (b)(7)(C), (b)(7)(F) forwarded them my way, so I believe so

Sent from my iPhone

On Aug 3, 2022, at 3:52 PM, Maxey, Peter (JMD) (b) (6) wrote:

Are they USMS invoices?

Sent from my iPhone

On Aug 3, 2022, at 3:51 PM, Adams, Andrew (ODAG) (b) (6) wrote:

Outstanding invoices. Trying to set up a call for tomorrow morning but waiting to hear back from Jolene/Jennifer

Sent from my iPhone

On Aug 3, 2022, at 3:47 PM,
Maxey, Peter (JMD)

(b) (6)

wrote:

Hi Andrew,

On Monday, Jolene
mentioned that there were
some issues related to the
Amadea and Fiji.

We are checking with the
USMS but are not aware of
any issue. Would you know
what the inquiry is about?

Thanks

Peter

Sent from my iPhone

On Jul 14, 2022,
at 4:25 PM,
Adams, Andrew
(ODAG)

(b) (6)

wrote:

Duplicative Material, Document ID: 0.7.1197.94917, Bates Number 22cv2656_002199

From: Adams, Andrew (ODAG)
Subject: Re: (OLA WF 124967) Request for Views on SFR for a July 19th SJC Hearing on Kleptocracy.
To: Maxey, Peter (JMD)
Sent: August 3, 2022 5:27 PM (UTC-04:00)

Rush suggested I set this up. Can I get you to join this call so we can do it in one shot?

Sent from my iPhone

On Aug 3, 2022, at 5:15 PM, Maxey, Peter (JMD) <(b) (6)> wrote:

Duplicative Material, Document ID: 0.7.1197.108282, Bates Number 22cv2656_002425

From: Adams, Andrew (USANYS) 1
Subject: RE: Update on KleptoCaputre Vessels
To: Maxey, Peter (JMD); Bickford, Jennifer (JMD); Adams, Andrew (ODAG); Lim, David (NSD); Khoo, Michael (CRM)
Cc: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS); Patton, Gene (CRM); Sharp, Garland S. (JMD); Bass, Pam (USMS)
Sent: April 29, 2022 2:03 PM (UTC-04:00)

I would say (b) (5) Otherwise works from my perspective.

From: Maxey, Peter (JMD) <(b) (6)>
Sent: Friday, April 29, 2022 2:00 PM
To: Adams, Andrew (USANYS) 1 <(b) (6)> Bickford, Jennifer (JMD) <(b) (6)>
Adams, Andrew (ODAG) <(b) (6)> Lim, David (NSD) <(b) (6)> Khoo, Michael (CRM) <(b) (6)>
Cc: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS) <(b) (6)> Patton, Gene (CRM) <(b) (6)> Sharp, Garland S. (JMD) <(b) (6)> Bass, Pam (USMS) <(b) (6)>
Subject: RE: Update on KleptoCaputre Vessels
Importance: High

Andrew,

We were asked to clarify these 2 answers. Do the below rewrites work? (b) (5)

Thanks

3. Why 5? (b) (5)

6. Are there more than 5 vessels or other assets? (b) (5)

From: Adams, Andrew (USANYS) 1 <(b) (6)>
Sent: Friday, April 29, 2022 10:07 AM
To: Maxey, Peter (JMD) <(b) (6)> Bickford, Jennifer (JMD) <(b) (6)> Adams, Andrew (ODAG) <(b) (6)> Lim, David (NSD) <(b) (6)> Khoo, Michael (CRM) <(b) (6)>
Cc: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS) <(b) (6)> Patton, Gene (CRM) <(b) (6)> Sharp, Garland S. (JMD) <(b) (6)> Bass, Pam (USMS) <(b) (6)>
Subject: RE: Update on KleptoCaputre Vessels

Suggestions in track-changes, attached. Thank you all.

From: Maxey, Peter (JMD) <(b) (6)>
Sent: Friday, April 29, 2022 9:40 AM
To: Bickford, Jennifer (JMD) <(b) (6)> Adams, Andrew (ODAG) <(b) (6)>
Adams, Andrew (USANYS) 1 <(b) (6)> Lim, David (NSD) <(b) (6)> Khoo, Michael (CRM) <(b) (6)>
Cc: (b)(6), (b)(7)(C), (b)(7)(F) per USMS (USMS) <(b) (6)> Patton, Gene (CRM) <(b) (6)> Sharp, Garland S. (JMD) <(b) (6)> Bass, Pam (USMS) <(b) (6)>
Subject: RE: Update on KleptoCaputre Vessels

Importance: High

All

We need any comments on this document as soon as possible.

Thanks

Peter

From: Bickford, Jennifer (JMD) <(b) (6)>
Sent: Thursday, April 28, 2022 1:59 PM
To: Maxey, Peter (JMD) <(b) (6)> Adams, Andrew (ODAG) <(b) (6)> Adams, Andrew (USANYS) 1 <(b) (6)> Lim, David (NSD) <(b) (6)> Khoo, Michael (CRM) <(b) (6)>
Cc: (b) (6), (b) (7)(C), (b) (7)(F) per USMS (USMS) <(b) (6)> Patton, Gene (CRM) <(b) (6)> Sharp, Garland S. (JMD) <(b) (6)> Bass, Pam (USMS) <(b) (6)>
Subject: RE: Update on KleptoCaputre Vessels

Good afternoon everyone-

Please see attached draft answers to recent Senate Approp questions related to vessel seizures.

Jenn

-----Original Appointment-----

From: Maxey, Peter (JMD) <(b) (6)>
Sent: Thursday, April 28, 2022 9:51 AM
To: Maxey, Peter (JMD); Adams, Andrew (ODAG); Adams, Andrew (USANYS) 1; Lim, David (NSD); Khoo, Michael (CRM)
Cc: (b) (6), (b) (7)(C), (b) (7)(F) per USMS (USMS); Patton, Gene (CRM); Bickford, Jennifer (JMD); Sharp, Garland S. (JMD); Bass, Pam (USMS)
Subject: Update on KleptoCaputre Vessels
When: Thursday, April 28, 2022 2:00 PM-2:30 PM (UTC-05:00) Eastern Time (US & Canada).
Where: Microsoft Teams Meeting

Microsoft Teams meeting

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Or call in (audio only)

(b) (6)

Phone Conference ID: (b) (6)

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April 28, 2022

(b) (5)

_____.

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

(b) (5)

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

(b) (5) [REDACTED]
[REDACTED].

4. How much will each vessel generate? (b) (5) [REDACTED]
[REDACTED].

a. Is this number before or after deducting any necessary management expenses? How much overall? (b) (5) [REDACTED]
[REDACTED]
[REDACTED].

5. Why can't you use the AFF and reimburse the \$13.4 million before transferring the proceeds? (b) (5) [REDACTED]
[REDACTED]
[REDACTED].

6. Are there more than 5 vessels or other assets? (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

7. Do you need legislation to make it so that " Any funds generated from these seizures will be used for Ukrainian Humanitarian efforts."? If so, can we see it? (b) (5) [REDACTED]
[REDACTED]
[REDACTED].

April 28, 2022

- (b) (5)

- _____.

- _____

- Why 5? (b) (5)

- _____

114

- _____.

- a. Is this number before or after deducting any necessary management expenses? How much overall? (b) (5)

[REDACTED]

5. Why can't you use the AFF and reimburse the \$13.4 million before transferring the proceeds?

(b) (5)

[REDACTED]

6. Are there more than 5 vessels or other assets? (b) (5)

[REDACTED]

7. Do you need legislation to make it so that " Any funds generated from these seizures will be used for Ukrainian Humanitarian efforts."? If so, can we see it? (b) (5)

[REDACTED]

From: Carlin, John P. (ODAG)
Subject: putting at top of inbox, in first doc
To: Klapper, Matthew B. (OAG)
Sent: April 14, 2022 9:10 AM (UTC-04:00)
Attached: 2022.04.01 KleptoCapture - Overview of Existing Authorities.docx, 2022.03.14 - AG Briefer - Sanction TFs DRAFT v2.docx

-----Original Message-----

From: Carlin, John P. (ODAG)
Sent: Friday, April 1, 2022 10:49 AM
To: Klapper, Matthew B. (OAG) <(b) (6)>
Subject: FW:

BRIEFING MEMORANDUM

SUBJECT: Oligarch Task Forces

DATE: March 14, 2022

In recent weeks, multiple entities have announced new initiatives dedicated to holding accountable Russian oligarchs and others who implicitly bolster the Russian regime responsible for the Ukraine. These include:

Name of Task Force	Composition	Focus/Responsibilities
Task Force KleptoCapture	DOJ	Seizure of assets involved in sanctions evasion or related criminal conduct. Prosecution of sanctioned evaders.
Russian Elites, Proxies, and Oligarchs (REPO) Task Force ¹	DOJ, Treasury, & Foreign Partners	International information-sharing to target and immobilize priority target's assets.
Freeze and Seize Task Force	EU	Coordination among EU member states vis-à-vis oligarch-focused investigations and proceedings.

This memorandum sets forth an overview of all three Task Forces.

Task Force KleptoCapture **[DOJ Only]**

Since the announcement of the Task Force, we have focused our efforts on three immediate priorities: (1) organization of the Task Force itself, (2) identification of short-term priority investigations, and (3) identification and pursuit of asset seizures.

Scope of Mission: TFKC has been messaging the following priorities to our agency and international partners: (1) prosecution of sanctioned individuals/entities for *any* appropriate, available charge; (2) prosecution of any individual or entity relating to the evasion of those sanctions or facilitation of the movement of our targets' money; (3) seizure of assets subject to

¹ Formerly described as a "Transatlantic Task Force" when announced by the White House.

those sanctions or belonging to any of the above-mentioned individuals/entities; and (4) facilitation of foreign requests for seizures or arrests relating to the same mission.²

Organization and Personnel: The TFKC Director (Adams) is joined by two Deputies, Michael Khoo of the Criminal Division and David Lim of the National Security Division. FBI has designated a team of approximately (b)(5), (b)(7)(E) [REDACTED]; NYFO has separately two principal squads assigned to existing cases. Additional resources from USPIIS, IRS-CI, HSI, and other partners have been committed.

Existing Cases: Existing cases at the USAOs and within Main Justice components will continue under existing reporting and approval chains, with TFKC providing coordination and resources as requested or required, following consultations regarding each existing case. Based on the data call, we have to date identified ten investigations, including mature cases, that fall within TFKC's mission. The most immediate lines of effort are the following.

- Malofeyev: Upon the TFKC's announcement, SDNY unsealed its indictment in *US v. Jack Hanick*, charging a former TV producer who assisted Russian propagandist Konstantin Malofeyev, a sanctioned oligarch. SDNY aims to charge Malofeyev himself within 30 days.
 - Through the TFKC coordination with other USAOs, we also identified (b)(5), (b)(7)(A) [REDACTED]
[REDACTED]
[REDACTED]
- (b)(5), (b)(7)(A) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].
- (b)(5), (b)(6), (b)(7)(A) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

² The TFKC priorities will relate to those sanctions arising from Russian aggression dating from 2014 forward (i.e., "new and future sanctions imposed in response to the Ukraine invasion, as well as sanctions imposed for prior instances of Russian aggression and corruption").

ATTORNEY WORK PRODUCT
CONTAINS 6(e) MATERIAL // LAW ENFORCEMENT SENSITIVE

- Additional Possible Items of Forfeiture: We are currently investigating the possibility of (b)(5), (b)(6), (b)(7)(A)

Unassigned Priority Targets/Lines of Effort: (b)(5), (b)(6), (b)(7)(A)

Future Targets: TFKC will coordinate with participating LE agencies, Main Justice components, and USAOs to assign new targets, and to respond to new investigative leads developed through those participants or through the TFKC directly. This is already happening with respect to targets identified in recent days, e.g., (b)(5), (b)(7)(A)

Private-Sector Engagement: TFKC will coordinate with MLARS-BIU, NCET, and relevant regulators, respectively, to engage financial institutions regarding applicable BSA-AML obligations and to ensure rapid and effective sharing of information derived from those institutions BSA-AML programs regarding targets of prosecution.

Overview of DOJ Seizure/Forfeiture Authorities

Civil Forfeiture: The Department's principal authorities to seize and forfeit assets based on sanctions violation come from the general civil forfeiture authority set forth in 18 U.S.C. § 981.

- *Section 981(a)(1)(C) allows the Department to forfeit blocked property transferred after the imposition of sanctions, as such property would represent the proceeds of an IEEPA violation.* The government may, for example, block and forfeit funds that are moved from one bank account to another after the imposition of sanctions.
- *Section 981(a)(1)(C) also allows the government to forfeit property, the possession of which would not be possible with a sanction-violative transaction, as such property also constitutes the proceeds of an IEEPA violation.* So, for example, the government may in some

³ (b)(5), (b)(7)(A)

circumstances forfeit a townhome belonging to a sanctioned individual, for which taxes, significant repairs, and insurance payments are made in violation of IEEPA. However, the forfeiture must be considered proportionate to the offense under the Eighth Amendment.⁴ In sanctions violation cases, therefore, the strength of the nexus between the property and the IEEPA violation is critical.

- *Section 981(a)(1)(A) permits the forfeiture of property involved in an international promotional money laundering transaction.* For example, if a ship is used to facilitate another sanctions or export control violation, the ship itself is subject to civil forfeiture. The forfeiture must be proportionate to the offense.

For civil forfeiture, in particular, two categories of evidence are critical. First attribution evidence is necessary to show the property belongs to or is controlled by a sanctioned person/entity. This is key to demonstrating that transactions involving that property are, in fact, violative of sanctions. Second, for any theory based on the use of the U.S. Dollar to obtain or maintain property (e.g., sanctions violations based on the use of USD transactions to maintain the asset), identify U.S. Dollar transactions transiting through the United States is key.

Seizure Warrants and Restraining Orders: The government can obtain custody of an asset via a criminal seizure warrant under 21 U.S.C. § 853(f) or a criminal restraining order under 21 U.S.C. § 853(e) that required the transfer of the asset to the government's custody. Alternatively, the government could seize the asset for civil forfeiture via a civil seizure warrant issued under 18 U.S.C. § 981(b) or a warrant of arrest *in rem* issued under Rule G(3)(b)(ii). In each case, however, the restraint or transfer to the government will trigger judicial proceedings to determine if the asset is forfeitable.

Criminal Forfeiture: Criminal forfeiture is unlikely to be immediately relevant to this task force. An *in personam* action against a defendant first requires a criminal conviction. Forfeiture is part of the defendant's sentence. Criminal forfeiture is limited to the property interests of the defendant, including any proceeds earned by the defendant's illegal activity. As part of sentencing, a court may order the forfeiture of a specific piece of property listed in the indictment, of a sum of money as a money judgment, or other property as substitute property.

Administrative Forfeiture: The FBI retains administrative forfeiture authorities for relatively less expensive items. In general, property subject to administrative forfeiture includes monetary instruments; personal property (including but not limited to vehicles, vessels, aircraft, merchandise, baggage, jewelry, art, furniture, and antiques) valued at less than or equal to \$500,000; a vessel, vehicle, or aircraft used to import, export, transport, or store any controlled

⁴ In examining the proportionality of a forfeiture amount to an offense, the Court considers: '(1) the essence of the crime of the defendant and its relation to other criminal activity, (2) whether the defendant fits into the class of persons for whom the statute was principally designed, (3) the maximum sentence and fine that could have been imposed, and (4) the nature of the harm caused by the defendant's conduct.' *United States v. Castello*, 611 F.3d 116, 120 (2d Cir. 2010).

substance or listed chemical; and merchandise the importation of which is prohibited.⁵ Conversely administrative forfeiture is not permissible for real property; personal property valued at more than \$500,000; or funds seized from an account if the amount seized is over \$500,000.

Disruptions Other than Seizure/Forfeiture: If not forfeiture or seizure authority is available, the Department may consider the use of other tools, such as (b)(5)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Russian Elites Proxies and Oligarchs (REPO) Task Force
[Treasury + DOJ]

Background: On February 26, 2022, the U.S., Canada, Germany, France, Italy, the UK, and the EU announced a joint task force focused on (a) sanctions-related seizures and (b) forfeitures of assets that are the subject of sanctions evasion or the proceeds of other illicit activity, including kleptocracy. Japan and Australia have subsequently joined. President Biden described this task force in the State of the Union as the “transatlantic task force.”

Objective: The Russian Elites Proxies and Oligarchs (REPO) Task Force will leverage multilateral coordination to intensify economic pressure on the Russian state and Russian oligarchs and elites, by enhancing international information sharing to swiftly and efficiently target and immobilize assets globally.

The REPO Task Force aims to implement the group’s collective financial sanctions by identifying and freezing the assets of sanctioned individuals and entities that exist within our jurisdictions. Further, the task force is intended to detect and disrupt the movement of ill-gotten gains from these sanctioned individuals and entities, and to deny them the ability to hide their assets in jurisdictions across the world.

Structure: The following partners have expressed interest in being founding members of the task force: the European Union, the United Kingdom, France, Germany, Italy, Japan, Australia, Canada, and the United States. Additional partners may join in the future. The Task Force will be operational in nature, and will consist of representatives of ministries from partner countries who are able to take concrete actions, including: sanctions, civil and criminal law enforcement authorities, special collection authorities, partner information sharing, asset freezing and seizures. The Task Force will be comprised of Justice Ministry and Finance Ministry counterparts in each jurisdiction, in concert with competent ministries.

⁵ 15 U.S.C. § 1595a.

Operations: Finance and Justice ministries in Task Force member jurisdictions will coordinate to take concrete action to disrupt and immobilize assets of targeted Russian elites and other persons, and to disrupt Russian illicit finance, underpinned by enhanced information sharing across Task Force members. This work will be guided by an overall operational strategy, to be agreed upon by partner country representatives, that prioritizes high-value assets in relevant jurisdictions.

The Task Force will identify a priority list of Russian elites and elite enablers that will be the targets of the initial Task Force efforts, with a focus on assets that can be frozen and/or seized. Task Force members will also facilitate information sharing to support sanctions designations and enforcement, the use of other financial regulatory tools, as well as information-sharing through liaison channels, between financial intelligence units (FIUs), and among other competent authorities.

Ministerial: A ministerial is currently planned for Wednesday, March 16, 2022. Draft talking points are attached as Tab A.

Russian Elites Proxies and Oligarchs (REPO) Task Force
[Treasury + DOJ]

Background: On March 4, 2022, the EU announced a “Freeze and Seize” Task Force focused on coordinating actions that fall under national EU competences for investigations and proceedings against oligarchs. According to early statements, member states will choose a person to serve as an EU “contact point” in the effort to hunt down assets. Justice authorities would take a leading role in investigating where assets are hidden.

On March 11, 2022, EU Justice Commissioner Didier Reynders chaired the first meeting of the Task Force. Commissioner Reynders will chair the EU Commission’s work on its Task Force.

**AG Talking Points for the Ministerial on the International Task Force
On Russian Sanctions/Illicit Finance**
March 16, 2022

First Agenda Item: Scope of Work
[S Yellen leads/ AG follows]

I am very glad to be able to join Secretary Yellen and all of you today.

Our experts met last week, and their work is well underway. Together, we have already seized and frozen sanctioned properties in multiple jurisdictions.

The task force we are announcing today will only strengthen and accelerate this work.

By bringing together our financial and criminal justice experts, we will be able not only to freeze assets, but also to forfeit them – and, where possible, to pursue criminal prosecutions, whether for sanctions evasion, kleptocracy, corruption, or other underlying criminal activity.

The current crisis is a test of our values and our resolve in numerous respects – not least with respect to rule of law. We are facing an adversary that has no respect for the rule of law – indeed an adversary that is essentially a nation that has been captured by kleptocracy and organized crime.

This task force will thus send an important message worldwide: we are committed to work together to impose severe costs on Russian leaders and oligarchs by imposing and enforcing sanctions – and we are equally committed to tracking down the funds that have been stolen from the Russian people by Putin and his cronies – to forfeit those funds - and to prosecute those thieves, and their enablers, wherever possible.

I look forward to working closely with all of you to achieve these goals. Let me turn this back to Secretary Yellen, to lead our opening discussion.

Second Agenda Item: Target Prioritization Considerations
[AG Leads/ S Yellen follows]

Given that we all have finite resources, it is important that we consider how to set targeting priorities.

I recognize that this is not a “one size fits all” situation, for several reasons:

First, we may not all have sanctioned the same individuals or entities – although I would submit we should work to eliminate any gaps or differences to the extent possible;

Second, the assets subject to sanction will vary from jurisdiction to jurisdiction; and

Third, we may have differing views as to the relative importance of the sanctioned individuals and entities – particularly with respect to their role in, and possible influence over, the Russian regime.

Nonetheless, I believe that it is important that we charge our Task Force experts to come to consensus, to the extent possible, on targeting priorities.

This is particularly critical for the longer-term project of forfeiture and possible criminal prosecutions, which will require intensive analysis and international cooperation.

We also will all need to ensure that we have the necessary legal tools in place for such prosecutions and forfeitures – in particular, the possibility of non-conviction based forfeiture. I suggest that we charge our experts to consider this issue as well.

We plan to circulate [*or* We have already circulated] to the Task Force a list of our priority targets.

But we want, of course, to hear from all of you as to your priorities. Let me turn first to Secretary Yellen, before opening this up for discussion.

Third Agenda Item: Next Steps
[S Yellen leads/ AG follows]

With respect to next steps, there are three dimensions on which I believe we should focus: speed; depth; outreach.

First, speed. As Secretary Yellen has emphasized, speed is critical here, to ensure that we are freezing assets before they can be removed from our jurisdictions.

And that requires speed in information sharing – making use both of our already established channels, and the new points of contact created by our Task Force.

Second, depth. We will need to share information not only quickly, but in depth, if we are to succeed in forfeiting funds and conducting criminal prosecutions.

In this regard, I would suggest that each of us inventory our existing investigations – including any recently closed investigations – that touch upon sanctions violations or on Russian oligarchs or Russian money laundering, including by Russian organized crime.

We should then share information about those investigations through the Task Force, to see whether there are commonalities, or evidence that we can provide each other to advance our cases together.

Finally, outreach: we should, I would suggest, consider bringing other key countries into the Task Force – particularly financial centers such as Switzerland and Liechtenstein.

We also should offer to assist willing countries that may not have the capacity on their own to investigate sanctions violations – or even to locate assets to be frozen.

And we also should consider approaching – as a unified Task Force – jurisdictions that may be resistant to cooperating, to confront them regarding sanctions evasion or other criminal activity.

But let me now turn the floor back to Secretary Yellen, to lead our discussion.

Overview of DOJ Seizure/Forfeiture Authorities

FIRST PRINCIPLES

- When a person is sanctioned, all of his or her U.S.-based assets should be frozen in place. He or she, for example, would be prohibited from moving money out of a U.S. bank account or selling a painting. Likewise, third parties are prohibited from assisting in those types of prohibited transfers. So a bank, for example, would not be permitted to allow a sanctioned individual to move money of an account.
- If the asset stays frozen in place, the Justice Department does not have an immediate way to forfeit or otherwise seize the asset. Merely being the property of a sanctioned individual does not give the Justice Department a basis for taking action.
- If property moves or is transferred in violation of a sanction *after* the sanction is imposed, that constitutes sanctions evasion and the property becomes the proceeds of that crime. At that point, the Justice Department has a basis for seizing the asset (and ultimately forfeiting the asset).

AUTHORITIES

Civil Forfeiture: The Department's principal authorities to seize and forfeit assets based on sanctions violation come from the general civil forfeiture authority set forth in 18 U.S.C. § 981.

- *Section 981(a)(1)(C) allows the Department to forfeit blocked property transferred after the imposition of sanctions, as such property would represent the proceeds of an IEEPA violation.* The government may, for example, block and forfeit funds that are moved from one bank account to another after the imposition of sanctions.
- *Section 981(a)(1)(C) also allows the government to forfeit property, the possession of which would not be possible with a sanction-violative transaction, as such property also constitutes the proceeds of an IEEPA violation.* So, for example, the government may in some circumstances forfeit a townhome belonging to a sanctioned individual, for which taxes, significant repairs, and insurance payments are made in violation of IEEPA. However, the forfeiture must be considered proportionate to the offense under the Eighth Amendment.¹ In sanctions violation cases, therefore, the strength of the nexus between the property and the IEEPA violation is critical.
- *Section 981(a)(1)(A) permits the forfeiture of property involved in an international promotional money laundering transaction.* For example, if a ship is used to facilitate

¹ In examining the proportionality of a forfeiture amount to an offense, the Court considers: '(1) the essence of the crime of the defendant and its relation to other criminal activity, (2) whether the defendant fits into the class of persons for whom the statute was principally designed, (3) the maximum sentence and fine that could have been imposed, and (4) the nature of the harm caused by the defendant's conduct.'" *United States v. Castello*, 611 F.3d 116, 120 (2d Cir. 2010).

another sanctions or export control violation, the ship itself is subject to civil forfeiture. The forfeiture must be proportionate to the offense.

For civil forfeiture, in particular, two categories of evidence are critical. First, attribution evidence is necessary to show the property belongs to or is controlled by a sanctioned person/entity. This is key to demonstrating that transactions involving that property are, in fact, violative of sanctions. Second, for any theory based on the use of the U.S. Dollar to obtain or maintain property (e.g., sanctions violations based on the use of USD transactions to maintain the asset), identifying U.S. Dollar transactions transiting through the United States is key.

Seizure Warrants and Restraining Orders: The government can obtain custody of an asset via a criminal seizure warrant under 21 U.S.C. § 853(f) or a criminal restraining order under 21 U.S.C. § 853(e) that required the transfer of the asset to the government's custody. Alternatively, the government could seize the asset for civil forfeiture via a civil seizure warrant issued under 18 U.S.C. § 981(b) or a warrant of arrest *in rem* issued under Rule G(3)(b)(ii). In each case, however, the restraint or transfer to the government will trigger judicial proceedings to determine if the asset is forfeitable.

Criminal Forfeiture: Criminal forfeiture is unlikely to be immediately relevant to this task force. An *in personam* action against a defendant first requires a criminal conviction. Forfeiture is part of the defendant's sentence. Criminal forfeiture is limited to the property interests of the defendant, including any proceeds earned by the defendant's illegal activity. As part of sentencing, a court may order the forfeiture of a specific piece of property listed in the indictment, of a sum of money as a money judgment, or other property as substitute property.

Administrative Forfeiture: The FBI retains administrative forfeiture authorities for relatively less expensive items. In general, property subject to administrative forfeiture includes monetary instruments; personal property (including but not limited to vehicles, vessels, aircraft, merchandise, baggage, jewelry, art, furniture, and antiques) valued at less than or equal to \$500,000; a vessel, vehicle, or aircraft used to import, export, transport, or store any controlled substance or listed chemical; and merchandise the importation of which is prohibited.² Conversely administrative forfeiture is not permissible for real property; personal property valued at more than \$500,000; or funds seized from an account if the amount seized is over \$500,000.

Disruptions Other than Seizure/Forfeiture: If no forfeiture or seizure authority is available, the Department may consider the use of other tools, such as (b)(5)

[REDACTED]

² 15 U.S.C. § 1595a.

PROPOSED ADDITIONAL AUTHORITIES

[Note: These proposals continue to undergo further review and finetuning as a result of conversations with the Treasury Department and others in the interagency process].

Tier 1: Sanctions-Related Proposals³

- (b) (5)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] [REDACTED]
[REDACTED]
[REDACTED].
 - Note: (b) (5)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].
- (b) (5)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].
- (b) (5)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

³ The proposals have been developed in conjunction with the Director of DOJ's Task Force KleptoCapture and others in DOJ with experience in prosecuting and disrupting sanctions violators.

4 (b) (5) [REDACTED]
[REDACTED]
[REDACTED]).

(b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]

(b) (5)

[REDACTED]

- (b) (5)
- [REDACTED]

Tier 2: Additional Russia-Related Proposals

- (b) (5)
- [REDACTED]

- (b) (5)
- [REDACTED]

- (b) (5)
- [REDACTED]

- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].
- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].
- (b) (5) [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

From: Adams, Andrew (ODAG)
Subject: Re: State/Funding for Asset Maintenance
To: Newman, David A. (ODAG)
Cc: Atkinson, Lawrence (ODAG)
Sent: April 18, 2022 12:36 PM (UTC-04:00)

Spoke with State today. It was largely a primer for them on the forfeiture process, time required to finally forfeit, costs associated with that process, and short versus long term priorities as a matter of TF strategy. I broached the notion of (b)(6) per State

Sounds like (b)(5) per State

Sent from my iPhone

On Apr 16, 2022, at 5:27 PM, Adams, Andrew (ODAG) <(b) (6)> wrote:

Will do.

Saw the email re today's call too late to join, but the comments from MLARS/Civil Appellate cover my reaction. NSD also notes that there have been other proposals (b) (5) - the two that seem most useful/plausible to me are 1) (b) (5) : and 2) (b) (5)

e.

Sent from my iPhone

On Apr 16, 2022, at 5:01 PM, Newman, David A. (ODAG) <(b) (6)> wrote:

Roger. Good for you to have the call. As you may have seen from the earlier email traffic today and yesterday, there have been lots of discussions taking place around how to use seized (and even blocked) funds for benefit of Ukraine including (b) (5)

So good to hear them out but would take back any proposals for discussion.

On Apr 16, 2022, at 5:51 PM, Adams, Andrew (ODAG) <(b) (6)> wrote:

Received the email below earlier in the week, and we have a call tentatively set for Monday morning. (b) (5). I'll plan to mention that possibility when we speak. If there have been other conversations with state/DOD, please let me know and I'll sync.

From: (b)(6) per State
Sent: Wednesday, April 13, 2022 2:29 PM
To: (b)(6) per Treasury; (b)(6) Andrew Adams (ODAG); (b)(6) David Lim (NSD); (b)(6) Michael Khoo (CRM)
Cc: (b)(6) per State <@state.gov>
Subject: post seizure asset management

Gentlemen,
Our A/S and undersecretary are beginning to discuss what will happen with the assets in

terms of (b)(5) per State .

We're separately getting press inquiries about what our plan is for seized assets. Would you have time this week to discuss this particular point? (b)(5) per State

[REDACTED]

I'd very much welcome your views. We also understand there's likely to be rumblings about this start to come from Congress.

Best,

(b)(6) per State

Deputy Director

Office of Threat Finance Countermeasures (EB/TFS/TFC)

Economic and Business Affairs Bureau

U.S. Department of State

Office: (b) (6) | Cell: (b) (6)

(b)(6) per State [@state.gov](mailto: @state.gov)

Sent from my iPhone

From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] RE: post seizure asset management
To: (b)(6) per State
Cc: Khoo, Michael (CRM); (b)(6) per Treasury; Lim, David (NSD); (b)(6) per State
Sent: April 18, 2022 11:03 AM (UTC-04:00)

I'm dialed in. Waiting to be admitted

Sent from my iPhone

On Apr 18, 2022, at 9:50 AM, (b)(6) per State @state.gov> wrote:

Just reforwarded!

(b)(6) per State
Deputy Director
Office of Threat Finance Countermeasures (EB/TFS/TFC)
Economic and Business Affairs Bureau
U.S. Department of State
Office: (b) (6) | Cell: (b) (6)
(b)(6) per State @state.gov

From: Adams, Andrew (ODAG) <(b) (6)>
Sent: Monday, April 18, 2022 10:33 AM
To: Khoo, Michael (CRM) <(b) (6)>
cc: (b)(6) per State @state.gov; (b)(6) per Treasury; Lim, David (NSD)
<(b) (6) (b)(6) per State @state.gov>
Subject: Re: [EXTERNAL] RE: post seizure asset management

Checking on the same - I haven't seen an invite. Please let us know if this time still works for a call.

Sent from my iPhone

On Apr 18, 2022, at 7:19 AM, Khoo, Michael (CRM) <(b) (6)> wrote:

Was an Outlook invitation sent?

On Apr 16, 2022, at 5:40 PM, (b)(6) per State @state.gov> wrote:

Ok, great, let's do 11am on mon. I'll send out the meeting invite.

Enjoy the rest of your weekend!

(b)(6) per State

Get [Outlook for Android](#)

From: (b)(6) per Treasury
Sent: Friday, April 15, 2022 7:27:50 PM

To: (b)(6) per State [REDACTED] <[REDACTED]@state.gov>; (b)(6) David Lim (NSD) [REDACTED]
Cc: (b)(6) Andrew Adams (ODAG) [REDACTED]; (b)(6) Michael Khoo (CRM) [REDACTED]
(b)(6) per State [REDACTED] <[REDACTED]@state.gov>
Subject: RE: [EXTERNAL] RE: post seizure asset management

I could do a call between 11 and noon.

From: (b)(6) per State [REDACTED] <[REDACTED]@state.gov>
Date: April 15, 2022 at 4:22:08 PM EDT
To: Lim, David (NSD) <(b)(6) [REDACTED]>
Cc: (b)(6) per Treasury [REDACTED]; Adams, Andrew (ODAG) [REDACTED]
<(b)(6) [REDACTED]>; Khoo, Michael (CRM) <(b)(6) [REDACTED]>
(b)(6) per State [REDACTED] <[REDACTED]@state.gov>
Subject: RE: [EXTERNAL] RE: post seizure asset management

**** Caution:** External email. Pay attention to suspicious links and attachments. Send suspicious email to suspect@treasury.gov **

Thanks David,
An initial exploratory conversation is just fine, and thank you! Monday is great, how about sometime between 10-noon?

Best,

(b)(6) per State [REDACTED]
Deputy Director
Office of Threat Finance Countermeasures (EB/TFS/TFC)
Economic and Business Affairs Bureau
U.S. Department of State
Office: (b)(6) [REDACTED] | Cell: (b)(6) [REDACTED]
(b)(6) per State [REDACTED] <[REDACTED]@state.gov>

From: Lim, David (NSD) <(b)(6) [REDACTED]>
Sent: Friday, April 15, 2022 1:26 PM
To: (b)(6) per State [REDACTED] <[REDACTED]@state.gov>
Cc: (b)(6) per Treasury [REDACTED]; Adams, Andrew (ODAG) <(b)(6) [REDACTED]>
Khoo, Michael (CRM) <(b)(6) [REDACTED]> (b)(6) per State [REDACTED] <[REDACTED]@state.gov>
Subject: Re: [EXTERNAL] RE: post seizure asset management

Hi (b)(6) per State [REDACTED] - I won't speak for (b)(6) per Treasury [REDACTED] but I don't believe DOJ is in a position to have this conversation yet. We're happy to have a call but I just want to manage expectations. Would Monday work? Thanks.

David Lim
U.S. Department of Justice
Mobile: (b)(6) [REDACTED]

On Apr 15, 2022, at 1:23 PM, (b)(6) per State <[REDACTED]@state.gov> wrote:

Hi all,

Following up on the below. David Lim, would you (and (b)(6) per Treasury [REDACTED]) have a few minutes to chat about this today or Monday?

Best,

(b)(6) per State

Deputy Director

Office of Threat Finance Countermeasures (EB/TFS/TFC)

Economic and Business Affairs Bureau

U.S. Department of State

Office: (b) (6) [REDACTED] | Cell: (b) (6) [REDACTED]

(b)(6) per State <[REDACTED]@state.gov>

From: (b)(6) per State

Sent: Wednesday, April 13, 2022 2:29 PM

To: (b)(6) per Treasury [REDACTED]; (b)(6) Andrew Adams (ODAG);

(b)(6) David Lim (NSD); (b)(6) Michael Khoo (CRM)

Cc: (b)(6) per State <[REDACTED]@state.gov>

Subject: post seizure asset management

Duplicative Material, Document ID: 0.7.1197.8435, Bates Number 22cv2656_002452

From: Lim, David (NSD)
Subject: RE: [EXTERNAL] RE: post seizure asset management
To: Adams, Andrew (ODAG); Khoo, Michael (CRM)
Cc: (b)(6) per State; (b)(6) per Treasury; (b)(6) per State
Sent: April 18, 2022 10:34 AM (UTC-04:00)

Just forwarded invite

From: Adams, Andrew (ODAG) <(b) (6)>
Sent: Monday, April 18, 2022 10:33 AM
To: Khoo, Michael (CRM) <(b) (6)>
Cc: (b)(6) per State <(b)(6) per State@state.gov>; (b)(6) per Treasury <(b)(6) per Treasury@state.gov>; Lim, David (NSD)
<(b) (6)>
Subject: Re: [EXTERNAL] RE: post seizure asset management

Duplicative Material, Document ID: 0.7.1197.5999, Bates Number 22cv2656_002454

From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] RE: post seizure asset management
To: (b)(6) per State
Cc: (b)(6) per Treasury; Lim, David (NSD); Khoo, Michael (CRM); (b)(6) per State
Sent: April 16, 2022 5:51 PM (UTC-04:00)

Thank you all.

Sent from my iPhone

On Apr 16, 2022, at 4:45 PM, (b)(6) per State @state.gov> wrote:

Duplicative Material, Document ID: 0.7.1197.5999, Bates Number 22cv2656_002454

From: (b)(6) per Treasury
Subject: [EXTERNAL] FW: post seizure asset management
To: Adams, Andrew (ODAG)
Sent: April 13, 2022 2:32 PM (UTC-04:00)

We do not seize, and a blocking is not a taking, so I'm going to defer to you but I'm happy to support.

(b)(6) per Treasury

Department of the Treasury
(Office) (b) (6)

From: (b)(6) per State @state.gov>
Sent: Wednesday, April 13, 2022 2:29 PM
To: (b)(6) per Treasury (b)(6) Andrew Adams (ODAG); (b)(6) David Lim (NSD);
(b)(6) Michael Khoo (CRM)
Cc: (b)(6) per State @state.gov>
Subject: post seizure asset management

Duplicative Material, Document ID: 0.7.1197.8435, Bates Number 22cv2656_002452



From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] FW: Draft REPO New Members Framework
To: (b)(6) per Treasury
Cc: Swartz, Bruce (CRM)
Sent: April 12, 2022 9:09 AM (UTC-04:00)
Attached: 2022.04.04 - REPO_New_Members_Process_Draft.docx

No issues from the TFKC perspective

Sent from my iPhone

On Apr 12, 2022, at 5:13 AM, (b)(6) per Treasury wrote:

Getting this moved became a little more urgent overnight. Happy to discuss secure this morning. (b) (6).

From: (b)(6) per Treasury
Date: April 11, 2022 at 1:57:00 PM EDT
To: Bruce Swartz <(b) (6)> Andrew Adams <(b) (6)>
Subject: FW: Draft REPO New Members Framework

Circling back on this one. Wally asked about it this morning, so I'm going to have to send something up in a couple of hours. Happy to note you haven't cleared on it yet.

(b)(6) per Treasury
Department of the Treasury
(Office) (b) (6)

From: (b)(6) per Treasury
Sent: Thursday, April 7, 2022 7:04 AM
To: Bruce Swartz <(b) (6)> Andrew Adams <(b) (6)>
Subject: Draft REPO New Members Framework

Good morning,

I've taken a stab at collecting the group's thoughts on new members into a single document that we can use as the foundation for discussing proposed new members. I still need my leadership to review it, but I wanted to get your thoughts first. Can please take a look by the end of the week?

Thanks
(b)(6) per Treasury

(b)(6) per Treasury
Department of the Treasury
(Office) (b) (6)

From: (b)(6) per Treasury
Subject: [EXTERNAL] FW: Scheduling Europe calls for Sun/Mon
To: Adams, Andrew (ODAG); Swartz, Bruce (CRM)
Sent: April 7, 2022 5:18 PM (UTC-04:00)

Let me know if there's anything that I can ask Wally to raise.

From: Koch, Andrew (b) (6)
Date: April 7, 2022 at 5:14:58 PM EDT
To: (b)(6) per Treasury
Subject: FW: Scheduling Europe calls for Sun/Mon

FYSA

Andrew N. Koch
Senior Advisor
Office of Terrorism and Financial Intelligence
Department of the Treasury

(U) (b) (6) | (O) (b) (6) | (M) (b) (6)

From: Zoffer, Joshua <(b) (6)>
Sent: Thursday, April 7, 2022 4:55 PM
To: (b)(6) per Treasury
Cc: Yam, Albert <(b) (6)> Smith, Madeleine <(b) (6)> Cummings, Bridget
<(b) (6)> Rosenberg, Elizabeth <(b) (6)> Koch, Andrew
<(b) (6)>
Subject: RE: Scheduling Europe calls for Sun/Mon

Should be! Thanks!

From: (b)(6) per Treasury
Sent: Thursday, April 7, 2022 4:55 PM
To: Zoffer, Joshua <(b) (6)>
Cc: Yam, Albert <(b) (6)> Smith, Madeleine <(b) (6)> Cummings, Bridget
<(b) (6)> Rosenberg, Elizabeth <(b) (6)> Koch, Andrew
<(b) (6)>
Subject: RE: Scheduling Europe calls for Sun/Mon

Thanks, Josh! Is zoom dial-in okay?

From: Zoffer, Joshua <(b) (6)>
Sent: Thursday, April 7, 2022 4:50 PM
To: (b)(6) per Treasury
Cc: Yam, Albert <(b) (6)> Smith, Madeleine <(b) (6)> Cummings, Bridget
<(b) (6)> Rosenberg, Elizabeth <(b) (6)> Koch, Andrew
<(b) (6)>
Subject: Scheduling Europe calls for Sun/Mon

Hi Pat –

Wally asked to schedule a few calls with European counterparts for this weekend or early next week, subject is Russia/Energy:

- **Udo Philipp, German State Secretary for Ministry of Economic Affairs**, Sunday or Monday
- **Emmanuel Moulin, French Tresor Director General**, Monday
- **Elisabetta Belloni, Italian Security Intelligence Department**, Monday or Tuesday

Can you help get these scheduled? I think we probably want a notetaker from TFI on each of them

+ Liz and Andrew for viz

Thank you so much!!

Josh

From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] Antigua Referral
To: (b)(6) Matthew Pelligrino (Treasury)
Cc: (b)(6) per Treasury
Sent: March 28, 2022 5:07 PM (UTC-04:00)

6:00 on is good here.

Sent from my iPhone

On Mar 28, 2022, at 5:04 PM, (b)(6) Matthew Pelligrino (Treasury) wrote:

Thanks Andrew. What time works for you? I can broker the call for you all to hear from him.

Warm regards,

*Matthew P. Pelligrino
Director for Africa-Western Hemisphere Affairs
Director for the Illicit Finance Fusion Cell
Office of Terrorist Financing and Financial Crimes
Department of the Treasury
Office: (b) (6)
Mobile: (b) (6)*

From: Adams, Andrew (ODAG) (b) (6)
Sent: Monday, March 28, 2022 5:03 PM
To: (b)(6) per Treasury
Cc: Pelligrino, Matthew (b)(6)
Subject: Re: [EXTERNAL] Antigua Referral

**** Caution:** External email. Pay attention to suspicious links and attachments. Send suspicious email to suspect@treasury.gov **

This evening better here.

Sent from my iPhone

On Mar 28, 2022, at 4:56 PM, (b)(6) per Treasury wrote:

The ambassador is eager to talk. He wants treasury on the call. Are you available this evening or early tomorrow morning?

From: Adams, Andrew (ODAG) (b) (6)

Date: March 28, 2022 at 4:27:42 PM EDT

To: (b)(6) per Treasury

Cc: Pelligrino, Matthew (b) (6)

Subject: Re: [EXTERNAL] Antigua Referral

**** Caution:** External email. Pay attention to suspicious links and attachments. Send suspicious email to suspect@treasury.gov **

Thanks all. I'm at (b) (6)

Sent from my iPhone

On Mar 28, 2022, at 4:21 PM, (b)(6) per Treasury wrote:

Matt –

The referral for the Ambo should be to DOJ's Andrew Adams, who is running Task Force KleptoCapture and is copied above.

(b)(6) per Treasury

(b)(6) per Treasury

Department of the Treasury

(Office) (b) (6)

the growing number of restrictive measures applied to Russia. From the Netherlands, that would likely include the Minister of Foreign Affairs, Ministry of Finance, Ministry of Infrastructure and Water Management, and Customs. The MFA should follow up with me this week about some dates that would work well on their end. Would that be an engagement your offices and those of other relevant colleagues would be able and willing to join?

(b)(5) per State

Best,

(b)(6) per State

Economic Officer

U.S. Embassy The Hague

Desk: (b) (6)

Cell: (b) (6)

(b)(6) per State [@state.gov](mailto:(b)(6)@state.gov)

From: Seifert, Karen (USADC) (b) (6)

Sent: Thursday, March 24, 2022 4:40 PM

To: (b)(6) per Treasury; Lieberman, Michael (Treasury) (b) (6);

(b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) Omar Bashir (Treasury)

Cc: (b)(6) per State [@state.gov](mailto:(b)(6)@state.gov); (b)(6) per State [@state.gov](mailto:(b)(6)@state.gov); Patton,

Gene (CRM) (b) (6)

Subject: RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

All – We have another resource available, Gene Patton, a Deputy Chief at DOJ's Money Laundering and Asset Recovery Section. Gene specializes in asset recovery and has worked with our office in seizing large tankers and their oil. I'm copying Gene on this email, and he could advise Dutch colleagues about the maintenance of vessels, etc., which as explained is a big challenge (one often worth taking, but a challenge nonetheless).

-Karen

From: (b)(6) per Treasury

Sent: Thursday, March 24, 2022 11:25 AM

To: (b)(6) Michael Lieberman (Treasury); Seifert, Karen (USADC) (b) (6); (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury; (b)(6) per Treasury;

(b)(6) per Treasury; (b)(6) per Treasury; (b)(6) Omar Bashir (Treasury)

Cc: (b)(6) per State [@state.gov](mailto:(b)(6)@state.gov); (b)(6) per State [@state.gov](mailto:(b)(6)@state.gov)

Subject: [EXTERNAL] RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny

Port Access to Sanctioned Russian Vessels

Apologies for the double tap, but I also just realized the EU released [updated guidance](#) that makes it clear ships fall under the asset freezing provision, in case there was any doubt:

Do ships fall under the assets freeze?

Ships fall under the asset freeze, which encompasses all assets owned or controlled by a listed person. This also means that no services, including maritime services, can be provided to ships owned by listed persons.

From: (b)(6) per Treasury

Sent: Thursday, March 24, 2022 11:17 AM

To: Lieberman, Michael (b) (6); Seifert, Karen (USADC) (b) (6)

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

(b)(6) per Treasury

Bashir, Omar (b) (6)

Cc: (b)(6) per State

[@state.gov](#);

(b)(6) per State

[@state.gov](#)>

Subject: RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

Hi all,

Definitely welcome our Dutch colleagues speaking with OFAC or CBP on best practices and how the U.S. implements asset freezes on real property from a practical perspective. The practical implications of what to do with a "frozen" vessel are not insignificant, as pointed out below by Post, so welcome CBP and others (b)(5) per Treasury (b)(5) per Treasury. Those considerations aside,

- (b)(5) per Treasury

-

-

(b)(5) per Treasury

Hope that helps,

(b)(6) per Treasury

(b)(6) per Treasury

Office of Terrorist Financing & Financial Crimes
U.S. Department of the Treasury

O: (b)(6)

M: (b)(6)

(b)(6)

From: Lieberman, Michael (b)(6)

Sent: Thursday, March 24, 2022 10:56 AM

To: Seifert, Karen (USADC) (b)(6)

(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury
(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury
(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury
(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury

Cc: (b)(6) per State @state.gov; (b)(6) per State @state.gov

Subject: Re: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

Thank you, Karen, and hello (b)(6) per State and (b)(6) per State

We would be happy to provide any assistance we can. It sounds like it might be useful for our Dutch partners to talk to our CBP colleagues about our own practices upon a sanctioned vessel coming into port; we would be happy to talk about our own relevant legal authorities to the extent there are useful analogies.

I am copying our law enforcement coordinator (b)(6) per State here, who can link up with CBP, in case that is something that would be useful to set up. Certainly open to other thoughts on best next steps as well.

All best,

Mike

From: Seifert, Karen (USADC) (b)(6)

Date: March 24, 2022 at 10:24:11 AM EDT

To: Lieberman, Michael (b)(6)

(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury
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(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury
(b)(6) per Treasury (b)(6) per Treasury (b)(6) per Treasury

Cc: (b)(6) per State @state.gov; (b)(6) per State @state.gov

Subject: FW: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

**** Caution:** External email. Pay attention to suspicious links and attachments. Send suspicious email to suspect@treasury.gov **

Treasury colleagues – I'm connecting you with (b)(6) per State and (b)(6) per State at the Embassy in the Hague regarding government-government discussions about enforcement of sanctions.

Please note that (b)(5)), so I'd like to stay in the loop about the Dutch government's decisions if possible.

Thank you much -
Karen

Karen P. Seifert
Assistant United States Attorney
National Security Section
U.S. Attorney's Office for the District of Columbia
555 4th Street NW
Washington, DC 20001

(b) (6)

(o)(b) (6)

(c)(b) (6)

From: (b)(6) per State @state.gov>

Sent: Wednesday, March 23, 2022 11:48 AM

To: Seifert, Karen (USADC) (b) (6); (b)(6) per State @state.gov>; (b)(6) per State @state.gov>

Cc: (b)(6) per State @state.gov>

Subject: [EXTERNAL] RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

(b)(6) per State and Karen:

I appreciate your assistance on this! The Netherlands' request for guidance was prompted by the specific (b)(5) vessel but applies more broadly to implementing restrictive measures on sanctioned vessels.

(b)(5) per State

(b)(5) per State

Best,

(b)(6) per State

Economic Officer

U.S. Embassy The Hague

Desk: (b) (6)

Cell: (b) (6)

(b) (6)

SENSITIVE BUT UNCLASSIFIED

From: Seifert, Karen (USADC) (b) (6)

Sent: Friday, March 18, 2022 9:30 PM

To: (b)(6) per State @state.gov>; (b)(6) per State @state.gov>; (b)(6) per State @state.gov>

Subject: RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

Hi all – Happy to help. Just want to confirm:

(b)(5), sanctioned by US and EU, and is currently nearing Holland. It is carrying vehicles to St. Petersburg. Are there any other relevant facts?

If the vessel was located in the US, then Treasury would be able to freeze the property pursuant to its sanctions. Do the EU sanctions allow for the same actions?

As far as DOJ is concerned, we can move to seize a vessel only if it is violating US sanctions now and/or we have another criminal offense. That may be something that we can build to, but I don't have a sure fire way to stop the vessel at this moment.

Would it be helpful if we looped in Treasury enforcement?

Thanks – Karen

From: (b)(6) per State @state.gov>

Sent: Friday, March 18, 2022 2:30 PM

To: (b)(6) per State @state.gov>; (b)(6) per State @state.gov>; Seifert, Karen (USADC)(b) (6)

Subject: [EXTERNAL] RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

(b)(6) per State

I'm tracking your request. Sorry for not responding earlier. Looping in Karen from DOJ who knows this process for the USG very well.

Karen – Anything we can share that would be useful for foreign partners?

Best,

(b)(6) per State

(b)(6) per State

Disruption Operations and Transport Team
Office of Counterproliferation Initiatives (ISN/CPI)
Bureau of International Security and Nonproliferation
U.S. Department of State

(b) (6) (Unclass)

(b) (6) (Class)

(b)(6) per State @state.gov

SENSITIVE BUT UNCLASSIFIED

From: (b)(6) per State @state.gov>

Sent: Wednesday, March 16, 2022 1:09 PM

To: (b)(6) per State @state.gov>; (b)(6) per State @state.gov>

Cc: ISN-CPI-DL <ISN-CPI-DL@state.gov>

Subject: RE: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

(b)(6) per State

Thanks so much providing the corporate registry documents to share with Dutch counterparts - they really appreciated the additional information.

(b)(5) per State

I have additional notes about current Dutch thinking and processes regarding sanctioned vessels, which I hope to report via cable tomorrow as time permits, and I will flag that cable for you.

Best,

(b)(6) per State

Economic Officer
U.S. Embassy The Hague

Desk: (b) (6)

Cell: (b) (6)

(b)(6) per State @state.gov

From: (b)(6) per State @state.gov>

Sent: Thursday, March 10, 2022 2:46 PM

To: (b)(6) per State @state.gov>; (b)(6) per State @state.gov>

Cc: ISN-CPI-DL <ISN-CPI-DL@state.gov>

Subject: Re: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

(b)(6) per State

Always happy to help and support the Netherlands, who have been wonderful partners. (b)(5) per State
[REDACTED]. Let us know if this is helpful.

best,

(b)(6) per State

(b)(6) per State

Disruption Operations and Transport Team

Office of Counterproliferation Initiatives (ISN/CPI)

Bureau of International Security and Nonproliferation
U.S. Department of State

Phone: (b) (6)

(b)(6) per State [\[REDACTED\]@state.gov](mailto:[REDACTED]@state.gov)

From: (b)(6) per State [\[REDACTED\]@state.gov](mailto:[REDACTED]@state.gov)

Sent: Thursday, March 10, 2022 1:43 AM

To: (b)(6) per State [\[REDACTED\]@state.gov](mailto:[REDACTED]@state.gov); (b)(6) per State [\[REDACTED\]@state.gov](mailto:[REDACTED]@state.gov)

Cc: ISN-CPI-DL <ISN-CPI-DL@state.gov>

Subject: FW: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

(b)(6) per State:

I received a message from the MFA's Department of Legal Affairs Transport Adviser as a follow-up to the below demarche. (b)(5) per State
[REDACTED]

As always, Post appreciates additional guidance on these various items from Washington!

Best,

(b)(6) per State

Economic Officer

U.S. Embassy The Hague

Desk: (b) (6)

Cell: (b) (6)

~~SENSITIVE BUT UNCLASSIFIED~~

From: SMART Core <svcSmartBtsEwsSPrec@state.gov>

Sent: Friday, March 4, 2022 5:41 PM

To: (b)(6) per State @state.gov

Subject: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

UNCLASSIFIED

SBU



Action Office: ECON, OLC, POL
Info Office: ECON_INFO, ECON_LES_INFO, DAO_INFO

MRN: [22 THE HAGUE 306](#)
Date/DTG: Mar 04, 2022 / 041639Z MAR 22
From: AMEMBASSY THE HAGUE
Action: WASHDC, SECSTATE ROUTINE
E.O.: 13526
TAGS: ETT, EWWT, PREL, PHSA, KSA, NL
Captions: SENSITIVE
Reference: [22 STATE 6741](#)
Pass Line: State for ISN/CPI
Treasury for OFAC
Subject: (SBU) Netherlands: Demarche Delivered Requesting Maritime Hubs Halt Services and Deny Port Access to Sanctioned Russian Vessels

1. (SBU) Post delivered reftel A points March 4 to the Ministry of Foreign Affairs' (MFA) sanctions and export control offices. Post will report any substantive response septel.

~~SENSITIVE BUT UNCLASSIFIED~~

Signature: WALSH

Drafted By: THE HAGUE: (b)(6) per State The Hague)
Cleared By: POL-ECON: (b)(6) per State The Hague)
Approved By: POL-ECON: (b)(6) per State The Hague)
Released By: THE HAGUE: (b)(6) per State The Hague)
Info: CIA WASHINGTON DC ROUTINE; DIA WASHINGTON DC ROUTINE; DNI WASHINGTON DC ROUTINE; NATIONAL SECURITY COUNCIL WASHINGTON DC ROUTINE; WHITE HOUSE WASHINGTON DC ROUTINE; DEPT OF TREASURY WASHINGTON DC ROUTINE; EUROPEAN POLITICAL COLLECTIVE ROUTINE

XMT:

ST PETERSBURG, AMCONSUL; VLADIVOSTOK, AMCONSUL; YEKATERINBURG, AMCONSUL

Action Post:

NONE

Dissemination Rule:

ECON, OLC, POL, ECON_INFO, ECON_LES_INFO, DAO_INFO

UNCLASSIFIED

SBU

~~SENSITIVE BUT UNCLASSIFIED~~

~~SENSITIVE BUT UNCLASSIFIED~~

~~SENSITIVE BUT UNCLASSIFIED~~

From: Stiglitz, Matthew [SES]
Subject: Automatic reply: [EXTERNAL] RE: Request for Real Estate GTO Input from TFs
To: Adams, Andrew (ODAG)
Sent: April 11, 2022 1:59 PM (UTC-04:00)

I am away from the office until Tuesday, April 14, 2022, and will have infrequent access to email. If you need immediate assistance, please contact Amanda Joca at (b) (6).

From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] FW: CLIP I NBC - U.S. seizes mega yacht owned by oligarch with close ties to Putin
To: (b)(6) per Treasury
Sent: April 4, 2022 10:57 AM (UTC-04:00)

Just rang you. I'm at (b) (6)

Sent from my iPhone

On Apr 4, 2022, at 10:55 AM, (b)(6) per Treasury wrote:

Can you give me a call on this one?

(b)(6) per Treasury

Department of the Treasury
(Office) (b) (6)

From: (b)(6) per Treasury (Intern) (b) (6)
Date: April 4, 2022 at 6:49:12 AM MST
To: _DL_Ukraine <_DL_Ukraine@treasury.gov>, _DL_TFI_FO_Russia/Europe
<_DL_TFI_FO_Russia_Europe@treasury.gov>, _DL_Rapid <_DL_Rapid@treasury.gov>
Subject: CLIP I NBC - U.S. seizes mega yacht owned by oligarch with close ties to Putin

NBC
[U.S. seizes mega yacht owned by oligarch with close ties to Putin](#)
04/04/22, 8.53 AM ET
VIA AP

PALMA DE MALLORCA, Spain — The U.S. government seized a mega yacht in Spain owned by an oligarch with close ties to the Russian president on Monday, the first in the government's sanctions enforcement initiative to "seize and freeze" giant boats and other pricey assets of Russian elites.

Spain's Civil Guard and U.S. federal agents descended on the yacht at the Marina Real in the port of Palma de Mallorca, the capital of Spain's Balearic Islands in the Mediterranean Sea. Associated Press reporters at the scene saw police going in and out of the boat on Monday morning.

The seizure was confirmed by two people familiar with the matter. The people could not discuss the matter publicly and spoke to AP on condition of anonymity. A Spanish Civil Guard spokesman confirmed that officers from the Spanish police body and from the FBI were at the marina searching the vessel Monday morning and said further details would be released later.

A Civil Guard source told The Associated Press that the immobilized yacht is Tango, a 78-meter (254-feet) vessel that carries Cook Islands flag and that Superyachtfan.com, a specialized website that tracks the world's largest and most exclusive recreational boats, values at \$120 million. The source was also not authorized to be named in media reports and spoke to AP on condition of anonymity.

The yacht is among the assets linked to Viktor Vekselberg, a billionaire and close ally of Russian President Vladimir Putin who heads the Moscow-based Renova Group, a conglomerate encompassing metals, mining, tech and other assets, according to U.S. Treasury Department documents. All of Vekselberg's assets in the U.S. are frozen and U.S. companies are forbidden from doing business with him and his entities.

The move is the first time the U.S. government has seized an oligarch's yacht since Attorney General Merrick Garland and Treasury Secretary Janet Yellen assembled a task force known as REPO — short for Russian Elites, Proxies and Oligarchs — as an effort to enforce sanctions after Russia invaded Ukraine in late February.

Vekselberg has long had ties to the U.S. including a green card he once held and homes in New York and Connecticut. The Ukrainian-born businessman built his fortune by investing in the aluminum and oil industries in the post-Soviet era.

Vekselberg was also questioned in special counsel Robert Mueller's investigation into Russian interference in the 2016 U.S. presidential election and has worked closely with his American cousin, Andrew Intrater, who heads the New York investment management firm Columbus Nova.

Vekselberg and Intrater were thrust into the spotlight in the Mueller probe after the attorney for adult film star Stormy Daniels released a memo that claimed \$500,000 in hush money was routed through Columbus Nova to a shell company set up by Donald Trump's personal attorney, Michael Cohen. Columbus Nova denied that Vekselberg played any role in its payments to Cohen.

Vekselberg and Intrater met with Cohen at Trump Tower, one of several meetings between members of Trump's inner circle and high-level Russians during the 2016 campaign and transition.

The 64-year-old mogul founded Renova Group more than three decades ago. The group holds the largest stake in United Co. Rusal, Russia's biggest aluminum producer, among other investments.

Vekselberg was first sanctioned by the U.S. in 2018, and again in March of this year, shortly after the invasion of Ukraine began. Vekselberg has also been sanctioned by authorities in the United Kingdom.

The U.S. Justice Department has also launched a sanctions enforcement task force known as KleptoCapture, which also aims to enforce financial restrictions in the U.S. imposed on Russia and its billionaires, working with the FBI, Treasury and other federal agencies. That task force will also target financial institutions and entities that have helped oligarchs move money to dodge sanctions.

The White House has said that many allied countries, including Germany, the U.K, France, Italy and others are involved in trying to collect and share information against Russians targeted for sanctions. In his State of the Union address, President Joe Biden warned oligarchs that the U.S. and European allies would "find and seize your yachts, your luxury apartments, your private jets."

"We are coming for your ill-begotten gains," he said.

Wednesday's capture is not the first time Spanish authorities have been involved in the seizure of a Russian oligarch's superyacht. Officials there said they had seized a vessel valued at over \$140 million owned by the CEO of a state-owned defense conglomerate and a close Putin ally.

French authorities have also seized superyachts, including one believed to belong to Igor Sechin, a Putin ally who runs Russian oil giant Rosneft, which has been on the U.S. sanctions list since Russia annexed Crimea in 2014.

Italy has also seized several yachts and other assets.

Italian financial police moved quickly seizing the superyacht “Lena” belonging to Gennady Timchenko, an oligarch close to Putin, in the port of San Remo; the 65-meter (215-foot) “Lady M” owned by Alexei Mordashov in nearby Imperia, featuring six suites and estimated to be worth 65 million euros; as well as villas in Tuscany and Como, according to government officials.

Para reported from Madrid and Balsamo reported from Washington.

From: Adams, Andrew (ODAG)
Subject: Re: [EXTERNAL] FW: Draft ALDAC
To: (b)(6) per Treasury
Sent: March 25, 2022 7:43 AM (UTC-04:00)
Attached: 2022.03.22 - ALDAC.docx

Thank you, (b)(6) per Treasury. Looks great, but if you don't mind swapping out my new ODAG email (b)(6) and adding Michael and David to the POC list for TFKC, that would be much appreciated.

Sent from my iPhone

On Mar 24, 2022, at 8:34 PM, (b)(6) per Treasury wrote:

I'm bouncing this over to your new-and-improved email address so it doesn't get lost in the shuffle (b)(6)

(b)(6) per Treasury

Department of the Treasury
(Office) (b)(6)

From: (b)(6) per Treasury
Sent: Tuesday, March 22, 2022 8:04 AM
To: Adams, Andrew (USANYS) (b)(6) Khoo, Michael (CRM)
(b)(6) Lim, David (NSD) (b)(6)
Subject: Draft ALDAC

Good morning,

I've taken a first pass at a cable for State to send out to posts. (b)(5)

(b)(6) per Treasury

(b)(6) per Treasury

Department of the Treasury
(Office) (b)(6)

From: Adams, Andrew (ODAG)
Subject: Re: TFKC: Some Quick Questions
To: Atkinson, Lawrence (ODAG)
Cc: Lim, David (NSD); Khoo, Michael (CRM); Babaeva, Leila (ODAG)
Sent: July 19, 2022 4:24 PM (UTC-04:00)

Indictment of Hanick (facilitator for malofeyev), and indictment of Babakov et al.

Sent from my iPhone

On Jul 19, 2022, at 4:20 PM, Atkinson, Lawrence (ODAG) (b) (6) wrote:

Hey all, the DAG is speaking about sanctions tomorrow. She asked for a quick list of public actions from TFKC. I have:

- a. Seizure of Tango (4/4/2022)
- b. Indictment of Konstantin Malofeyev (4/6/2022)
- c. Seizure of Amadea (5/5/2022)
- d. Seizure warrants for Abramovich planes (6/6/2022)

Anything else I'm missing?

L. Rush Atkinson

Associate Deputy Attorney General

Office of the Deputy Attorney General

(b) (6) (cell); (b) (6) (office)

From: (b)(6) per Treasury
Subject: [EXTERNAL] Draft Briefer
To: Newman, David A. (ODAG); Adams, Andrew (USANYS) 1; Swartz, Bruce (CRM)
Cc: (b)(6) Anna Morris (Treasury)
Sent: March 14, 2022 12:22 PM (UTC-04:00)
Attached: DRAFTBrieferforTaskForceLaunchEvent.docx

Good afternoon,

Here's the draft briefer we've prepared. Can you please send over the draft press statement when it's ready?

(b)(5) per Treasury

Can you please shoot your draft press release over when it's ready? We can then get you connected with our PA team.

Thanks

(b)(6) per Treasury

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