



January 30, 2023

VIA U.S. MAIL

Culpeper County Sheriff's Office
110 W. Cameron St.
Culpeper, VA 22701
Via U.S. Mail

Re: Virginia Freedom of Information Act Request

Dear FOIA Officer:

Pursuant to the Virginia Freedom of Information Act, Va. Code Ann. § 2.2-3700, I, Anisha Hindocha, a resident of Virginia, make the following request for records.

Requested Records

I request that your office produce the following records within five working days:

All electronic communications (including emails, email attachments, calendar invitations, calendar invitation attachments, text messages, or messages on messaging platforms, such as Slack, GChat or Google Hangouts, Lync, Skype, or WhatsApp) between (a) Culpeper County Sheriff Scott Jenkins, and b) any of the individuals or entities listed below, including, but not limited to, at the suggested email addresses or domains. In the case of emails and texts, the search should include those sent or received from nongovernmental accounts and/or devices if they were used to conduct official business, as well those sent from official email addresses or government-issued devices.

Please provide all responsive records from November 3, 2020, through the date the search is conducted.

External Entities:

1. Anyone communicating from an email address ending in americaproject.com or theamericaproject.com
2. Anyone communicating from an email address ending in opsec.group
3. Ashe Epp (asheinamerica@protonmail.com)
4. Barry County, Michigan Sheriff Darren "Dar" Leaf, and/or anyone communicating from an email address ending in barrycounty.org
5. Brevard County, Florida Sheriff Wayne Ivey (wayne.ivey@bcso.us)
6. Culpeper County, Virginia Sheriff Scott Jenkins (sheriffjenkins@culpepersheriffsoffice.com, sheriffjenkins@culpepercounty.gov)
7. Former Bristol County, Massachusetts Sheriff Tom Hodgson (sheriffhodgson@comcast.net, sheriff@bcso-ma.org)

8. Cleta Mitchell (cleta@cletamitchell.com, cmitchell@foley.com)
9. Ed Corrigan, or anyone communicating from an email address ending in cpi.org or conservativepartnership.org
10. Greene County, Missouri Sheriff Jim Arnot (jim@jimarnott.com, jarnott@greencountymo.gov)
11. Holly Kasun (hollyataltitude@protonmail.com)
12. Jacqueline Timmer, or anyone communicating from an email address ending in got-freedom.org or americanvotersalliance.org
13. Jeff O'Donnell (loneraccoon@protonmail.com), and/or anyone communicating from an email address ending in ordros.com
14. Former Livingston County, Illinois Sheriff Tony Childress (tchildress@livingstoncountyil.gov)
15. Logan County, Oklahoma Sheriff Damon Devereaux (ddevereaux@logancountyso.org), or anyone communicating from an email address ending in logancountyso.org
16. Luis Cornelio (luis.cornelio@protonmail.com, lcornel001@citymail.cuny.edu)
17. Michele Replogle (micrep@protonmail.com, micrep@pm.me), and/or anyone communicating from an email address ending in causeofamerica.org
18. Panola County, Texas Sheriff Cutter Clinton (clintoncutter@gmail.com, cutter.clinton@co.panola.tx.us)
19. Phill Kline (phillklineva@gmail.com)
20. Racine County, Wisconsin Sheriff Christopher Schmaling (chris.schmaling@gmail.com, chris.schmaling@racinecounty.com), and/or anyone communicating from an email address ending in racinecounty.com
21. Richard Mack (cspoa2011@gmail.com, sheriffmack@hotmail.com, sheriffmack@protonmail.com), Sam Bushman, or anyone communicating from an email address ending in cspoa.org
22. Randy Miller (itstime152@protonmail.ch, randymiller0608@yahoo.com)
23. Seth Keshel (skeshel@protonmail.com, skeshel@gmail.com)
24. Shawn Smith (ratioinvictus@protonmail.com)
25. Thomas Brechja, Andrew Bath, Tim Griffin, or anyone communicating from an email address ending in thomasmoresociety.org
26. Wicomico County, Maryland Sheriff Mike Lewis (mikelewis@wicomicocounty.org)

Please also note that American Oversight does not seek, and that this request specifically excludes, the initial mailing of news clips or other mass-distribution emails. However, subsequent communications forwarding such emails are responsive to this request. In other words, for example, if Sheriff Jenkins received a mass-distribution news clip from an email address ending in cpi.org, that initial email would not be responsive to this request. However, if Sheriff Jenkins forwarded that email to another individual with his own commentary, that subsequent message would be responsive to this request and should be produced.

Please notify me of any anticipated fees or costs in excess of \$100 prior to incurring such costs or fee.

Guidance Regarding the Search & Processing of Requested Records

In connection with its request for records, I provide the following guidance regarding the scope of the records sought and the search and processing of records:

- Please search all locations and systems likely to have responsive records, regardless of format, medium, or physical characteristics.
- My request for records includes any attachments to those records or other materials enclosed with those records when they were previously transmitted. To the extent that an email is responsive to this request, this request includes all prior messages sent or received in that email chain, as well as any attachments to the email.
- Please search all relevant records or systems containing records regarding agency business. Do not exclude records regarding agency business contained in files, email accounts, or devices in the personal custody of your officials, such as personal email accounts or text messages.
- In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If a request is denied in whole, please state specifically why it is not reasonable to segregate portions of the record for release.
- Please take appropriate steps to ensure that records responsive to this request are not deleted by the agency before the completion of processing for this request. If records potentially responsive to this request are likely to be located on systems where they are subject to potential deletion, including on a scheduled basis, please take steps to prevent that deletion, including, as appropriate, by instituting a litigation hold on those records.

If you have any questions regarding how to construe this request for records or believe that further discussions regarding search and processing would facilitate a more efficient production of records of interest to me, please do not hesitate to reach out to my counsel at the contact information listed below to discuss this request. We welcome an opportunity to discuss this request with you before you undertake your search or incur search or duplication costs. By working together at the outset, we can decrease the likelihood of costly and time-consuming litigation in the future.

Where possible, please provide responsive material in an electronic format by email to the address listed below. Alternatively, please provide responsive material in native format or in PDF format on a USB drive. Please send any responsive material being sent by mail to Anisha Hindocha, c/o American Oversight, 1030 15th Street NW, Suite B255, Washington, DC 20005. If it will accelerate the release of responsive records, please also provide responsive material on a rolling basis.

Conclusion

We share a common mission to promote transparency in government. I look forward to working with your agency on this request. If you do not understand any part of this request, please contact my counsel Rachel Baron at records@americanoversight.org or (202) 897-2465.

Sincerely,
/s/ Anisha Hindocha
Anisha Hindocha