
From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
[REDACTED]
Sent: Wed 12/3/2025 4:07:02 PM (UTC)
To: Sullivan, Edward (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C)
(CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C)
(CRM) (b) (6), (b) (7)(C)@usdoj.gov
Subject: RE: Cuellar

We are aware.

From: Sullivan, Edward (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Wednesday, December 3, 2025 11:06 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C)@usdoj.gov>
Subject: Cuellar

<https://www.politico.com/live-updates/2025/12/03/congress/henry-cuellar-trump-pardon-00674210>

CASE No. 25-20431

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

UNITED STATES OF AMERICA,

PLAINTIFF-APPELLEE,

V.

ENRIQUE ROBERTO “HENRY” CUELLAR,

DEFENDANT-APPELLANT.

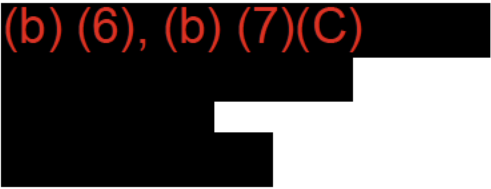
**ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS,
HOUSTON DIVISION,
CASE No. 4:24-CR-224**

**NOTICE OF PRESIDENTIAL PARDON AND UNOPPOSED MOTION TO
VACATE AND DISMISS APPEAL AS MOOT**

Stephen Dockery

Flood & Flood

(b) (6), (b) (7)(C)

A large black rectangular redaction box covers the signature and contact information of Stephen Dockery. The text "(b) (6), (b) (7)(C)" is written in red over the top portion of the redaction.

**Attorney for Defendant-Appellant,
Enrique Roberto “Henry” Cuellar**

CERTIFICATE OF INTERESTED PERSONS
United States v. Enrique Roberto “Henry” Cuellar
Case No. 25-20431

The undersigned counsel of record certifies that the following listed persons and entities described in the fourth sentence of Rule 28.2.1 have an interest in the outcome of this case. These representations are made in order that the judges of this court may evaluate possible disqualification or recusal:

Mitchell, Carmen

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

Flood, Chris

Dockery, Stephen

Reed, Robert

DATED: December 4, 2025

Respectfully submitted,

/s/ Stephen Dockery

Stephen Dockery
Attorney of Record for
Defendant-Appellant

**NOTICE OF PRESIDENTIAL PARDON
AND UNOPPOSED MOTION TO VACATE DISTRICT COURT ORDER
AND DISMISS APPEAL AS MOOTNESS**

Defendant-Appellant Enrique Roberto “Henry” Cuellar, through undersigned counsel, respectfully notifies this Court that on December 2, 2025, United States President Donald J. Trump granted Appellant Congressman Cuellar and his wife Imelda Rios Cuellar “A Full and Unconditional Pardon” in this matter. Exhibit A (referencing 4:24-CR-224)¹.

Generally, any set of circumstances that eliminates an actual controversy after the commencement of a legal proceeding renders that action moot. *Ctr. for Individual Freedom v. Carmouche*, 449 F.3d 655, 661 (5th Cir. 2006). This case has become moot because the pardon has eliminated the dispute below and therefore “there are no longer adverse parties with sufficient legal interests to maintain the litigation.” *DeOtte v. State*, 20 F.4th 1055, 1064 (5th Cir. 2021). “Vacatur of a lower court judgment generally follows when a case becomes moot during an appeal.” *Id.* “Because the present mootness results not from any voluntary acts of settlement or withdrawal by [Appellant], but from the unpredictable grace of a presidential pardon, vacatur is here just and appropriate.” *United States v. Schaffer*, 240 F.3d 35, 38 (D.C. Cir. 2001) (vacating “all opinions,

¹ Available online at <https://www.justice.gov/pardon/media/1419976/dl?inline>

judgments, and verdicts” and remanding to district court with directions to dismiss the case as moot).

“The point of vacatur is to prevent an unreviewable decision ‘from spawning any legal consequences’” so that no party is harmed by what the Supreme Court has called a “preliminary adjudication.” *Camreta v. Greene*, 563 U.S. 692, 713 (2011). When events overtake an appeal, “the normal rule” should apply: vacatur to strip the decision below of its binding effect. *Id.*

A mootness based vacatur is particularly apt here because of the unfairness that would occur if the challenged order stands. *See Schaffer*, 240 F.3d at 38. The adverse order which is the subject of the appeal could be used by other branches or parties to the Appellant’s detriment, even though he is now no longer able to challenge the merits of that order, or any other orders in the proceeding. *See id.* Further, vacatur would respect the effect and intent of the President’s “Full and Unconditional Pardon” under Article II Section 2, Clause 1 of the Constitution. Actions should not be taken that may circumscribe or nullify the President’s constitutional pardon power. *See Bjerkan v. United States*, 529 F.2d 125, 128 (7th Cir. 1975).

Appellant respectfully requests that this Court vacate the appealed order and all proceedings below and remand to the district court with directions to dismiss the case as moot. *See Schaffer*, 240 F.3d at 38.

DATED: December 4, 2025

Respectfully submitted,

/s/ Stephen Dockery

Stephen Dockery

Email: (b) (6), (b) (7)(C)

FLOOD & FLOOD

(b) (6), (b) (7)(C)

/s/ Chris Flood

Chris Flood

Texas Bar No. 07155700

Email: (b) (6), (b) (7)(C)

Eric Reed

The Reed Law Firm, PLLC

(b) (6), (b) (7)(C)

**ATTORNEYS FOR
DEFENDANT-APPELLANT,
ENRIQUE ROBERTO “HENRY”
CUELLAR**

CERTIFICATE OF COMPLIANCE

1. This motion complies with the type-volume limitation of Fed. R. App. P. 32(a)(7)(B) because it contains 436 words, excluding the parts of the motion exempted by Fed. R. App. P. 32(f).

2. This motion complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. P. 32(a)(6) because it has been prepared in a proportionally spaced typeface using Microsoft Word in Times New Roman 14-point font.

Dated: December 4, 2025.

/s/ Stephen Dockery
Stephen Dockery

CERTIFICATE OF SERVICE

I hereby certify that on December 4, 2025, I electronically filed the foregoing with the Clerk of Court for the United States Court of Appeals for the Fifth Circuit by using the appellate CM/ECF system. I certify that all participants in this case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

/s/ Stephen Dockery
Stephen Dockery

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Thur 12/4/2025 5:45:54 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD
 (NSD) (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov]
Subject: RE: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 12:43 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD)
 (b) (6), (b) (7)(C) per NSD>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5) I've attached the pardon.

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Thursday, December 4, 2025 12:38 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; Chris Flood (b) (6), (b) (7)(C); Eric Reed
 (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
 (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (6), (b) (7)(C)
 We are planning to file the attached motion to vacate and dismiss based on the presidential pardon. Are y'all unopposed to the motion?

Thank you,
 Stephen

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Thursday, October 30, 2025 1:07 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; Chris Flood (b) (6), (b) (7)(C); Eric Reed
 (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
 (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Yes that's fine, we are unopposed.

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From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, October 30, 2025 1:05:40 PM
To: Stephen Dockery (b) (6), (b) (7)(C); Chris Flood (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Stephen, our practice is to file separately, but it's just a pro forma motion, which we can get on file later today. Can we file as unopposed? (We would not oppose your motion).

Thanks,

(b) (6), (b) (7)(C)

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Thursday, October 30, 2025 2:00 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Thanks (b) (6), (b) (7)(C) looks like we jumped the gun. We could file a joint motion for access to the sealed portions of the record?

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From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, October 30, 2025 12:47:37 PM
To: Stephen Dockery (b) (6), (b) (7)(C); Chris Flood (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Stephen,

While we do not oppose the sealed materials being part of the record on appeal, have you verified that they are not already? I do not see a motion on the court of appeals docket to access the sealed portions of the record per 5th Cir. R. 27.1.20. Once you have obtained that order, you can request the sealed portions of the record from the district court clerk.

Also, please note that ECF Nos. 148 and 148-1 can be found at ROA.1256-65, and ECF No. 153 can be found at ROA.1275-80.

Relatedly, would you oppose our motion to access the sealed portions of the record?

Regards,

(b) (6), (b) (7)(C)

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Thursday, October 30, 2025 10:55 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C) >; Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (6), (b) (7)(C)

Attached is a draft motion to supplement the appellate record with the sealed and in camera materials. Will you agree to make it a joint motion or otherwise state your position?

Thanks very much,
Stephen

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Wednesday, October 8, 2025 1:06 PM
To: Stephen Dockery (b) (6), (b) (7)(C) >; Chris Flood (b) (6), (b) (7)(C) >; Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Received, thank you Stephen.

(b) (6), (b) (7)(C)

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Wednesday, October 8, 2025 1:50 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C) >; Eric Reed (b) (6), (b) (7)(C) >
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Thanks (b) (6), (b) (7)(C) we are opposed. We would like the normal time for the opening brief.

Stephen Dockery
Flood & Flood

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Sent: Tuesday, October 7, 2025 2:38 PM

To: Chris Flood (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C); Stephen Dockery

(b) (6), (b) (7)(C)

Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)

(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD

Subject: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Counsel:

The government intends to move to expedite the appeal and proposes the following schedule:

- Appellant's brief due 21 days after filing of the Electronic Record on Appeal
- Appellee's response brief due 21 days thereafter
- Appellant's reply brief due 10 days thereafter
- Oral argument to be scheduled at soonest possible opportunity after briefing is complete

At your earliest convenience, please let us know your position on our motion.

Thank you,

(b) (6), (b) (7)(C)

Criminal Division | Appellate Section

U.S. Department of Justice

950 Pennsylvania Avenue NW 20530

cell: (b) (6), (b) (7)(C)

office: (b) (6), (b) (7)(C)

Links contained in this email have been replaced. If you click on a link in the email above, the link will be analyzed for known threats. If a known threat is found, you will not be able to proceed to the destination. If suspicious content is detected, you will see a warning.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Thur 12/4/2025 9:21:01 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)
Attachment: (b) (5)

(b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 3:04 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Ok, after all of that, (b) (5)
(b) (5) I'm going to tell them we'll get back to them tomorrow on this. For now I'm
(b) (5) but welcome any research any folks have time
to do on whether (b) (5)

(b) (5)

Thank you,

From: (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 2:43 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Good here.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov
Sent: Thursday, December 4, 2025 2:26 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Slightly revised....

(b) (5)



Thank you,

From: (b) (6), (b) (7)(C) (CRM)
Sent: Thursday, December 4, 2025 2:02 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: (DOJ Only) FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Talked to Scott, who thinks (b) (5) Proposed response below.

(b) (5)



(b) (5)

Thank you,

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Thursday, December 4, 2025 12:38 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0003

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Mon 12/8/2025 4:03:14 PM (UTC)
To: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C)
 (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C)
 (CRM) (b) (6), (b) (7)(C) @usdoj.gov]
Subject: RE: CNN Interview

Not that we need it, but I'll send an invite just to block our schedules.

From: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Sent: Monday, December 8, 2025 11:02 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
 (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Subject: Re: CNN Interview

Me too.

(b) (6), (b) (7)(C) per NSD

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Monday, December 8, 2025 11:01:30 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>;
 (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: CNN Interview

Same.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Monday, December 8, 2025 11:01 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
 (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: CNN Interview

Works for me.

(b) (6), (b) (7)(C)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Monday, December 8, 2025 10:59 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
 (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: CNN Interview

After our 2pm call?

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Monday, December 8, 2025 10:40 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: CNN Interview

Yes. I think we should chat about this, later today if possible.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Monday, December 8, 2025 10:38 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: FW: CNN Interview

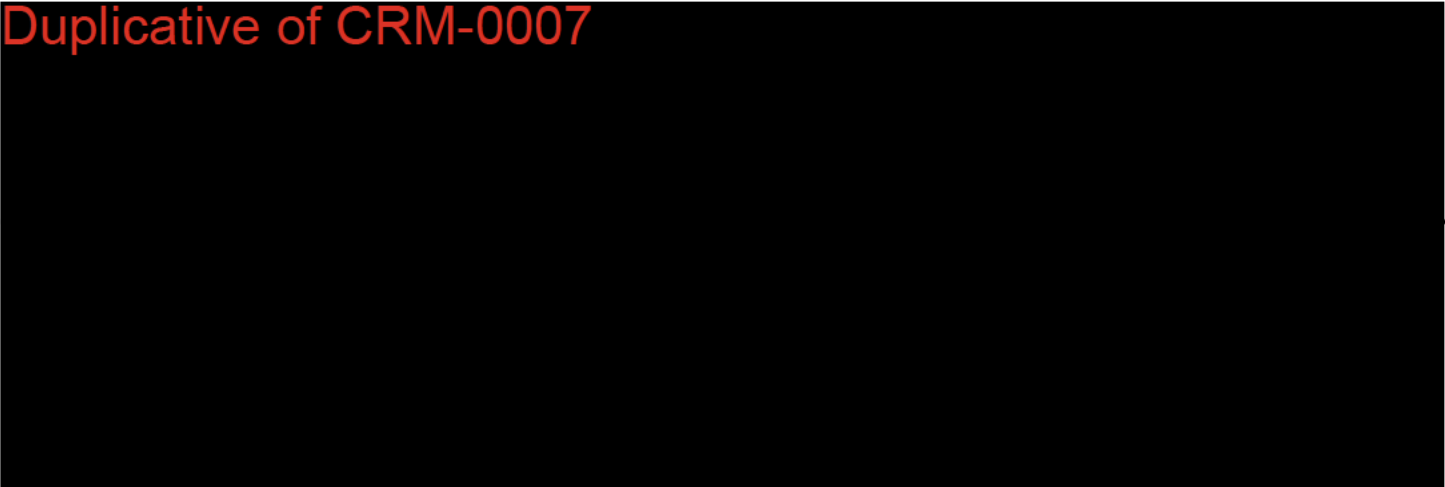
Have you guys had a chance to watch this yet?

From: (b) (6), (b) (7)(C)
Sent: Saturday, December 6, 2025 10:45 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: Re: CNN Interview

<https://www.cnn.com/2025/12/05/politics/video/henry-cuellar-donald-trump-pardon-justice-department>

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Saturday, December 6, 2025 9:32:39 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (JMD) (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (WF) (FBI) (b) (6), (b) (7)(C)
Subject: [EXTERNAL EMAIL] - Re: CNN Interview

Duplicative of CRM-0007



Duplicative of CRM-0007



From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)

Sent: Fri 12/12/2025 7:08:43 PM (UTC)

To: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C)
(CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C)
(CRM) (b) (6), (b) (7)(C) @usdoj.gov]

Subject: RE: 2025.12.10_Response to Motion for Vacatur

Attachment: 2025.12.12_Response to Motion for Vacatur.docx

Here's the right one.

From: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD

Sent: Friday, December 12, 2025 2:08 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

Is this the wrong attachment?

(b) (6), (b) (7)(C) per NSD

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Sent: Friday, December 12, 2025 2:07 PM

To: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>;
(b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

(b) (5) Let me know if you guys are ok with this.

From: (b) (6), (b) (7)(C) (CRM)

Sent: Friday, December 12, 2025 2:04 PM

To: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>;
(b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

(b) (5)

(b) (5)

From: (b)(6), (b)(7)(C) per NSD (NSD) (b)(6), (b)(7)(C) per NSD
Sent: Friday, December 12, 2025 2:00 PM
To: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>;
(b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Subject: RE: 2025.12.10_Response to Motion for Vacatur

I very much like (b)(6), (b)(7)(C) suggestion.

One other nit: (b)(5)

[REDACTED]

(b)(6), (b)(7)(C) per NSD

From: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Sent: Friday, December 12, 2025 1:57 PM
To: (b)(6), (b)(7)(C) per NSD (NSD) (b)(6), (b)(7)(C) per NSD; (b)(6), (b)(7)(C) (CRM)
(b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Subject: RE: 2025.12.10_Response to Motion for Vacatur

One additional minor suggestion 😊

(b)(6), (b)(7)(C)

From: (b)(6), (b)(7)(C) per NSD (NSD) (b)(6), (b)(7)(C) per NSD
Sent: Friday, December 12, 2025 12:30 PM
To: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) (CRM)
(b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Subject: RE: 2025.12.10_Response to Motion for Vacatur

I like this version. I had just a few more suggestions.

(b)(6), (b)(7)(C) per NSD

From: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Sent: Thursday, December 11, 2025 2:11 PM
To: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) (CRM)
(b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) per NSD (NSD) (b)(6), (b)(7)(C) per NSD
Subject: RE: 2025.12.10_Response to Motion for Vacatur

Looks great.

From: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>
Sent: Thursday, December 11, 2025 1:24 PM
To: (b)(6), (b)(7)(C) (CRM) (b)(6), (b)(7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) per NSD (NSD) (b)(6), (b)(7)(C) per NSD

(b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

New clean draft attached. (b) (6), (b) (7)(C) (and (b) (6), (b) (7)(C) per NSD) edits accepted and a few typos cleaned up.

From: (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C) @usdoj.gov>

Sent: Thursday, December 11, 2025 12:51 PM

To: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

I need to head to my appointments, but here's what I've done. Over to you (b) (6), (b) (7)(C) per NSD

(b) (6), (b) (7)(C)

From: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD

Sent: Thursday, December 11, 2025 10:05 AM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: RE: 2025.12.10_Response to Motion for Vacatur

Here's where I left off.

(b) (6), (b) (7)(C) per NSD

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Sent: Thursday, December 11, 2025 8:48 AM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) <(b) (6), (b) (7)(C) per NSD

Subject: RE: 2025.12.10_Response to Motion for Vacatur

Thank you, (b) (6), (b) (7)(C) No comments or edits from me.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Sent: Wednesday, December 10, 2025 3:56 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: 2025.12.10_Response to Motion for Vacatur

Draft response for everyone's review. Edits and comments welcome.

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Sun 12/14/2025 7:43:07 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C)
 (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: Re: Another interview

That was my thinking.

(b) (6), (b) (7)(C)
 Trial Attorney
 United States Department of Justice
 Criminal Division
 (b) (6), (b) (7)(C) (o) | (b) (6), (b) (7)(C) (c)
 (b) (6), (b) (7)(C)@usdoj.gov

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Sunday, December 14, 2025 11:30:41 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>;
 (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: Another interview

(b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Sunday, December 14, 2025 10:54 AM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
 (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: Re: Another interview

(b) (5)

I would suggest (b) (5)

(b) (6), (b) (7)(C)
 Trial Attorney
 United States Department of Justice

Criminal Division

(b) (6), (b) (7)(C) (o) | (b) (6), (b) (7)(C) (c)
(b) (6), (b) (7)(C) @usdoj.gov

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Sent: Sunday, December 14, 2025 10:07:42 AM

To: (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: Re: Another interview

What if we (b) (5)

(b) (5)

From: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD

Sent: Sunday, December 14, 2025 7:05:00 AM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Subject: Another interview

<https://www.borderreport.com/video/rep-cuellar-full-interview-on-pardon/11345375/>

(b) (5)

(b) (5)

(b) (6), (b) (7)(C) per NSD

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Mon 12/22/2025 7:22:58 PM (UTC)
To: Stephen Dockery (b) (6), (b) (7)(C); Eric Reed (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov
Cc: Chris Flood (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Stephen,

You may indicate that the motion is unopposed.

Happy holidays,

(b) (6), (b) (7)(C)

Trial Attorney
 United States Department of Justice
 Criminal Division

(b) (6), (b) (7)(C) (o) | (b) (6), (b) (7)(C) (c)
 (b) (6), (b) (7)(C)@usdoj.gov

From: Stephen Dockery (b) (6), (b) (7)(C)
Sent: Monday, December 22, 2025 11:19 AM
To: Eric Reed (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov
Cc: Chris Flood (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Counsel,

The Fifth Circuit mandate issued today so we plan to file the attached motion to dismiss in the district court. It is the same as the motion that was filed by Imelda's counsel. May we indicate you are unopposed?

Happy holidays,
 Stephen

From: Eric Reed (b) (6), (b) (7)(C)
Sent: Monday, December 8, 2025 12:00 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov
Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (6), (b) (7)(C) Thank you for the response and clarification.

Eric Reed

The Reed Law Firm, PLLC

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C) (Office)

(b) (6), (b) (7)(C) (Cell)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Monday, December 8, 2025 11:53 AM
To: Eric Reed
Cc: Chris Flood; Stephen Dockery; (b) (6), (b) (7)(C) (CRM); (b) (6), (b) (7)(C) (CRM); (b) (6), (b) (7)(C) per NSD (NSD)
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Eric:

We oppose the request for vacatur of the district court's opinion. As to the proper mechanism for disposing of the district court case, once the appeal is dismissed and jurisdiction returned to the district court, we think an (unopposed) motion to dismiss by one of the parties, citing the pardon, is the most expeditious way to resolve the matter.

Thanks,

(b) (6), (b) (7)(C)

From: Eric Reed (b) (6), (b) (7)(C)
Sent: Friday, December 5, 2025 5:30 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD

(b)(6), (b)(7)(C) per NSD

(NSD) (b)(6), (b)(7)(C) per NSD

Subject: [EXTERNAL] Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Thanks for the reply, (b)(6), (b)(7)(C) We would like clarification on part of your response: Is the government opposed to our motion to vacate the district court's order or the request to remand with direction to the district court to dismiss? Or both? If you're opposed to a request for remand with direction to district court to dismiss, how do you suggest we proceed with the dismissal of the indictment in Henry Cuellar's case? Thanks and appreciate any clarification.

Eric Reed

The Reed Law Firm, PLLC

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

On Dec 5, 2025, at 3:39 PM, (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C)@usdoj.gov> wrote:

The government does not oppose a motion to dismiss the appeal based on the pardon, but we do oppose a motion to vacate the district court's order and to remand with a direction to the district court to dismiss. In other matters involving pardons, the parties have appropriately filed simple motions to dismiss the appeal in order to return the case to the district court's jurisdiction to resolve the matter pursuant to the pardon.

In order to expedite the resolution of the entire matter, we would propose a simple motion to dismiss the appeal as moot to which we would not object, that states that, in light of the pardon, the matter before the Fifth Circuit is moot and should be dismissed.

(b) (6), (b) (7)(C)

From: Chris Flood (b) (6), (b) (7)(C)
Sent: Friday, December 5, 2025 3:48 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Stephen Dockery
(b) (6), (b) (7)(C) >; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Eric Reed
(b) (6), (b) (7)(C) >
Cc: (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD)
(b)(6), (b)(7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (6), (b) (7)(C)

Please let us know your position.

Chris Flood

Flood & Flood

(b) (6), (b) (7)
(C)

(b) (6), (b) (7)(C) office

(b) (6), (b) (7)(C) cell

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, December 4, 2025 2:08 PM
To: Stephen Dockery (b) (6), (b) (7)(C) >; (b) (6), (b) (7)(C) (CRM)
(b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C) >; Eric Reed
(b) (6), (b) (7)(C) >
Cc: (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD)
(b)(6), (b)(7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Stephen:

We hope to get back to you about our position on the motion tomorrow.

Thanks,

(b) (6), (b) (7)(C)

From: Stephen Dockery (b) (6), (b) (7)(C)

Sent: Thursday, December 4, 2025 12:38 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood

(b) (6), (b) (7)(C) >; Eric Reed (b) (6), (b) (7)(C)

Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM)

(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD

Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0003

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)

Sent: Tue 1/6/2026 3:04:56 AM (UTC)

To: Inglima, Philip (b) (6), (b) (7)(C)

Cc: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; Clinton, Kelsey (b) (6), (b) (7)(C) Favre, David (b) (6), (b) (7)(C)

Subject: Re: (b) (6), (b) (7)(C)

Hi Phil, let's do 9:30. I'll send a calendar invite. Thank you.

From: Inglima, Philip (b) (6), (b) (7)(C)

Sent: Monday, January 5, 2026 4:02:07 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Cc: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Clinton, Kelsey (b) (6), (b) (7)(C) Favre, David (b) (6), (b) (7)(C)>

Subject: [EXTERNAL] RE: (b) (6), (b) (7)(C)

Sure, (b) (6), (b) (7)(C) please let me know what window you're proposing. I could do something between 8:30 and 10 am EST; would be great to settle it soon so I can schedule another meeting that I'm holding until we nail ours down.

Thanks,
Phil

Philip T. Inglima

Crowell & Moring LLP

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C) direct (b) (6), (b) (7)(C) mobile

From: (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C) @usdoj.gov>

Sent: Monday, January 5, 2026 10:27 AM

To: Inglima, Philip (b) (6), (b) (7)(C) >

Cc: (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD >; (b) (6), (b) (7)(C) (CRM) <(b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Clinton, Kelsey (b) (6), (b) (7)(C) >; Favre, David (b) (6), (b) (7)(C) >

Subject: RE: (b) (6), (b) (7)(C)

Good morning, Phil, and happy New Year. Would you have time to touch base briefly on Wednesday morning?

(b) (6), (b) (7)(C)

From: Inglima, Philip (b) (6), (b) (7)(C) >
Sent: Wednesday, December 31, 2025 4:04 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Cc: (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Clinton, Kelsey (b) (6), (b) (7)(C) >; Favre, David (b) (6), (b) (7)(C)
Subject: [EXTERNAL] RE: (b) (6), (b) (7)(C)

Hello, (b) (6), (b) (7)(C)

In view of the Henry Cuellar pardon, I seek confirmation that (b) (6), (b) (7)(C) has no further obligations in connection with that prosecution. Please confirm at your convenience.

Meanwhile, my best wishes for the New Year.

Thanks,
Phil

Philip T. Inglima

Crowell & Moring LLP

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C) direct (b) (6), (b) (7)(C) mobile

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Friday, August 15, 2025 5:14 PM
To: Inglima, Philip (b) (6), (b) (7)(C) >
Cc: (b) (6), (b) (7)(C) per NSD; NSD (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Subject: (b) (6), (b) (7)(C)

Phil,

The court has continued the Cuellar trial to April 6, 2026. There is still some pending litigation that may delay that date further. We will keep you updated as we know more, and

will be back in touch regarding trial preparation in due course.

Regards,

(b) (6), (b) (7)(C)

Criminal Division | Appellate Section
U.S. Department of Justice
950 Pennsylvania Avenue NW 20530
cell: (b) (6), (b) (7)(C)
office: (b) (6), (b) (7)(C)

From: (b) (6), (b) (7)(C)
Sent: Thur 12/4/2025 4:56:44 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov]
Subject: [EXTERNAL] Cuellar Trial/Pardon

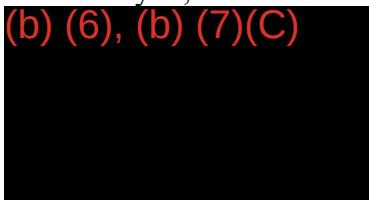
Good afternoon,

I saw on the news that Congressman Cuellar received a Pardon yesterday.

I wanted to confirm that that concludes any involvement I may have with his trial/this case, etc.?

Thank you,

(b) (6), (b) (7)(C)

A large black rectangular redaction box covers the signature and any additional text that might have been in the email body.

From: Meisler, Scott (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Thur 12/4/2025 6:34:06 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov]
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

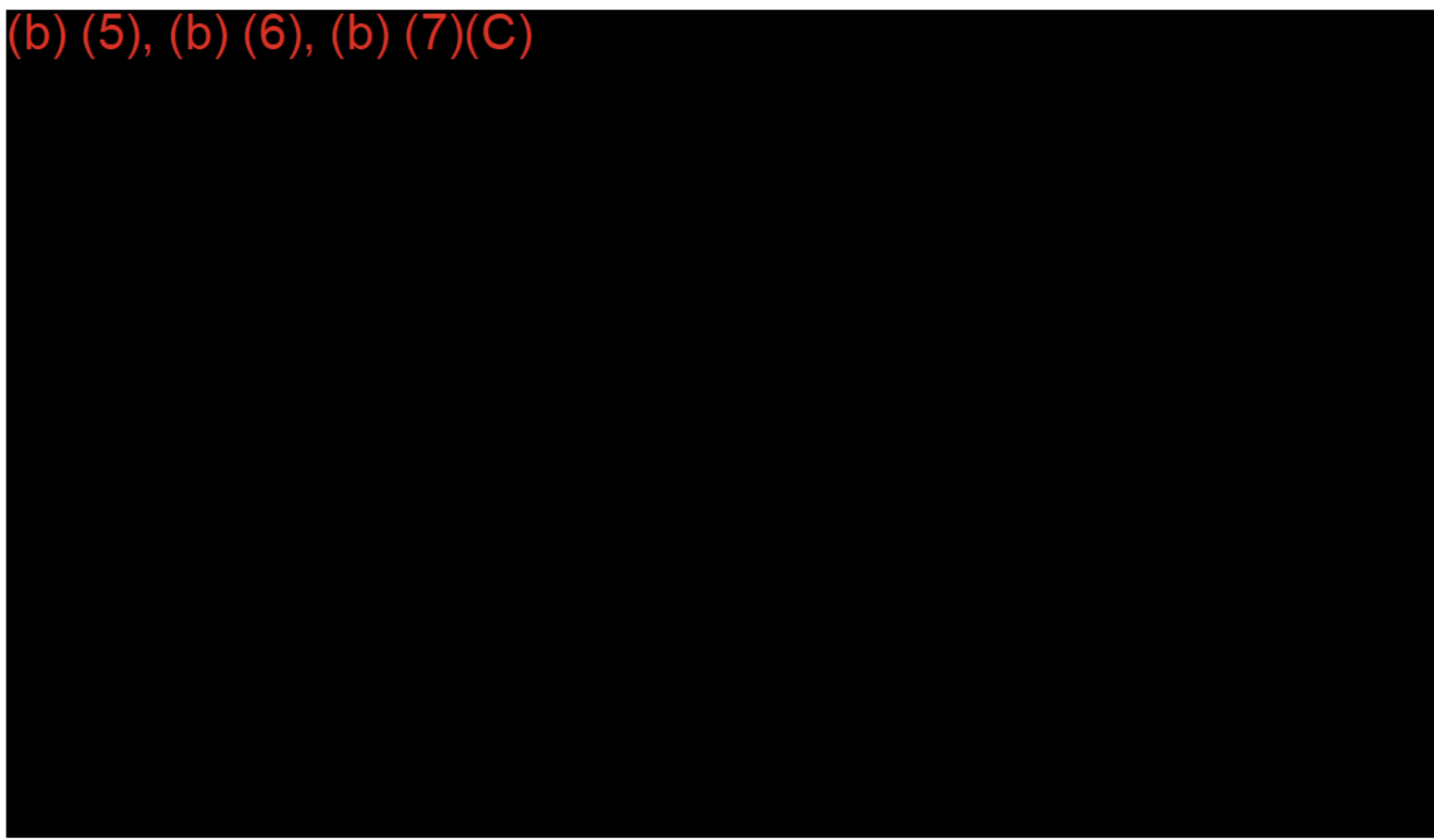
From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 12:45 PM
To: Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

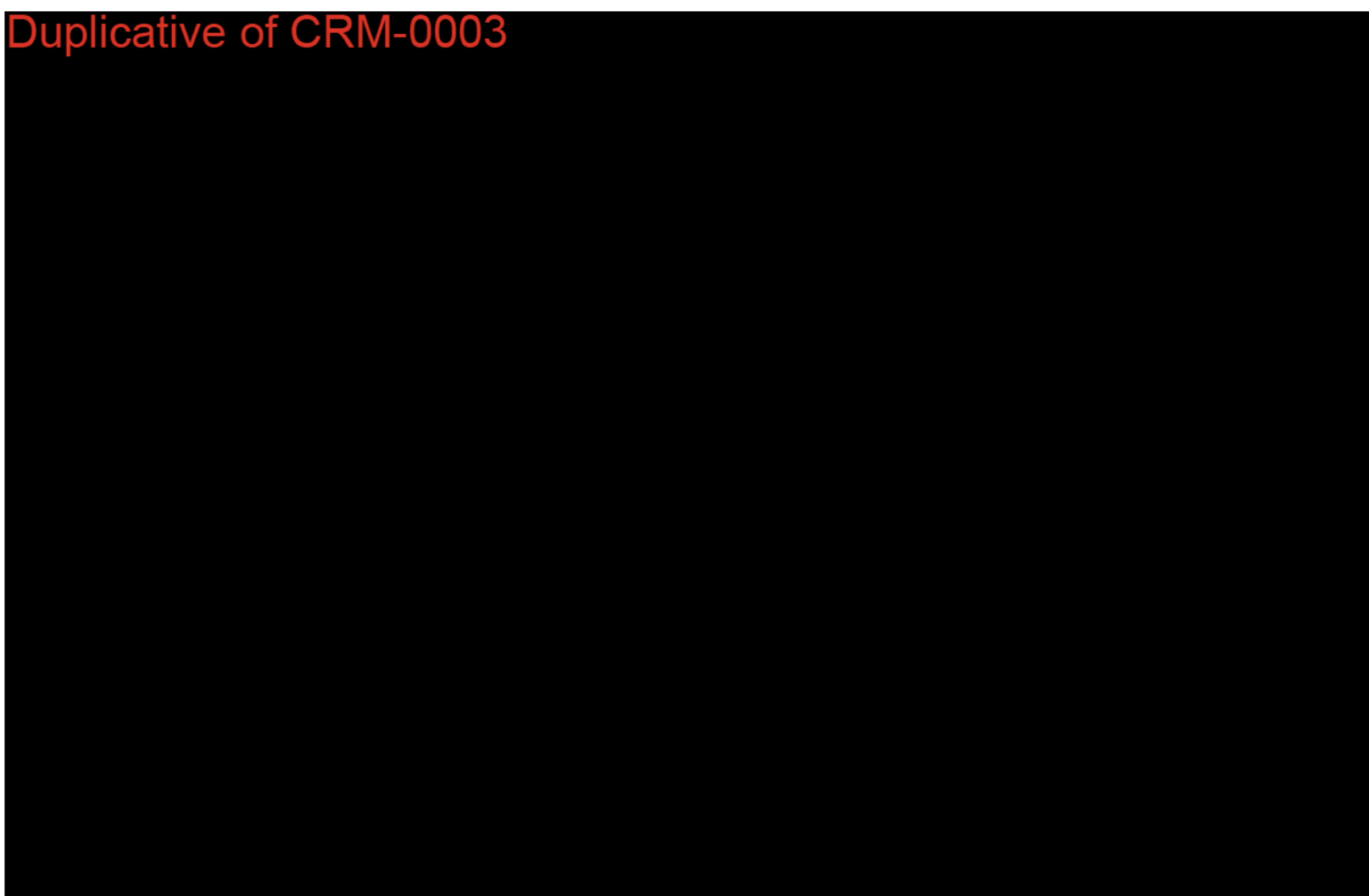
From: Stephen Dockery <(b) (6), (b) (7)(C)>
Sent: Thursday, December 4, 2025 12:38 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; Chris Flood <(b) (6), (b) (7)(C)>; Eric Reed <(b) (6), (b) (7)(C)>
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0003

(b) (5), (b) (6), (b) (7)(C)



Duplicative of CRM-0003



From: Meisler, Scott (CRM) (b) (6), (b) (7)(C), (b) (7)(E)
Sent: Thur 12/4/2025 7:53:19 PM (UTC)
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov]
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 2:50 PM
To: Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

The draft response we're circulating right now is the below. Welcome your thoughts, but I

(b) (5)

(b) (5)

(b) (5)

Thank you,

From: Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Thursday, December 4, 2025 2:47 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

On a closer look, I might also (b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, December 4, 2025 2:39 PM
To: Meisler, Scott (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

From: Meisler, Scott (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, December 4, 2025 2:37 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Sent: Thursday, December 4, 2025 12:45 PM
To: Meisler, Scott (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Subject: FW: U.S. v. Cuellar, No. 25-20431 (5th Cir)

(b) (5)

From: Stephen Dockery (b) (6), (b) (7)(C) >
Sent: Thursday, December 4, 2025 12:38 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; Chris Flood (b) (6), (b) (7)(C) ; Eric Reed (b) (6), (b) (7)(C)
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) (b) (6), (b) (7)(C) per NSD
Subject: [EXTERNAL] RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0003

From: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C), (b) (7)(E)

Sent: Sat 12/6/2025 2:55:51 PM (UTC)

To: Eric Reed (b) (6), (b) (7)(C)

Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (NSD) (b) (6), (b) (7)(C) per NSD

Subject: Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Eric:

We are opposed to both. As for disposing of the district court

(b) (6), (b) (7)(C)

Criminal Division

US Department of Justice

From: Eric Reed (b) (6), (b) (7)(C)

Sent: Friday, December 5, 2025 5:29:46 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD (NSD) <(b) (6), (b) (7)(C) per NSD>

Subject: [EXTERNAL] Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0010

Sent: Sun 12/7/2025 9:11:39 PM (UTC)
To: Gillespie, Kira (PARDON) (b) (6), (b) (7)(C)@usdoj.gov]; Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov]
Subject: RE: quick question re: pardon language
Attachment: Enrique Roberto Cuellar and Imelda Rios Cuellar - 508_0_0.pdf

Thanks, Kira. Noon works for me. Defense counsel is waiting for our response on what we propose procedurally re: the Cuellar pardon, and I was hoping to double check our plan with you before we respond. They have a deadline in the appeal tomorrow, so we anticipate they will file something tomorrow and would like to get back to them before they do so. Please call when you are free – my cell is the best way to reach me: (b) (6), (b) (7)(C).

Attaching the pardon here just for context.

Thanks again!
 (b) (6), (b) (7)(C)

From: Gillespie, Kira (PARDON) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Sunday, December 7, 2025 2:26 PM
To: Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: Re: quick question re: pardon language

Hey Scott, and (b) (6), (b) (7)(C) happy to talk on Monday. I am free from 12-2:30 if that works for you?

Kira

Get [Outlook for iOS](#)

From: Meisler, Scott (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Sent: Saturday, December 6, 2025 10:01:41 AM
To: Gillespie, Kira (PARDON) (b) (6), (b) (7)(C)@usdoj.gov>
Cc: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C)@usdoj.gov>
Subject: quick question re: pardon language

Kira – Sorry to pester you again, but my colleague (b) (6), (b) (7)(C) (copied here) has a quick question regarding the language in the attached pardon. (Hoping that this one is more straightforward than the other inquiries I've made!)

Might you be around on Monday to speak with (b) (6), (b) (7)(C)

Thanks!
 Scott

Scott Meisler

Deputy Chief, Appellate Section | Criminal Division | U.S. Department of Justice

Ex Officio Member, U.S. Sentencing Commission

(b) (6), (b) (7)(C) (desk) | (b) (6), (b) (7)(C) (cell) | (b) (6), (b) (7)(C) [@usdoj.gov](mailto:(b) (6), (b) (7)(C)@usdoj.gov)

Sent: Mon 12/8/2025 2:35:17 PM (UTC)
To: Eric Reed (b) (6), (b) (7)(C)
Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) (NSD) (b)(6), (b)(7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Eric:

We will get back to you today about our proposed procedure for the district court. In the meantime, we do object to both the vacatur request and the request for a direction to dismiss.

From: Eric Reed (b) (6), (b) (7)(C)
Sent: Friday, December 5, 2025 5:30 PM
To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>
Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b)(6), (b)(7)(C) per NSD (b)(6), (b)(7)(C) per NSD (b)(6), (b)(7)(C) per NSD
Subject: [EXTERNAL] Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0010

Sent: Mon 12/8/2025 4:58:52 PM (UTC)
To: Eric Reed (b) (6), (b) (7)(C)
Cc: Chris Flood (b) (6), (b) (7)(C); Stephen Dockery (b) (6), (b) (7)(C); (b) (6), (b) (7)(C); (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C); (CRM) (b) (6), (b) (7)(C) @usdoj.gov; (b) (6), (b) (7)(C) NSD; (NSD) (b) (6), (b) (7)(C) per NSD
Subject: RE: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Eric:

We oppose the request for vacatur of the district court's opinion. As to the proper mechanism for disposing of the district court case, once the appeal is dismissed and jurisdiction returned to the district court, we think an (unopposed) motion to dismiss by one of the parties, citing the pardon, is the most expeditious way to resolve the matter.

Thanks,

(b) (6), (b) (7)(C)

From: Eric Reed (b) (6), (b) (7)(C)

Sent: Friday, December 5, 2025 5:30 PM

To: (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>

Cc: Chris Flood (b) (6), (b) (7)(C) >; Stephen Dockery (b) (6), (b) (7)(C) >; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) (CRM) (b) (6), (b) (7)(C) @usdoj.gov>; (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) per NSD; (b) (6), (b) (7)(C) per NSD

Subject: [EXTERNAL] Re: U.S. v. Cuellar, No. 25-20431 (5th Cir)

Duplicative of CRM-0010

