telephone: 979.985.5289 facsimile: 979.530.9523 tyclevenger@yahoo.com Texas Bar No. 24034380

March 28, 2016

Mr. Robert Almonte, United States Marshal Western District of Texas

<u>Via facsimile</u> 210-472-4134

Re: FOIA request concerning Judge Walter S. Smith, Jr.

Marshal Almonte:

Pursuant to the Freedom of Information Act, I request the opportunity to view the following information concerning U.S. District Judge Walter S. Smith, Jr.:

- 1. All emails between Judge Smith and U.S. Marshals Service personnel as far back as those records are available.
- 2. All records or emails concerning whether Judge Smith made derogatory or threatening comments to or about U.S. District Judge Robert Pitman or any other judge. This request includes, but is not limited to, any emails or records suggesting that Judge Pitman was not welcome in Waco. This request further includes, but is not limited to, added security costs related to Judge Pitman's travel to Waco.
- 3. All emails to or from Judge Smith that were forwarded to the U.S. Marshals Service by other parties.
- 4. All records maintained by Deputy Arthur Thomas or any other Marshals Service personnel concerning incidents of misconduct, threats, complaints or inappropriate comments by Judge Smith. This request includes, but is not limited to, (1) suggestions that a particular deputy should be fired or transferred; (2) problems related to Judge Smith's alcohol consumption; or (3) sexual advances toward female courthouse employees.
- 5. All emails or correspondence to or from other judges concerning Judge Smith.
- 6. All records or emails concerning whether Marshals Service personnel were interviewed during the 2014-2015 judicial misconduct investigation of Judge Smith. This request includes, but is not limited to, records or emails concerning whether the judicial misconduct investigators attempted to contact

former Marshals Service employee Linda Kay Lusk, a.k.a. Linda Kay Stringer, or whether the investigators attempted to interview any other personnel concerning Ms. Lusk's experiences with Judge Smith.

Thank you in advance for your attention to this matter.

Sincerely,

Ty Clevenger

cc: Office of General Counsel U.S. Marshals Service