

# ERIC R. GREITENS

Tuesday, August 18, 2020

RECEIVED

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SECRETARY SENATE

Ms. Dana Rademan Miller  
Chief Clerk of the House  
Missouri State House of Representatives  
201 West Capitol Ave, Room 310  
Jefferson City, MO 65101

Ms. Adriane Crouse  
Secretary of the Senate  
Missouri State Senate  
201 W. Capitol Ave.  
Jefferson City, MO 65101

Re: Public Records Request

Dear Ms. Miller and Ms. Crouse:

This is a request for public records pursuant to the Missouri Sunshine Law. Mo. Rev. Stat. § 610 *et seq* and Mo. Const. Art. III § 19(b)-(c).

To the extent any record requested is closed due to the dismissal of *State v. Greitens*, Cause No. 1822-CR00642 (22nd Cir.) and *State v. Greitens*, Cause No. 1822-CR01377 (22nd Cir.), Eric Greitens request these records be provided to him as if they were open records. Mo. Rev. Stat. § 610.120.1.

If the record is in electronic format, please provide the record in electronic format. *Id.* at § 610.029(1). If access is denied to any record or any part of a record, provide the grounds for such denial. *Id.* at § 610.023(4). For each instance of closure or each redaction, “generally describe the material exempted” and the date on which any such record or any part of a record became closed. *Id.* at § 610.024(2).

Any fees for these public records should be waived as they are requested in the public interest. *Id.* at § 610.026.1(1). These records are “likely to contribute significantly to public understanding of the operations or activities of the . . . government[.]” including possible criminal conduct under the Racketeer Influenced and Corrupt Organizations Act, civil rights violations under 42 U.S. § 1983, and misappropriation of taxpayer money and resources by government officials, employees, consultants, and contractors in the course of their official duties. *Id.*; see e.g. *Lane v. Gardner*, Cause No. 1922-CC00767 (22nd Cir.) (Temporary Restraining Order prohibiting St. Louis Circuit Attorney Kimberly M. Gardner from using taxpayer funds for personal criminal defense.); *State v. Tisaby*, Cause No. 1922-CR01819 (22nd Cir.) (Private

investigator William Don Tisaby hired by Circuit Attorney Gardner indicted on six counts of perjury and one count of evidence tampering. Circuit Attorney Gardner is an unindicted co-conspirator in the case and remains under criminal investigation.). In addition, at least two attorneys remain under investigation by the Office of Chief Disciplinary Counsel. These records are "not primarily in the commercial interest of the requester." *Id.*

#### DEFINITIONS

- A. "Public record", any record, whether written or electronically stored, retained by or of any public governmental body including any report, survey, memorandum, or other document or study prepared for the public governmental body by a consultant or other professional service paid for in whole or in part by public funds, including records created or maintained by private contractors under an agreement with a public governmental body or on behalf of a public governmental body. . . . Any document or study prepared for a public governmental body by a consultant or other professional service as described in this subdivision shall be retained by the public governmental body in the same manner as any other public record[.]” *Id.* at § 610.100.1(6).
- B. "Arrest report", a record of a law enforcement agency of an arrest and of any detention or confinement incident thereto together with the charge therefor[.]” *Id.* at § 610.100.1(2).
- C. "Incident report", a record of a law enforcement agency consisting of the date, time, specific location, name of the victim and immediate facts and circumstances surrounding the initial report of a crime or incident, including any logs of reported crimes, accidents and complaints maintained by that agency[.]” *Id.* at § 610.100.1(4).
- D. "Investigative report", a record, other than an arrest or incident report, prepared by personnel of a law enforcement agency, inquiring into a crime or suspected crime, either in response to an incident report or in response to evidence developed by law enforcement officers in the course of their duties[.]” *Id.* at § 610.100.1(5).
- E. "Communication", a record of contact whether sent or received including, but not limited to, schedules and appointment books; telephone logs; voicemail logs; facsimiles; e-mails and text messages and any attachments thereto including, but not limited to, those communications via encrypted messaging app or software; video conference app or software; or tangible form.
- F. "Missouri General Assembly", means the "senate and house of representatives" created by Mo. Const. Art. III § 1 and includes: all committees authorized by the House of Representatives or Senate or both along with its members, employees, consultants, and contractors; all individual representatives and his or her

employees, consultants, and contractors; all individual senators and his or her employees, consultants, and contractors; all House of Representatives employees, consultants, and contractors; and all Senate employees, consultants, and contractors.

By way of example, to assist in the search for records responsive to these requests and without limitation, the Missouri General Assembly includes, but is not limited to, the Special Investigative Committee on Oversight, Sen. Mike Kehoe, Speaker of the House Todd Richardson, Rep. Jay Barnes, Rep. Don Phillips, Rep. Gina Mitten, Rep. Jeanie Lauer, Rep. Kevin Austin, Rep. Shawn Rhoads, Rep. Tommie Pierson Jr., Rep. Stacey Newman, Atty. Alixandra Hallen, Atty. Alex Curchin, Atty. Gerard T. Carmody, Atty. Mark Kempton; and Atty. Edward 'Chip' Robertson Jr.

### PUBLIC RECORD REQUEST

Please produce a copy of the following records:

1. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications pertaining to all criminal investigations, cases, or referrals of which Eric Greitens was a subject or defendant. This request excludes those criminal cases where Eric Greitens was named a defendant in his official capacity as Governor.
2. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications pertaining to all civil investigations, cases, or referrals of which Eric Greitens was a subject or defendant. This request excludes those civil cases where Eric Greitens was named a defendant in his official capacity as Governor.
3. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications pertaining to investigations conducted by the Missouri General Assembly including, but not limited to, any impeachment inquiry of which Eric Greitens was a subject.
4. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications with or referencing [REDACTED] (a.k.a. [REDACTED]) "Witness 1," and "K.S.).
5. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications with or referencing [REDACTED] (a.k.a. [REDACTED]) "Witness 3," and "P.S.).
6. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications with or referencing "Skyler."

This request is limited to those records created, modified, or communicated on or after January 1, 2017 through July 1, 2018 (inclusive).

7. All communications with the Missouri Attorney General's Office including, but not limited to, now Sen. Josh Hawley, referencing Eric Greitens.
8. All communications with the St. Louis Circuit Attorney's Office including, but not limited to, Circuit Attorney Kimberly M. Gardner, Atty. Robert Steele, Atty. Robert Dierker, Atty. Rachel Smith, Maurice Foxworth, Susan Ryan, and Anthony Box on or after November 1, 2017 through February 1, 2019 (inclusive).
9. All communications with Enterra, LLC including, but not limited to, its employees, consultants, and contractors on or after January 6, 2017 through May 1, 2020 (inclusive). This includes, but is not limited to, William Don Tisaby and Anthony Box.
10. All communications on or after November 1, 2017 through July 1, 2018 (inclusive) with the following:
  - a. Atty. Al Watkins;
  - b. Atty. Chuck Hatfield;
  - c. Atty. Gerard T. Carmody;
  - d. Atty. Jane Dueker;
  - e. Atty. Ryann Carmody;
  - f. Atty. Scott Simpson;
  - g. Jackson County Prosecutor's Office including, but not limited to Prosecuting Attorney Jean Peters Baker; and
  - h. Lauren Trager;
  - i. Missouri Lieutenant Governor's Office including, but not limited to, Lt. Gov. Mike Parson;
  - j. Roy Temple; and
  - k. Scott Faughn.
11. All e-mail and text message communications and any attachments thereto including, but not limited to, those communications via encrypted app or software, phone logs, and voicemail logs with or that reference Atty. Chris Koster on or after November 1, 2017 through July 1, 2018 (inclusive).

12. All e-mail and text message communications and any attachments thereto including, but not limited to, those communications via encrypted app or software, with or between the Missouri General Assembly on or after November 1, 2017 through July 1, 2018 (inclusive) and contains, whether in whole or in part, one or more or all of the terms and names set forth in Appendix A.
13. All communications pertaining to a vacancy or potential vacancy in the Office of Lieutenant Governor including, but not limited to, potential candidates to fill any such vacancy. This request is limited communications on or after November 1, 2017 through July 1, 2018 (inclusive).
14. All records including, but not limited to, public records, arrest reports, incident reports, investigative reports, and communications pertaining to selection of judges for a potential Impeachment Trial of Governor Eric Greitens.
15. All communications on or after January 9, 2017 through December 31, 2018 (inclusive) with the following:
  - a. David Barklage;
  - b. David L. Steelman;
  - c. Caleb M. Jones
  - d. George Soros;
  - e. James Harris;
  - f. Jeff Smith;
  - g. Jeffrey E. Smith;
  - h. JES Holdings LLC;
  - i. Michael Vachon;
  - j. Open Society Foundation;
  - k. Scott Zajac;
  - l. Soros Fund Management;
  - m. Steven Tilley;
  - n. The Missouri Workforce Housing Association; and
  - o. The Safety and Justice PAC.

Should you have any questions or concerns, please do not hesitate to contact [morerecordsrequest@gmail.com](mailto:morerecordsrequest@gmail.com). Please deliver all records responsive to this request to [morerecordsrequest@gmail.com](mailto:morerecordsrequest@gmail.com).

Sincerely,

Eric R. Greitens

## APPENDIX A

1. "affair"
2. "AG"
3. "AGO"
4. "Baker"
5. "blackmail"
6. "cash"
7. "Claire"
8. "EG"
9. "election"
10. "Eric"
11. "Faughn"
12. "gov"
13. "governor"
14. "Greitens"
15. "Hawley"
16. "impeach"
17. "impeachment"
18. "judge"
19. "Katrina"
20. "Kitty"
21. "KMOV"
22. "KS"
23. "lie"
24. "lied"
25. "LIHTC"
26. "low income housing tax credit"
27. "McCaskill"
28. "Medicaid"
29. "mistress"
30. "Newman"
31. "nude"
32. "payment"
33. "perjury"
34. "Phil"
35. "Philip"
36. "photo"
37. "photograph"
38. "pic"
39. "picture"
40. "privacy"
41. "PS"
42. "recorded"
43. "resign"
44. "resignation"
45. "revenge porn"
46. "Sheena"
47. "Simpson"
48. "Sneed"
49. "Stacey"
50. "tape"
51. "tax credit"
52. "Trager"
53. "Watkins"
54. "Witness 1"
55. "Witness 3"