

Exhibit 1

Case #21-0008-I

SA Mosby's request for OIG investigation



July 20, 2020

Isabel Mercedes Cumming
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

Dear Inspector General Cummings:

I am writing to request that you open a full investigation into my travel and financial disclosures to determine if there has been any ethical or legal wrongdoing on my part as the elected State's Attorney for Baltimore City.

As you may be aware, the Baltimore Brew published an article last week on my travels and financial disclosures while I have been in office. The article presents a misleading picture of my finances and travel to readers. The initial headline accused me of "pocketing \$30,000 in travel reimbursements."¹ After my office contacted the publication, they changed the headline four hours later to "accepting \$30,000 in travel reimbursements." Neither of those statements is true. I have been reimbursed directly for certain out-of-pocket travel-related expenses such as meals, but that figure of approximately \$3000 is far short of the \$30,000 the Baltimore Brew accuses me of "pocketing." The \$3000 reimbursement is also legal.

Approximately 90 percent of the travel and accommodation has been paid for directly by organizations and not the taxpayers of this city. As State's Attorney, I have been asked to speak hundreds of times at conventions, universities, and corporations and have never accepted an honorarium or monetary compensation.

The reality is that I have always been transparent and fully disclosed all information in accordance with my ethical obligations. Indeed, the only reason the Baltimore Brew was able to write a story is because I identified and published the costs associated with every trip I have gone on, every hotel I have stayed in, every gift I have received – complete with dollar amounts. I have never sought to hide my travel or the lessons learned from it, publishing this information in our office's annual report, in op-eds, discussing it before the state legislature, and in press interviews. Since the start of my administration, I've been fully transparent with my ethics obligations. In a 2015 article the Baltimore Sun, noted that "Jennifer Bevan-Dangel of the watchdog group Common Cause Maryland said Mosby appeared to be going above and beyond what was necessary in disclosing the trips."²

The misleading and erroneous statements in the Baltimore Brew article and subsequent Fox 45 stories have caused a lot of confusion for the general public. I have read messages from members of the public telling me to give the money back, or to stop using taxpayers' money. As you will see, these messages represent a

¹ Baltimore Brew, (July 16, 2020) M. Reuter and I. Round. *The Peripatetic Prosecutor: Marilyn Mosby took 23 trips in 2018 and 2019, accepting \$30,000 in reimbursement.* Found at <https://baltimorebrew.com/2020/07/16/the-peripatetic-prosecutor-marilyn-mosby-took-23-trips-in-2018-and-2019-pocketing-30000-in-reimbursements/>.

² Baltimore Sun, (June 3, 2016) J. Fenton. *Mosby's newfound popularity made her a sought-after national speaker in 2015.* Found at <https://www.baltimoresun.com/news/investigations/bs-md-ci-mosby-expenses-20160603-story.html>.

STATE'S ATTORNEY
Marilyn J. Mosby



OFFICE of the STATE'S ATTORNEY for BALTIMORE CITY
120 East Baltimore Street | Baltimore, Maryland 21202

profound misunderstanding of who pays for the travel and what money I received. Again, I have never accepted any honorarium for my involvement or speeches and the \$30,000 referenced is the accumulation of the airfare and hotel costs – covered by other organizations - which I calculated and disclosed on my ethics forms for the public.

I also encourage you to contact any of the entities that organized my travel to verify what is in my ethics forms. As far as I am aware, the Baltimore Brew contacted all of the organizations I listed and they all affirmed that they paid for my travel and accommodations directly, without me “pocketing” a penny. Miriam Krinsky, Executive Director of Fair and Just Prosecutions (FJP) told the Baltimore Brew – in a statement they did not publish in its entirety - that “All travel (including hotel, food and transportation/airfare) associated with these convenings is paid for by FJP to ensure elected prosecutors across the country have the ability to access the best evidence, knowledge and new thinking to advance reforms aimed at promoting stronger, healthier and safer communities. No compensation is provided to the elected prosecutors who have the opportunity to attend our gatherings.”

The article also mentions companies that I created. As I told the Baltimore Brew, the idea was to set up a travel company to help underserved black families who don't usually have the opportunity to travel outside of urban cities, so they can vacation at various destinations throughout the world at affordable rates. I ask that you verify that I have not taken on a single client for these companies, nor have I taken in any money. Any insinuation to the contrary is false, misleading, and unethical.

I am confident that I have always abided by the ethical rules and regulations and have been fully transparent about any gifts, travel, or other financial activity. I am therefore asking you – an independent authority – to investigate my financial disclosures and travel. I am willing to share with you any and all documentation you request, including bank account statements, credit card statements, and inner-office financial ledgers. The people of Baltimore have endured far too many corruption scandals and need to know what is and is not illegal.

Sincerely,

A handwritten signature in blue ink that reads "Marilyn J. Mosby".

Marilyn J. Mosby
State's Attorney for Baltimore City

Exhibit 2

Case #21-0008-I

OIG Letters to SA Mosby



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



July 22, 2020

Via Electronic Mail

Marilyn J. Mosby
Baltimore City State's Attorney
Office of the State's Attorney
120 East Baltimore Street
Baltimore, Maryland 21202
[REDACTED]

RE: Request for Investigation

Dear State's Attorney Mosby:

I am in receipt of your letter from July 20, 2020 requesting an investigation by the Office of the Inspector General (OIG) into allegations involving your travel and financial disclosures. My office is committed to honesty and transparency within government as well as protecting the citizens of Baltimore City from fraud, waste and abuse.

Accordingly, I have directed my office to open an investigation into the allegations you have mentioned. I appreciate your willingness to share any and all personal and business documentation requested by the OIG throughout the course of this investigation. My office will be sure to communicate any requests for information or interviews directly to you or your designee.

Should you have any questions, I can be reached at Isabel.Cumming@baltimorecity.gov or (443) 984-3690.

Sincerely,

Isabel Mercedes Cumming
Inspector General

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 EMAIL: OIG@BALTIMORECITY.GOV

WEBSITE: OIG.BALTIMORECITY.GOV



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



July 30, 2020

Marilyn J. Mosby
Baltimore City State's Attorney
Office of the State's Attorney
120 East Baltimore Street
Baltimore, Maryland 21202

Dear State's Attorney Mosby:

In my July 22, 2020 letter, it was agreed the Baltimore City Office of the Inspector General (OIG) would open an investigation into the allegations mentioned in your July 20, 2020 letter to me. To achieve that end, OIG is requesting the following documentation:

1. A list of dates, locations, and event names of any and all trips taken, conferences and seminars attended, or related activities participated in by you from January 1, 2017 to present, including the name of any organization(s) or individual(s) that sponsored the activity.
2. Any and all retained receipts (i.e. airfare, hotels, meals, etc.) related to trips, conferences, seminars, or related activities from January 1, 2017 to present for expenses incurred by you and any other individual(s) who accompanied you.
3. Any and all personal electronic communication (i.e. emails, phone calls and text messages) to and from you regarding any trips taken, conferences and seminars attended, or related activities participated in from January 1, 2017 to present.
4. The name(s) of any person(s) responsible for coordinating and/or scheduling any trips taken, conferences and seminars attended, or related activities by you from January 1, 2017 to present.
5. Any and all business records for Mahogany Elite Consulting, Mahogany Elite Travel, and Mahogany Elite Enterprises, LLC, including but not limited to: business plans, client lists, and financial statements.

REPORT FRAUD, WASTE AND ABUSE

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OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



6. All personal state and federal tax returns filed individually or jointly by you and/or your husband for tax years 2017 to 2019.
7. All state and federal tax returns for any businesses owned and/or operated by you and/or your husband for tax years 2017 to 2019.
8. Any and all personal and/or business bank account numbers and locations, whether open or closed and held individually or jointly, under the signatory authority you and/or your husband from January 1, 2017 to present.
9. Any memoranda and/or official reports completed by you related to trips taken, conferences and seminars attended, or related activities from January 1, 2017 to present.

If you could, please have electronic or paper records of the above listed information to my office by August 17, 2020.

Should you have any questions, I can be reached at Isabel.Cumming@baltimorecity.gov or (443) 984-3690.

Sincerely,

Isabel Mercedes Cumming
Inspector General

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 EMAIL: OIG@BALTIMORECITY.GOV WEBSITE: OIG.BALTIMORECITY.GOV



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



August 13, 2020

Marilyn J. Mosby
State's Attorney for Baltimore City
Office of the State's Attorney
120 East Baltimore Street
Baltimore, Maryland 21202

Dear State's Attorney Mosby:

This letter serves to update my initial letter requesting certain records and documents related to my office's investigation into your travel as State's Attorney for Baltimore City, provided to you during our meeting at your offices on July 30, 2020. During our meeting, I agreed to amend some of my records requests to you. The Office of the Inspector General (OIG) is now requesting the following:

1. A list of dates, locations, and event names of any and all trips taken, conferences and seminars attended, or related activities participated in by you from January 1, 2018 to present, including the name of any organization(s) or individual(s) that sponsored the activity.
2. Any and all retained receipts (i.e. airfare, hotels, meals, etc.) related to trips, conferences, seminars, or related activities from January 1, 2018 to present for expenses incurred by you and any other individual(s) who accompanied you.
3. Any and all personal electronic communication (i.e. emails, phone calls and text messages) to and from you regarding any trips taken, conferences and seminars attended—or related activities participated in—from January 1, 2018 to present.
4. The name(s) of any person(s) responsible for coordinating and/or scheduling any trips taken, conferences and seminars attended—or related activities by you—from January 1, 2018 to present.

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 **EMAIL:** OIG@BALTIMORECITY.GOV

WEBSITE: OIG.BALTIMORECITY.GOV



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



5. Any and all business records for Mahogany Elite Consulting, Mahogany Elite Travel, and Mahogany Elite Enterprises, LLC, including but not limited to: business plans, client lists, and financial statements.
6. All personal state and federal tax returns filed individually or jointly by you for tax years 2018 and 2019.
7. All state and federal tax returns for any businesses owned and/or operated by you for tax years 2018 and 2019.
8. Any and all personal and/or business bank statements related to expenses incurred during the dates of travel for any trips, conferences, seminars—or related activities— from January 1, 2018 to present. Please note that any extraneous transactions on the bank statements can be redacted.
9. Any memoranda and/or official reports completed by you related to trips taken, conferences and seminars attended, or related activities from January 1, 2018 to present.
10. A list of all gifts received by you since 2018 which were subsequently auctioned off, including but not limited to: description of the gift(s) auctioned off; date of auction; location of auction; name and contact information of person(s) and/or organization(s) that administered the auction; name and contact information of the winning bidder; amount of the winning bid; person(s) responsible for collecting the auction proceeds; and the bank information for where the proceeds were deposited.

If you could, please have electronic or paper records of the above listed information to my office by August 17, 2020.

Should you have any questions, I can be reached at Isabel.Cumming@baltimorecity.gov or (443) 984-3690.

Sincerely,

Isabel Mercedes Cumming
Inspector General

REPORT FRAUD, WASTE AND ABUSE

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Exhibit 3

Case #21-0008-I

Correspondence between OIG and SA Mosby's counsel

LAW OFFICES
KRAMON & GRAHAM, P. A.
ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201

TELEPHONE: (410) 752-6030
FACSIMILE: (410) 539-1269

www.kramonandgraham.com

DAVID J. SHUSTER
ALSO ADMITTED IN DC

E-MAIL
dshuster@kg-law.com
DIRECT FACSIMILE
(410) 361-8229

August 19, 2020

BY HAND-DELIVERY

Isabel Mercedes Cumming,
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

Re: Inspector General's August 13, 2020 Request for Documents to
State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

As you are aware Andy Graham and I represent Ms. Mosby. As you know, on July 20, 2020, to demonstrate the inaccuracy of reports by certain media outlets and to put the matter to rest, Ms. Mosby requested that your office investigate whether she did anything inappropriate by attending certain work-related trips, whether she received improper expense reimbursements relating to her work-related travel, and whether her businesses were involved in or benefited from such work-related travel. Because Ms. Mosby is confident she did nothing inappropriate, Ms. Mosby remains committed to cooperating voluntarily with you in this matter. As you know, she is likewise cooperating fully with the Maryland State Ethics Commission. I am confident that your office will conclude that Ms. Mosby's handling of travel expenses has been completely above board.

Below are Ms. Mosby's responses to the numbered document requests set forth in your August 13, 2020 letter. Given the sensitive nature of some of the information within the materials on the thumb-drive produced with this letter, the materials are tendered with the understanding that they will be kept confidential by your office. In the same regard, in certain instances as you will see, information within the accompanying materials that is not responsive or is beyond the scope of the investigation has been redacted.

REQUEST NO. 1. A list of dates, locations, and event names of any and all trips taken, conferences and seminars attended, or related activities that I participated in from

January 1, 2018 to present, including the name of any organization(s) or individual(s) that sponsored the activity.

RESPONSE: This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover personal or family trips. Please see the accompanying 2018-2019 Final Travel Worksheet.

REQUEST NO. 2. Any and all retained receipts (i.e. airfare, hotels, meals, etc.) related to trips, conferences seminars, or related activities from January 1, 2018 to present for expenses incurred by you and any other individual(s) who accompanied you.

RESPONSE: This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover personal or family trips. Please see the travel expenses identified in the accompanying materials. Although not specifically requested, in the interest of transparency Ms. Mosby has also included credit card statements.

REQUEST NO. 3. Any and all personal electronic communication (i.e. emails, phone calls and text messages) to and from you regarding any trips taken, conferences and seminars attended-or related activities participated in- from January 1, 2018 to present.

RESPONSE: This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover personal or family trips. Please see all electronic files provided by BCSAO Chief of MIS, [REDACTED] Ms. Mosby's work email account has already been produced. No appreciable responsive information resides on her personal cell phone. Please coordinate with me if your office wants to obtain data from Ms. Mosby's government-issued cell phone.

REQUEST NO. 4. The names of any person(s) responsible for coordinating and/or scheduling any trips taken, conferences and seminars attended — or related activities by you — from January 1, 2018 to present.

RESPONSE: This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover personal or family trips. [REDACTED] Former BCSAO Chief of Staff; [REDACTED] Former BCSAO Chief of Staff.

REQUEST NO. 5. Any and all business records for Mahogany Elite Consulting, Mahogany Elite Travel, and Mahogany Elite Enterprises, LLC, including but not limited to: business plans, client lists, and financial statements.

RESPONSE: Please see the accompanying materials responsive to this request.

REQUEST NO. 6. All personal state and federal tax returns filed individually or jointly by you for tax years 2018 and 2019.

RESPONSE: Ms. Mosby established her businesses in 2019 and did not claim work-related travel expenses in 2018. Moreover, her 2018 tax returns were filed jointly with her husband. Therefore, the 2018 tax returns are not relevant to the subject inquiry. Please see Ms. Mosby's 2019 personal state and federal tax returns.

REQUEST NO. 7. All state and federal tax returns for any business owned and/or operated by you for tax years 2018 and 2019.

RESPONSE: Ms. Mosby established her businesses in 2019 and did not claim work-related travel expenses in 2018. Moreover, her 2018 tax returns were filed jointly with her husband. Therefore, 2018 tax returns are not relevant to the subject inquiry. Please see 2019 business state and federal tax returns.

REQUEST NO. 8. Any and all personal and/or business bank statements related to expenses incurred during the dates of travel for any trips, conferences, seminars — or related activities — from January 1, 2018 to present. Please note that any extraneous transactions on the bank statements can be redacted.

RESPONSE: Ms. Mosby established her businesses in 2019 and did not claim work-related travel expenses in 2018. Therefore, 2018 personal and/or business bank statements are not relevant to the subject inquiry. Ms. Mosby's businesses have not yet established any bank accounts. This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover personal or family trips. Please see accompanying personal bank statements related to the expenses incurred during the dates of work-related travel in 2019. Although not specifically requested, in the interest of transparency Ms. Mosby has also included credit card statements.

REQUEST NO. 9. Any memoranda and/or official reports completed by you related to trips taken, conferences and seminars attended, or related activities from January 1, 2018 to present.

RESPONSE: This request is construed to cover work-related trips for which reimbursement of expenses was sought, received or claimed and not to cover

personal or family trips. Please see the accompanying materials responsive to this request.

REQUEST NO. 10. A list of all gifts received by you since 2018 which were subsequently auctioned off, including but not limited to: description of gift(s) auctioned off; date of auction; location of auction; name and contact information of person(s) and/or organization(s) that administered the auction; name and contact information of the winning bidder; amount of the winning bid; person(s) responsible for collecting the auction proceeds; and the bank information for where the proceeds were deposited.

RESPONSE: Please see the accompanying record of all unsolicited gifts received since 2018 that Ms. Mosby subsequently donated and/or are set to be auctioned. Such gifts were properly disclosed on Ms. Mosby's State Ethics forms. The essential oils and diffuser, the Korres body butter, hair care oils, perfume, the mini candles and the Cura Cannabis CBD Solutions products from 2019 are still sitting in the State's Attorney's office in the original gift bags unused and are slated to be auction in the Baltimore City State's Attorney's Office Winter Solstice event to benefit the Emergency Fund for the victims and witnesses of crime.

Although your letter does not specifically request it, to provide additional context for the foregoing, I thought it would be helpful to share some additional information. As you will see from the production, in 2018 Ms. Mosby attended six work-related trips, the expenses (e.g., flights and hotels) of which were paid directly by the organization(s) that solicited Ms. Mosby's participation. Thus, in 2018, taxpayer funds were not used for Ms. Mosby's travel and she was not reimbursed for any work-related travel expenses.

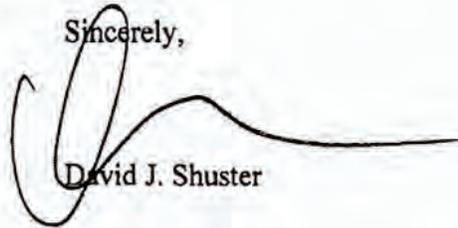
In 2019, Ms. Mosby attended 16 work-related trips. With the exception of a total of \$1,230.66 that was paid by her office, most of the accommodations (flights and hotels) for these trips were paid directly by the organization(s) that solicited her participation. As is reflected in the attached organizational receipts and correspondence, Ms. Mosby was not compensated for attending those events. In fact, she was reimbursed \$1,601.14 for out-of-pocket travel-related expenses for all of 2019. Indeed, on a handful of occasions, Ms. Mosby actually over-reported reimbursements on her ethics forms. In other words, she erroneously reported instances where she was entitled to be reimbursed but never actually received the reimbursements.

Moreover, Ms. Mosby has complied with the reporting requirements of the State Ethics Commission. In fact, she filed her initial State Ethics Disclosures five months before the extended June 5th deadline. On July 2, only 19 business days after the State disclosures were due, she amended her financial disclosures to ensure she accounted for the three non-operational businesses that were established in 2019.

Isabel Mercedes Cumming,
Inspector General of Baltimore City
August 19, 2020
Page 5

Ms. Mosby looks forward to your report. In the meantime, please contact me if you have any questions about the foregoing.

Sincerely,



David J. Shuster

Enclosures

cc: Marilyn J. Mosby, Esquire, State's Attorney (by electronic mail)
Andrew Jay Graham, Esquire (by electronic mail)



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



September 11, 2020

Via Electronic Mail

David J. Shuster
Kramon & Graham, P.A.
One South Street, Suite 2600
Baltimore, Maryland 21202
dshuster@kg-law.com

Dear Mr. Shuster:

In a letter dated August 13, 2020, the Office of the Inspector General (OIG) requested certain documentary evidence from your client, State's Attorney Marilyn Mosby, as part of the investigation Mrs. Mosby requested on July 20, 2020. In Mrs. Mosby's letter, she indicated that the OIG would have access to any and all documentation needed to conduct a thorough and complete investigation. In reviewing the materials provided in response to that request, it appears that some documents either were not provided, or the document images were difficult to accurately decipher. Please provide the following:

1. All documents related to the auction of gifts received by you since 2018 including the description of the item(s) sold at auction; date of the auction; location of the auction; name and contact information of the person(s) who and/or organization(s) that ran each auction; any bidder sheets to include name, contact information and bid amount; name of the person(s) who collected auction proceeds; account information for where the auction proceeds were deposited.
2. All City of Baltimore travel expense reports completed by Mrs. Mosby from 2018 and 2019 (The files produced only showed one expense report for the three reimbursement checks provided). Please indicate if no other reports exist.
3. Clear and easily legible copies of all tax forms, bank statements, and credit card statements that you included within your responsive file named "Mosby002293_M Mosby Personal Documents."

In addition, the OIG requests the following related to expenses reported on Mrs. Mosby's 2019 federal tax return:

4. Any receipts and/or other related documentation for the expenses listed on lines 17 and 24a of Schedule C of your 2019 federal tax return.
5. Any receipts and/or other related documentation for expenses listed on lines 3 through 6 for Columns A and B of Form 2106 of your 2019 federal tax return.

If you could, please have electronic or paper records of the above listed information to the OIG by September 22, 2020. Should you have any questions, I can be reached at Isabel.Cumming@baltimorecity.gov or (443) 984-3690.

Sincerely,

Isabel Mercedes Cumming
Inspector General

cc: Marilyn J. Mosby, Baltimore City State's Attorney

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 EMAIL: OIG@BALTIMORECITY.GOV WEBSITE: OIG.BALTIMORECITY.GOV

LAW OFFICES
KRAMON & GRAHAM, P. A.
ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201

TELEPHONE: (410) 752-6030

FACSIMILE: (410) 539-1269

www.kramonandgraham.com

ANDREW JAY GRAHAM

DIRECT DIAL
(410) 347-7422

DIRECT FACSIMILE
(410) 361-8208

ALSO ADMITTED IN NY AND DC

E-MAIL
agraham@kg-law.com

September 29, 2020

BY HAND-DELIVERY

Isabel Mercedes Cumming,
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

Re: Inspector General's Investigation of
Baltimore City State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

As you are aware, we represent Ms. Mosby. As you know, on July 20, 2020, to demonstrate the inaccuracy of reports by certain media outlets and to put the matter to rest, Ms. Mosby requested that your office investigate whether she did anything inappropriate by attending certain work-related trips, whether she received improper expense reimbursements relating to her work-related travel, and whether her businesses were involved in or benefited from such work-related travel.

Ms. Mosby is confident she did nothing inappropriate. She has fully cooperated during your investigation, devoting considerable time and energy to responding swiftly to your requests for large volumes of information covering several years. Your requests came with deadlines, and Ms. Mosby's turnaround time was impressive, particularly considering the scope of her responsibilities as State's Attorney for Baltimore City (not to mention her personal responsibilities as a mother of young children). Running a major metropolitan prosecutors' office (with 217 prosecutors and staff handling more than 30,000 criminal investigations and prosecutions) is incredibly time-consuming. Nevertheless, without being subpoenaed or ordered to do so, Ms. Mosby devoted considerable time and energy to responding promptly and in painstaking detail to your requests for large volumes of personal and work-related information covering several years.

Again, thank you for your willingness to accommodate our professional schedules by giving us a few extra days to respond to your requests for information. We were not trying to slow down the process, and we hope you can appreciate our firm's role and professional obligations whenever we represent a person being asked to produce large volumes of information in connection with an investigation. In that process, we worked very hard and quickly to coordinate with you to get you all of the information you need to reach an objective conclusion based on considerable evidence.

In addition to the materials accompanying this letter, Ms. Mosby has produced an enormous amount of information in response to your many requests, including:

- A listing of dates, locations, and event names of any and all work-related trips taken by Ms. Mosby;
- The direct contact information for every organization that coordinated Ms. Mosby's travel;
- More than 4,000 office e-mails responsive to nearly 200 search terms provided by your office;
- Travel receipts for every work-related trip;
- Every expense report ever submitted for Ms. Mosby's work-related travel;
- Office Policies/Annual Reports that highlighted her work-related travel;
- Work calendars, files, and agency fiscal ledgers;
- A forensic image of Ms. Mosby's mobile work phone;
- Ms. Mosby's personal tax returns for 2019;
- A year's worth of Ms. Mosby's bank statements;
- Ms. Mosby's credit card statements;
- Articles of Organization for Ms. Mosby's businesses;
- A full identification of all gifts received since 2018;
- A listing of items (with pictures of the items) that were intended to be auctioned to benefit victims of crime;
- written responses (dated August 19, 2020) to your requests for information.

Work-Related Travel and Travel Reimbursements. Ms. Mosby did nothing improper in connection with her job-related travel, and the information that Ms. Mosby has provided confirms that fact. She was not compensated and did not receive any honoraria in connection with the professional or industry events that she attended. The documents demonstrate that travel expenses for such trips were paid directly by the organizations that requested her appearance. Contrary to some baseless media reports, Ms. Mosby was not paid \$30,000 in reimbursements; in actuality, she received merely \$1,601.14 from various organizations in order to reimburse her for out-of-pocket expenses that Ms. Mosby incurred in connection with those trips. Putting aside the truly nominal amount, there is nothing improper with these reimbursements. Moreover, in the course of 24 months, a grand total of \$1,377.95 of City funds were spent in connection with Ms. Mosby's work travel — a nominal sum that pales in comparison to the expenses the City has paid for work-related travel of other City employees.

Ms. Mosby disclosed all such travel (indeed, she over-reported in certain instances because disclosure is not required in connection with entities that do not do business in Maryland).

Ms. Mosby's Private Business. Ms. Mosby violated no legal or ethical rules in connection with her personal business, and the documents she produced confirms that fact. The business has nothing to do with her responsibilities as State's Attorney or with the Office of State's Attorney for Baltimore City. As you know, the business is newly formed and has not yet earned any revenues. Ms. Mosby has never used her Office to promote the business and the relatively nominal amount of expenses incurred and deducted on her tax returns to start up the business have nothing to do with her work-related travel. Indeed, although Ms. Mosby's tax returns were prepared with the advice of a professional tax advisor and although there has never been a question about anything being out of order in her taxes, Ms. Mosby's tax reporting has nothing to do with public funds and is clearly beyond the scope of your investigation. Nevertheless, again going above and beyond to cooperate with your office, with this letter Ms. Mosby has provided proof of the expenses she incurred for the business. *See* accompanying copies of credit card statements and bank statements showing expenses that comprise the tax deduction for her business expenses. As you can see, the City did not fund those expenses and they were incurred by her and are not gifts made to her.

Gifts. Ms. Mosby did nothing inappropriate with gifts she received, and the information that Ms. Mosby has provided confirms that fact. Ms. Mosby complied with all public disclosure requirements in connection with every gift that she has ever received. In fact, she actually over-reported (*i.e.*, was not required to disclose, but did disclose) personal gifts (*e.g.*, a bracelet that she received for her birthday from her husband's childhood friend). Exemplifying Ms. Mosby's commitment to those that she serves, on her own initiative, she elected to set aside several non-ceremonial gifts (*e.g.*, essential oils, hair care system, body butter, CBD set, and a candle with a votive holder) to be auctioned off for the benefit of victims and witnesses of crime in Baltimore City. These items, which are of nominal value, were set aside in her Chief of Staff's Office in their original packaging; however, Ms. Mosby has returned two of the gifts (CBD set and the candle with a votive holder) to the organizations that gave them to her. Accompanying this letter is proof of the returns. The remaining gifts continue to be slated for the victim and witness auction.

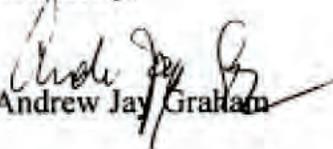
In addition, we want to address a concern you expressed during our discussions. You mentioned that you were concerned that Ms. Mosby's request for an investigation by your office was somehow an attempt by her to "use you" in some way and that your professional reputation might somehow be implicated. We want to assure you that Ms. Mosby's request for an investigation is entirely appropriate. As we are sure you can appreciate, when the baseless news reports came out, Ms. Mosby was eager to demonstrate that she did nothing wrong. Leveling baseless allegations accusing an elected prosecutor of misusing public funds is a serious matter that, however reckless and inaccurate, can undermine public trust. For that reason, Ms. Mosby invited your office to investigate those allegations. Moreover, we do not know why you believe your professional reputation will be impaired or undermined by a conclusion favorable to Ms. Mosby. In any event, any concern that a favorable conclusion by your office may cause others to

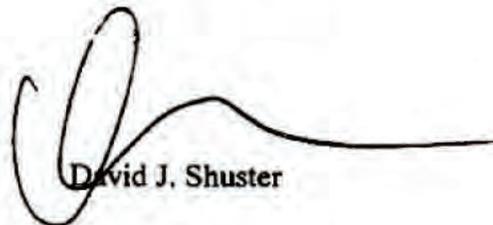
Isabel Mercedes Cumming,
Inspector General of Baltimore City
September 29, 2020
Page 4

perceive you as having gone easy on Ms. Mosby or as having shaded things in her favor should not be a factor. Rather, we hope that the only considerations that matter here are the law and facts. And, based on the law and facts, we request that your report state that Ms. Mosby has fully cooperated and that your investigation has concluded she did nothing inappropriate.

In the event your report is not a full exoneration of Ms. Mosby in view of the fact that the reckless media reports were false, we request, in the interests of fairness to Ms. Mosby, that you make this letter an exhibit to your report. Ms. Mosby looks forward to your report. In the meantime, please contact us if you have any questions about the foregoing.

Sincerely,


Andrew Jay Graham


David J. Shuster

Enclosures (MOSBY 002429-2477)

cc: Marilyn J. Mosby, Esquire, State's Attorney (by electronic mail)
Andrew Jay Graham, Esquire (by electronic mail)



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



October 5, 2020

Via Electronic Mail

David J. Shuster & Andrew Jay Graham
Kramon & Graham, P.A.
One South Street, Suite 2600
Baltimore, MD 21202
dshuster@kg-law.com
agraham@kg-law.com

Dear Mr. Shuster & Mr. Graham:

I am in receipt of your September 29, 2020 letter sent in response to the September 11, 2020 Office of the Inspector General (OIG) letter requesting certain records. I want to address the concerns outlined in the second to last paragraph of your letter. First, your understanding of our conversation regarding "using" the OIG for an investigation is incorrect. To be clear, as in every case, the OIG is committed to complete and transparent investigations. Second, suggesting that I believe any conclusion by the OIG favorable to your client would impair the reputation of the OIG is false. The OIG remains steadfast in its core principle: to pursue the truth with an objective mind, without prejudice, and regardless of politics.

In the July 30, 2020 letter sent directly to [REDACTED] Fiscal Officer for the Baltimore City State's Attorney's Office, the OIG requested copies of all supporting documentation submitted by your client to the City of Baltimore for any reimbursements. [REDACTED] wrote to the OIG that she provided the requested documents to your office, not the OIG. Only one of the three reimbursement checks included in your office's August 19, 2020 document production contained receipts and a corresponding expense report. The OIG again requested on September 11, 2020 the receipts and expense reports for the other two reimbursement checks directly from your office and, that if no other expense reports were filed, to indicate as much. On September 29, 2020, documentation for one of the two outstanding expense reports was provided. We cannot find a copy of the third. Please advise if it does not exist.

In addition, the OIG requested on September 11, 2020 any receipts and other documentation to substantiate the expenses claimed by your client on Schedule C and Form 2106 of her 2019 federal tax return. Your office produced heavily redacted bank statements and credit cards statements with no delineation for which expenses are related to Schedule C and which are related to Form 2106 (Note: it was your client who wrote to the OIG on July 20, 2020, "I am willing to share with you any and all documentation you request, including bank account statements, credit card statements, and inner-office financial ledgers"). Moreover, the OIG requested on September 11, 2020 clear and legible copies of the tax forms, bank statements and credit card statements produced by your client; this request was not fulfilled. Please advise if expenses will be delineated and if legible copies of financial documents will be provided.

REPORT FRAUD, WASTE AND ABUSE

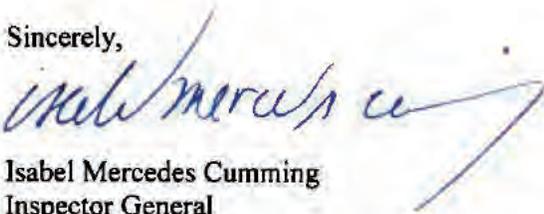
HOTLINE: 443-984-3476/800-417-0430 **EMAIL:** OIG@BALTIMORECITY.GOV **WEBSITE:** OIG.BALTIMORECITY.GOV

Our review determined that the records your client has produced to date indicate that none of the gifts she received were donated to the Baltimore City State's Attorney's Office Winter Solstice auction. Your August 19, 2020 document production states that five of the of gifts received since 2018 are "slated" to be sold at an upcoming auction. Please advise if that is a correct interpretation of the information provided to this office.

When Mr. Graham and I last spoke on September 18, 2020, he indicated that the Maryland State Ethics Commission had concluded your client acted appropriately. The OIG requests from you a copy of the report the State Ethics Commission provided to you or your client showing it reached the conclusion Mr. Graham mentioned.

Again, in order to avoid future issues with misinterpreting conversations, all future correspondence concerning this investigation will be in writing. Please respond to the OIG regarding the missing items outlined above by October 20, 2020.

Sincerely,



Isabel Mercedes Cumming
Inspector General

Cc: Marilyn J. Mosby, Baltimore City State's Attorney

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 **EMAIL:** OIG@BALTIMORECITY.GOV

WEBSITE: OIG.BALTIMORECITY.GOV

LAW OFFICES
KRAMON & GRAHAM, P. A.
ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201
TELEPHONE: (410) 752-6030
FACSIMILE: (410) 539-1269
www.kramonandgraham.com

ANDREW JAY GRAHAM
DIRECT DIAL
(410) 347-7422
DIRECT FACSIMILE
(410) 361-5208
ALSO ADMITTED IN NY AND DC

E-MAIL
agraham@kg-law.com

October 26, 2020

VIA ELECTRONIC MAIL (Isabel.Cumming@baltimorecity.gov)

Isabel Mercedes Cumming,
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

RE: Inspector General's Investigation of
Baltimore City State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

This responds to the requests for clarification outlined in your October 5, 2020 letter. As you noted in your October 5 letter, our client wrote to you requesting this investigation. She did so with the understanding that your Office would adhere to its core principle, as you have described it, "to pursue the truth with an objective mind, without prejudice, and regardless of politics." That is why we thought it prudent to address the concerns you previously raised about your reputation. Thank you for clarifying your prior comments and for reaffirming your commitment as Inspector General to a fair, impartial, and transparent investigation without bias or politics. It appears we now have a mutual understanding of our respective perspectives on this point.

The truth remains that our client has done nothing wrong and has fully and voluntarily cooperated with you throughout the course of this self-initiated investigation, providing you with a vast array of personal information that, candidly, is not relevant to the scope of your investigation. We are confused as to why you seem to be concerned that our client redacted her bank and credit card statements with respect to information that is unresponsive to your requests. I think we can all agree that Ms. Mosby's spending habits related to, for example, childcare, personal purchases, or medical expenses are not relevant to your investigation into her work-related travel.

Re: Expense Reimbursements

In response to the question in the second paragraph of the first page of your October 5 letter, as you are aware, Ms. Mosby has received only three direct reimbursements from the City of Baltimore in the past three years, totaling \$172.14. One was for \$55 for a baggage fee that she submitted on July 23, 2019 (this receipt was provided to you on September 29), and she was also reimbursed \$84.69 on November 12, 2019 for food that she purchased for an office event (this receipt was provided to you on August 19). Despite a comprehensive search by her Fiscal Officer, Wanda Carrington, the expense reimbursement form and receipt for the May 31, 2019 reimbursement to Ms. Mosby in the amount of \$32.45 (MOSBY001833) could not be located. Ms. Mosby does not recall this particular charge, although she does not believe it was related to travel. We apologize that documentation for this *di minimis* charge was not able to be found.

Re: Personal 2019 Taxes

In response to your initial request, Ms. Mosby produced more than 132 pages of redacted bank statements, credit card statements, and tax documents in our August 19 document production. While we agree that the copy quality is not pristine, the information you have received is sufficiently legible because, based on that information, you identified and requested follow-up documents that we have subsequently provided to substantiate our client's expenses. As you can appreciate, it is extremely time consuming and burdensome to have to go through and redact these documents a second time. Although Ms. Mosby does not intend to do that, we are more than willing to print hard copies for you or to go over specific items that you find challenging to read. Please let us know how you would like to proceed.

In response to your questions in the third paragraph of the first page of your October 5 letter, Schedule C of Ms. Mosby's 2019 tax returns (MOSBY002299, included within Ms. Mosby's August 19, 2019 production) relates to the business losses of Mahogany Elite Enterprises, LLC and reflects a total loss of \$5,000. As our September 29 letter explained, the bank records and credit card statements produced with that letter (MOSBY002439-77) show the expenses that comprise the Schedule C \$5,000 deduction claimed on Ms. Mosby's 2019 taxes. In fact, the records that we have already provided detail approximately \$7,650 in business expenses; however, \$5,000 was the maximum deduction she could legally take on Schedule C, which explains why Schedule C reflects the \$5,000 deduction. Even though these itemized expense deductions go well beyond the scope of your investigation and authority, Ms. Mosby provided proof of these deductions so that you could see that these expenses were not gifted to her businesses by any outside organization or agencies.

In response to your request concerning the delineation of expenses on Form 2106 — Employee Business Expenses (MOSBY002305), the expenses relating to her work-related travel (lines 3 and 5 of Form 2106) have already been provided to you in our August 19

document production. As you are aware from the master spreadsheet outlining every 2019 reimbursement that she received to date, Ms. Mosby received merely \$642.64 in direct reimbursements from various organizations for out-of-pocket expenses plus an additional \$1,192 in per diem. The bank statements and credit card statements that she provided to you on August 19 outline more than \$6,700. That figure accounts for the \$2,714 in travel expenses (not including meals) and the \$1,781 (in meals), as is reflected on Form 2106 of her 2019 taxes. Clearly, Ms. Mosby's travel expenses far exceed the amount she was actually reimbursed (\$642.64). Hence, there can be no dispute that Ms. Mosby did nothing inappropriate concerning her work-related travel reimbursements.

Finally, because an examination of expenses that Ms. Mosby generally incurred unrelated to work-related travel for her job as State's Attorney falls well beyond the scope of your investigation, we do not perceive the need to provide you with additional proof of her tax deductions unrelated to her travel. As noted above, Ms. Mosby has gone above and beyond to comply with your expansive tax requests, which is why she has already provided you proof of relevant deductions made on her taxes.

Re: Gifts

In response to your request for further clarification concerning the small gift items that were donated or slated for auction (*see* page 2, 1st paragraph of your October 5 letter), I refer you to the chart (Bates-labeled MOSBY002428) included within Ms. Mosby's September 8, 2020 production. That chart clearly identifies the gifts that were "donated" to BCSAO Crime Control & Prevention Youth Programs and families, which is described on the "2018 CCP Inventory of Supplies" list and includes the Univer-Soul Circus Tickets and Two Women Supply Kits (IMPACT magazine gifts). There were an additional five gifts (essential oils, hair care system, body butter, CBD set, and a candle with a votive holder) that were "donated and slated" by Ms. Mosby to be auctioned at the BCSAO's Winter Solstice Event to benefit victims of crime. However, in our September 29 letter, we identified two gifts that were set to be auctioned (*i.e.*, had been slated for the auction), but which have since been returned (in their original package and wrappings) to the organizations that gave them. *See* MOSBY002429-33, included within Ms. Mosby's September 8, 2020 production.

Re: State Ethics Commission

In response to your request for the Maryland State Ethics Commission's report (*see* page 2, 2nd paragraph of your October 5 letter), we can confirm that the Maryland State Ethics Commission has recently concluded their audit/investigation and they did not find any improper conduct on Ms. Mosby's part regarding her travel, her gifts, nor her business.

Overall the Commission was very helpful in providing guidance about what is and is not required to be disclosed. As you are aware, any report to be issued by the Commission is

Isabel Mercedes Cumming,
Inspector General of Baltimore City
October 26, 2020
Page 4

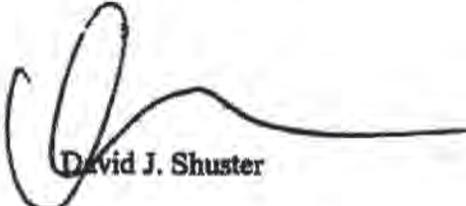
confidential. Given the scope of your investigation, we do not see a basis for your request for a copy of the report when it is issued. We understand that the Maryland State Ethics Commission declined to discuss Ms. Mosby with you. Nevertheless, we can inform you that there has been no finding by the Commission of any wrongdoing on Ms. Mosby's part and, indeed, Ms. Mosby was advised that her disclosures were over-inclusive. In other words, Ms. Mosby reported gift items that were not required to be disclosed and, moreover, none of the travel that she identified was required to have been disclosed in the first place.

At this point, we are confident that Ms. Mosby has fully cooperated with all requests for information from your office. Ms. Mosby and her staff have responded to numerous requests for information, and thousands of pages of documents have been produced to you in response to your requests. In addition, we have answered all follow-up questions from your office. If you have any additional questions, we suggest that the most efficient way to address them is in a conference (preferably by Zoom given the pandemic), where Ms. Mosby can be available to provide any additional clarification. Please advise if you wish to do that, and we will be happy to coordinate a mutually convenient date and time.

We reiterate our position that Ms. Mosby did nothing wrong and, therefore, your Office should issue a report with that conclusion. If your report does not reach that conclusion, then we request, in the interests of fairness to Ms. Mosby, that you make all of our written responses (including this letter) exhibits to your report. Ms. Mosby looks forward to your report. In the meantime, please contact us if you have any questions about the foregoing.

Sincerely,


Andrew Jay Graham


David J. Shuster

cc: Marilyn J. Mosby, Esquire, State's Attorney (Via Electronic Mail)

From: Cumming, Isabel M. (OIG)
Sent: Thursday, January 21, 2021 2:33 PM
To: David Shuster
Cc: [REDACTED]
Subject: Questions
Attachments: Mosby002425_MM 2018-2019 FINAL TRAVEL WORKSHEET.pdf

Hello David –

In order to complete our evaluation, can you please

1. Provide a printable copy of the document entitled “Mosby002425_MM 2018-2019 FINAL TRAVEL WORKSHEET.” If you can provide the Microsoft Excel version of it, that would be helpful. As you can see the attached version we have is much too small to read.
2. The OIG has conflicting information regarding two trips:
 - a. Mrs. Mosby reported that she did not attend an event in Cambridge, MD from November 8th to 9th, 2018 for the Maryland State’s Attorney’s Association. Mrs. Mosby reported that Michael Schatzow attended in her place. Information obtained by the OIG conflicts with Mrs. Mosby’s reporting of this trip. Please confirm if Mrs. Mosby attended and if she stayed overnight.
 - b. Mrs. Mosby reported that she attended an event in Washington, DC from June 23rd to 24th, 2019, but that she did not stay overnight and instead gave her hotel room to Michael Schatzow. Information obtained by the OIG conflicts with Mrs. Mosby’s reporting of this trip. Please confirm if Mrs. Mosby attended and if she stayed overnight.

Could you please find out this information as quickly as possible. Thank you and have a nice day. Isabel

Isabel Mercedes Cumming



Inspector General

Baltimore City Office of the Inspector General

100 N. Holliday Street, Suite 635

Baltimore, MD 21202

isabel.cumming@baltimorecity.gov

Office: (410) 396-3951

Cell: (443) 682-2130

Fax: (410) 837-1033

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From: Erin Murphy <emurphy@stattonney.org>
Sent: Thursday, January 21, 2021 3:00 PM
To: Cumming, Isabel M. (OIG)
Subject: Letter attached
Attachments: IG Letter General Counsel 1.21.21.pdf

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Please see the attached letter.

Thank you.



January 21, 2021

Isabel Mercedes Cumming
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

Dear Inspector General Cummings:

I am writing to you in my capacity as Chief Counsel for the Office of the State's Attorney for Baltimore City. I am looking forward to working with you as the point of contact to coordinate investigations between our offices going forward.

As you are aware, the Office of the State's Attorney for Baltimore City, is a law enforcement agency that is comprised of over 217 attorneys and 403 employees overall. We represent the interests of over 600,000 residents and on average prosecute over 30,000 cases a year.

Our office takes seriously our responsibility to break down barriers of distrust among law enforcement and communities in our pursuit of justice for those victimized by crime. Since the inception of her administration, State's Attorney Marilyn Mosby, has made a commitment to openness and transparency in the operations of the State's Attorney Office.

Trust is critical to the functioning of this agency, which is why six months ago, the State's Attorney, reached out to you and requested that your office open an investigation into her work-related travel and financial disclosures following misleading media assertions and allegations of wrongdoing. As the State's Attorney noted in the letter she sent to you in July of 2020 requesting a thorough and speedy investigation, the people of Baltimore have endured far too many scandals and allegations of corruption by too many elected officials in recent history. The people of Baltimore need and deserve to know the truth as it relates to the actions of its political leaders.

Having accepted the State's Attorney's request to investigate her work-related travel and financial disclosures, it is my understanding that the State's Attorney as well as her staff have been fully cooperative with you and have devoted considerable time and energy in responding promptly and in detail to each and every request that you have made, producing an enormous amount of information spanning several years, including but not limited to:

- A listing of dates, locations, and event names of every work-related trip taken by the State's Attorney in the past 3 years;
- The direct contact information for every organization that coordinated the State's Attorney's travel;
- More than 4,000 office e-mails responsive to nearly 200 search terms provided by your office;
- Travel receipts for every work-related trip;
- Every expense report ever submitted for the State's Attorney's work-related travel;
- Office Policies/Annual Reports that highlighted the State's Attorney's work-related travel;



- Work calendars, files, and agency fiscal ledgers pertaining to the State's Attorney's travel;
- A forensic image of the State's Attorney's mobile work phone (you're still in possession of);
- The State's Attorney's personal tax returns for 2019;
- Proof of tax deductions made on the State's Attorney's taxes;
- A year's worth of the State's Attorney's personal bank statements;
- The State's Attorney's personal credit card statements;
- Articles of Organization for the State's Attorney's inoperable businesses;
- A full identification of all gifts received by the State's Attorney since 2018;
- A listing of items (with pictures of the items) that were "slated" or intended to be auctioned to benefit victims of crime;
- Written responses to every one of your requests for clarity and information;
- Offer to interview the State's Attorney via Zoom to provide context and clarity for any outstanding concern (not yet availed);

It's fair to deduce that the State's Attorney has gone above and beyond to voluntarily provide you with what you need to conclude this investigation. The longer your investigation continues without any indication of a resolution in sight, detracts from the important work of our office and erodes the public's confidence in State's Attorney Mosby and our office.

I'm reaching out to you to assess where you are in your investigation and to ascertain when the people of Baltimore can expect a summation of your findings. If there is any information that you desire from our office or from State's Attorney Mosby specifically, please illuminate and enumerate what it is so we can work to get that information to you.

Believing that your investigation would be expeditious, this office has denied several media inquiries, which would have refuted allegations of wrong doing on the part of the State's Attorney months ago. Furthermore, as you're aware, the State's Attorney has been in direct communication with the Maryland State Ethics Commission and was verbally advised following their audit/investigation that the State's Attorney did not engage in any improper conduct regarding her travel, the gifts that she reported and received, nor her business. Is there a timeframe in which we should expect resolution of your investigation?

The State's Attorney's Office and the citizens of this city deserve resolution of this matter so that there are not misconceptions that undermine the trust that our office has worked so hard to build in the very important work that we do on behalf of the people we represent.

Thank you for your time and consideration.

Erin Murphy

Erin Murphy
Chief Counsel
Baltimore City State's Attorney's Office

From: Cumming, Isabel M. (OIG)
Sent: Thursday, January 21, 2021 4:02 PM
To: Erin Murphy
Subject: RE: Letter attached

Dear Chief Counsel Murphy,
I have been directed to correspond only with Ms. Mosby's private attorneys regarding her request for the OIG to investigate her travel, gifts and companies.
Thank you, Isabel Cumming

Isabel Mercedes Cumming



Inspector General

Baltimore City Office of the Inspector General

100 N. Holliday Street, Suite 635

Baltimore, MD 21202

isabel.cumming@baltimorecity.gov

Office: (410) 396-3951

Cell: (443) 682-2130

Fax: (410) 837-1033

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From: Erin Murphy <emurphy@stattorney.org>
Sent: Thursday, January 21, 2021 3:00 PM
To: Cumming, Isabel M. (OIG) <Isabel.Cumming@baltimorecity.gov>
Subject: Letter attached

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Please see the attached letter.

Thank you.

From: Beth Markiewicz [REDACTED]
Sent: Thursday, January 21, 2021 5:38 PM
To: Cumming, Isabel M. (OIG)
Cc: Andrew Jay Graham; David Shuster
Subject: Inspector General's Investigation
Attachments: 03566186.pdf; MM Final Travel Worksheet.pdf

Importance: High

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Ms. Cumming,

Attached please find correspondence sent on behalf of Andrew Jay Graham.

Thank you,
Beth

Beth C. Markiewicz
Legal Assistant to
Andrew Jay Graham, Lee H. Ogburn and Louis P. Malick
D 410-319-0442
[REDACTED]

KRAMON & GRAHAM PA
ATTORNEYS AT LAW

One South Street | Suite 2600 | Baltimore, MD 21202
T 410-752-6030 | F 410-539-1269 | www.kramonandgraham.com

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LAW OFFICES
KRAMON & GRAHAM, P. A.
ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201

TELEPHONE: (410) 752-6030
FACSIMILE: (410) 539-1269

www.kramonandgraham.com

ANDREW JAY GRAHAM

DIRECT DIAL
(410) 347-7422

DIRECT FACSIMILE
(410) 361-8208

ALSO ADMITTED IN NY AND DC

E-MAIL
agraham@kg-law.com

January 21, 2021

VIA ELECTRONIC MAIL (Isabel.Cumming@baltimorecity.gov)
AND FIRST-CLASS MAIL

Isabel Mercedes Cumming
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

RE: Inspector General's Investigation of
Baltimore City State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

Per your request, I have attached an enlarged copy of the MM Excel Final Travel worksheet.

As to the "conflicting information" you reference, there is NO conflicting information regarding the trips. As previously explained, Ms. Mosby did not spend the night when she attended the event in Cambridge, MD from November 8th to 9th, 2018 for the Maryland State's Attorneys' Association. My client attended the first day of the MSAA conference but did not spend the night. Michael Schatzow did in fact attend the remainder of the conference to represent the office.

As to the second trip, as previously reported, Mrs. Mosby attended the event in Washington, DC from June 23rd to 24th, 2019, but she did not stay overnight and instead gave her hotel room to Michael Schatzow. Again, my client attended this law enforcement partnership event during the day and commuted home both days.

Isabel Mercedes Cumming

January 21, 2021

Page 2

In summation, there is NO conflicting information regarding her travel. This is the same information that we provided to you months ago. We also offered to make ourselves available via Zoom or otherwise to go over any questions or concerns that you may have had.

We initiated this investigation to provide complete transparency to the public consistent with the trust that we've built with the community and counter to the baseless media assertions of wrongdoing. We look forward to you concluding your investigation.

Sincerely,



Andrew Jay Graham

Enclosure

cc: David J. Shuster, Esquire

From: Cumming, Isabel M. (OIG)
Sent: Thursday, January 21, 2021 6:15 PM
To: Andrew Jay Graham
Cc: David Shuster; [REDACTED]
Subject: RE: Inspector General's Investigation

Dear Mr. Graham,–

Thank you for your letter. As to the November 8th meeting in Cambridge, the attachment you just sent clearly states –

“SA Mosby did not attend, Deputy Schatzow attended in her absence”.

However in the letter you just sent, you state she **did** attend but not spend the night. Rather she gave the room to her Deputy. Our conflicting information was the fact of whether she attended the event based on your chart and the information we had gathered.

As far as the second conflict, the concern is that the City paid for two rooms (room 0627 and room 0841) at the Ritz Carlton for the Washington DC event on June 23. Deputy Schatzow already had his own room (room 0841) and was positive he checked in under his name. Your chart information was -

“SA Mosby did not stay overnight for this event, she did attend the event but Deputy Schatzow utilized the hotel.”

The OIG just wanted to verify that she choose **not** to spend the evening at the Ritz Carlton even though the room was paid for by the City.

Those were the two items of conflict that we hoped to clear up.

Thank you for your prompt response,
Isabel

Isabel Mercedes Cumming



Inspector General

Baltimore City Office of the Inspector General

100 N. Holliday Street, Suite 635

Baltimore, MD 21202

isabel.cumming@baltimorecity.gov

Office: (410) 396-3951

Cell: (443) 682-2130

Fax: (410) 837-1033

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From: Beth Markiewicz [REDACTED]
Sent: Friday, January 22, 2021 9:10 AM
To: Cumming, Isabel M. (OIG)
Cc: Andrew Jay Graham; David Shuster
Subject: Inspector General's Investigation - Correspondence
Attachments: 03566526.pdf

Importance: High

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Ms. Cumming,

Attached please find correspondence sent on behalf of Andrew Jay Graham.

Thank you,
Beth

Beth C. Markiewicz
Legal Assistant to
Andrew Jay Graham, Lee H. Ogburn and Louis P. Malick
D 410-319-0442
[REDACTED]

KRAMON & GRAHAM PA
ATTORNEYS AT LAW

One South Street | Suite 2600 | Baltimore, MD 21202
T 410-752-6030 | F 410-539-1269 | www.kramonandgraham.com

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LAW OFFICES
KRAMON & GRAHAM, P. A.
ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201

TELEPHONE: (410) 752-6030
FACSIMILE: (410) 539-1269

www.kramonandgraham.com

E-MAIL
agraham@kg-law.com

ANDREW JAY GRAHAM

DIRECT DIAL
(410) 347-7422

DIRECT FACSIMILE
(410) 361-8208

ALSO ADMITTED IN NY AND DC

January 22, 2021

VIA ELECTRONIC MAIL (Isabel.Cumming@baltimorecity.gov)
AND FIRST-CLASS MAIL

Isabel Mercedes Cumming
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

RE: Inspector General's Investigation of
Baltimore City State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

This responds to your follow-up email at 6:15 p.m. yesterday. To be clear, the information you "gathered" is the information my client voluntarily provided to you. The spreadsheet was created by Ms. Mosby and her staff in order to conveniently outline for you the number of trips that she made, which she disclosed on her ethics forms even though such disclosures were not even required in the first place. As you are aware, the two trips that you reference in your email were not gifted to Ms. Mosby and, as mentioned, were not required to be disclosed at all; nevertheless, she identified the events in the spreadsheet and noted in that spreadsheet that "she did not attend" to merely reflect the fact that she did not use the room that, again, was not even required to have been reported on the ethics forms. The insignificant discrepancy that you perceive could have easily been explained had you availed yourself of the opportunity to interview my client, which we repeatedly offered. These are precisely the sort of minor clarifications that can be most efficiently discussed in an interview.

Likewise, with regard to your second perceived discrepancy, we could have easily clarified for you the fact that Ms. Mosby attended a law enforcement conference along with her

Chief Deputy Michael Schatzow and Commissioner Harrison, three years ago and, while she originally believed that she did not stay overnight for this event, after reviewing her calendar (previously provided to you), she now believes that she did in fact stay overnight. Obviously there was no intent to misrepresent anything because, again, she provided to you the receipts for both hotel rooms and disclosed the room expense on her ethics forms, even though she was not required to do so.

If you need further clarification or have follow-up questions, Ms. Moby continues to stand ready and willing to cooperate. I appreciate that Ms. Mosby has provided you with large volumes of information pertaining to matters and small-expense items occurring years ago, and she will continue to do her best to answer your questions. Your investigation has been open for quite some time and, for all concerned, we believe it should be concluded as soon possible. Please let us know what else could possibly be needed.

Sincerely,



Andrew Jay Graham

cc: David J. Shuster, Esquire



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



January 22, 2021

Via Electronic Mail

Andrew Jay Graham
Kramon & Graham, P.A.
One South Street, Suite 2600
Baltimore, MD 21202
agraham@kg-law.com

Dear Mr. Graham:

Thank you for your letters dated January 21st and 22nd. The Office of the Inspector General (OIG) would like to schedule an interview with your client so she can have the opportunity to answer any final questions we have. Myself and my Senior Agent are available next week via a virtual WebEx meeting. We also have a 24-foot conference room table in our large conference room, where we could safely conduct the interview in person, if you wish. Please let me know as soon as possible any potential dates and times that will work with everyone's schedule.

During the first OIG interview with your client on July 30, 2020 at her office, prior to your entry in the matter, she signed the attached Garrity warning. In order for the OIG to conduct another interview with your client, the same form would need to be signed by her. I have also attached a blank form so that you can have your client sign it prior to the interview. Please feel free to modify the original language as she now has counsel.

I look forward to hearing from you soon.

Sincerely,

Isabel Mercedes Cumming
Inspector General

Cc: David J. Shuster, Kramon & Graham

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 EMAIL: OIG@BALTIMORECITY.GOV WEBSITE: OIG.BALTIMORECITY.GOV

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ONE SOUTH STREET
SUITE 2600
BALTIMORE, MARYLAND 21202-3201

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ANDREW JAY GRAHAM

DIRECT DIAL
(410) 347-7422

DIRECT FACSIMILE
(410) 361-8208

ALSO ADMITTED IN NY AND DC

E-MAIL
agraham@kg-law.com

January 26, 2021

VIA ELECTRONIC MAIL (Isabel.Cumming@baltimorecity.gov)
AND FIRST-CLASS MAIL

Isabel Mercedes Cumming
Inspector General of Baltimore City
Office of the Inspector General
City Hall, Room 635
100 North Holliday Street
Baltimore, Maryland 21202

RE: Inspector General's Investigation of
Baltimore City State's Attorney Marilyn J. Mosby

Dear Ms. Cumming:

This responds to the letter you emailed to me at 5:11 p.m. on January 22, 2021. We are available at 10-11 a.m. on Monday, February 1, 2021. Please confirm you are available, and I will send a Zoom invitation (unfortunately we have had issues with WebEx meetings and, therefore, I prefer to use Zoom). Given Ms. Mosby's professional obligations and the extraordinary demands of her very busy Office, I hope we can finish the meeting with an hour. Based on the number and nature of your recent follow-up questions, an hour should be plenty of time.

As soon as possible and not later than close of business on Thursday, January 28, please provide me with your questions and identify any documents you may want to discuss with Ms. Mosby. Having that information in advance will allow Ms. Mosby the opportunity to research the information for you and track down the relevant documents within the huge volume of information that Ms. Mosby voluntarily provided to you. Having this information at the ready during the meeting will allow for a much more efficient discussion. Moreover, Ms. Mosby and her staff have invested an inordinate amount of time complying as carefully and responsively

with your requests as possible, and they very much want to maintain their focus on essential law enforcement work for City residents. Consequently, your cooperation with our request will be in the interest of everyone's valuable time and resources.

Finally, since July 2020 when Ms. Mosby first invited your office's investigation (to demonstrate the inaccuracy of reports by certain media outlets and to put the false allegations to rest), Ms. Mosby has fully cooperated with you. She has provided an enormous volume of documents, and she has promptly responded to your follow-up requests for information or additional materials. As you know, both before and after my firm became involved, Ms. Mosby has been willing to make herself available for an interview and, indeed, you have already interviewed her once before. As we have advised, Ms. Mosby will again make herself available. Since you have already procured Ms. Mosby's signature on the form attached to your letter, and because this is a voluntarily opportunity for an exchange of information among professionals, I do not perceive it necessary for her to sign any new forms. This letter to you should suffice in that regard.

I look forward to hearing from you.

Sincerely,



Andrew Jay Graham

cc: Baltimore City State's Attorney Marilyn J. Mosby
David J. Shuster, Esquire



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



January 29, 2021

Via Electronic Mail

Andrew Jay Graham
Kramon & Graham, P.A.
One South Street, Suite 2600
Baltimore, MD 21202
agraham@kg-law.com

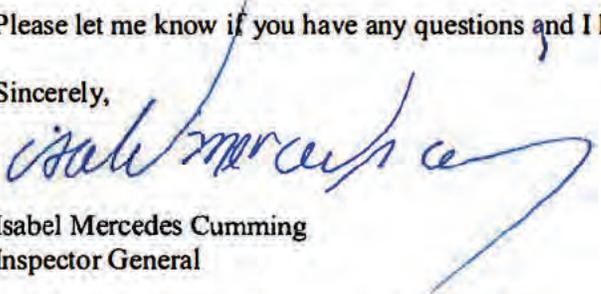
Dear Mr. Graham:

I am writing to confirm your clients interview with the Office of the Inspector General (OIG) on Monday, February 1, 2021 at 10:00 a.m. As you requested, the interview will take place virtually via Zoom. The following are topics to be covered (please note: this is a non-exhaustive list of topics that could be or will be covered during the interview):

1. Clarify statements made to media outlets and in emails regarding Mrs. Mosby's travel, gifts and companies.
2. Mrs. Mosby's trip to the Salamander Resort & Spa in Middleburg, VA from August 28th to August 30th, 2019, which was not disclosed on her State financial disclosure;
3. The logistics of Mrs. Mosby's trip to Minneapolis, MN and San Jose, CA from July 21st to July 26th, 2019;
4. Gifts auctioned at the Winter Solstice and the missing values of gifts in 2018. Please fill in missing values for the gifts listed in Exhibit 1;
5. Mahogany Elite Enterprises and its 2019 Schedule C tax filing, including the exact transactions that make up the reported \$5,000 business loss. The OIG was provided with \$7,651.27 worth of transactions. In the last column of Exhibit 2, please circle whether the listed expenses were or were not part of the business loss; and
6. Form 2106 and the exact transactions that make up the reported \$4,495 travel and meal expenses. The OIG was provided with \$5,904.13 worth of transactions. In the last column of Exhibit 3, please circle whether the listed transactions were or were not part of the amounts reported on Form 2106.

Please let me know if you have any questions and I look forward to seeing you on Monday.

Sincerely,


Isabel Mercedes Cumming
Inspector General

Cc: David J. Shuster, Kramon & Graham, P.A.
Marilyn J. Mosby, State's Attorney for Baltimore City

REPORT FRAUD, WASTE AND ABUSE

HOTLINE: 443-984-3476/800-417-0430 EMAIL: OIG@BALTIMORECITY.GOV WEBSITE: OIG.BALTIMORECITY.GOV



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
100 N. Holliday Street
Baltimore, MD 21202



Exhibit 1

Date	Organization/Individual	Gift	Value
1/11/2018	Genevieve Wilson	Necklace/card	
1/22/2018	Chris Simon	Tiffany bracelet	
1/30/2018	Marige Fleming Brinkley	"Boss Lady" mug	
2/27/2018	Dr. Tina Stevenson (Baltimore Chess Developers)	Hooded zip-sweatshirt; two (2) t-shirts; 3 paper books	
3/10/2018	Political Brew	Mug	
3/11/2018	National Organization for Women - Maryland State Chapter	Women of Courage Award (framed certificate)	
3/20/2018	BCSAO Victim/Witness Unit	Appreciation Award (Vase)	
3/31/2018	Langston Hughes Community Business and Resource Center	Trailblazer Award and Certificate	
4/22/2018	Zeta Phi Beta Sorority, Inc. - Danielle R. Green, Maryland State Director	Award and Certificate of Appreciation	
May-18	Mess in A Bottle	T-shirts; bag	
May-18	Baltimore Child Abuse Center	Award for outstanding work on behalf of Maryland's children	
5/12/2018	D.O.P.E. (Developing Optimistic Poised Education) Girlz	T-shirt; rubber bracelet; lapel pin; candle; tea; 'Girl Power' mug	
5/12/2018	Coleman House	Plaque - for Domestic Violence Survivors	
5/13/2018	North Avenue Community Development Corporation	Leadership Award	
6/5/2018	UniverSoul Circus	Tickets	
6/20/2018	Parklane Neighborhood Association, Inc.	Certificate of Appreciation	

REPORT FRAUD, WASTE AND ABUSE



OFFICE OF THE INSPECTOR GENERAL
Isabel Mercedes Cumming, Inspector General
City Hall, Suite 635
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Baltimore, MD 21202



Exhibit 1 cont.

Date	Organization/Individual	Gift	Value
6/28/2018	Donna Cypress	Pro Flowers - Congrats	
6/29/2018	Al Marcus	Red Roses - Congrats	
8/13/2018	CLEO Inc.	Two (2) t-shirts and Mug	
8/27/2018	The Zett Foundation	T-shirt; cap	
9/16/2018	Black Girls Vote & Color Vision	Plaque	
9/29/2018	Sigma Delta Tau Legal Fraternity, Inc. Alpha Alpha Chapter	Plaque	
10/17/2018	Harvard Womens Law Association	Harvard Law Mug	
11/1/2018	J. Franklyn Bourne Bar Association	Pink Roses - Thank you	
11/3/2018	Zeta Phi Beta Sorority, Inc.	Tote bag	
11/5/2018	NAACP	Hat & t-shirt	
11/9/2018	Northwest Citizens Patrol	Floral arrangement - congratulations	
11/15/2018	CLEO Inc.	Greater Equality Award	

Exhibits 2 and 3 of this letter have been removed for privacy reasons

REPORT FRAUD, WASTE AND ABUSE

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Exhibit 4

Case #21-0008-I

Travel list provided to OIG by SA Mosby's counsel

Date	Organization	Event	Location	Airline/Train	Total Airfare/Train	Hotel	Town Hall	Total Hotel and Airfare Costs	Incidental/Group Dism (Reimbursed total)	Breakdown of Transportation/Transportation/Baggage (see/per diem when applicable)	Contact	Role and Purpose of Event	Persons Travelling with related to City
2018 Travel													
01/18/18-01/19/18	Association of Prosecuting Attorneys	Major County Prosecutors Council Winter Meeting	Baton Rouge, LA	American	\$251.10	The Watermark Hotel	\$245.70	\$526.80	\$0.00		Unslu Donofrio, APA, 916-990-7949	SA Mosby sits on the APA Board and attendance is required of her when possible at these events.	Patricia DeMaio, Deputy
02/15/18-02/16/18	John Jay College CUNY	13th Annual John Jay Harry Frank Osgoodstein Symposium on Crime in America	New York, NY	N/A	\$0.00	The Empire Hotel	\$387.00	\$387.00	\$0.00		Diana Martinez, 646-577-4600 or dmartinez@jjay.cuny.edu	SA Mosby was a panelist on regarding <i>Correcting Errors: Can the Justice System Fix It's Mistakes</i> . SA Mosby was a panelist alongside other State's Attorneys from across the Nation including DA Eric Gonzalez (Brooklyn, NY) and DA Kim Ogg (Harris County Texas). More information can be found here: http://researchreport.cjg.org/annual-panels-18/	Janice Bledsoe and BPD
07/25/18-07/27/18	Association of Prosecuting Attorneys	Major County Prosecutors Council Summer Meeting	Milwaukee, WI	Frontier	\$236.69	Alb Memorial Downtown	\$343.00	\$579.69	\$0.00		Unslu Donofrio, APA, 916-990-7949	SA Mosby sits on the APA Board and attendance is required of her when possible at these events.	
08/15/18-08/17/18	Fair and Just Prosecution	Summer Convening	New York, NY	Airtrak	\$109.00	Washington Square Hotel	\$474.00	\$643.00	\$0.00		Kim Grant, 646-386-5892 (office) or 646-915-4120 (mobile)	In August 2018, FJP convened deconvicted prosecution and leading criminal justice experts at NYU School of Law to reimagine what it means to be a "21st Century Prosecutor." Leaders from around the nation came together to discuss the challenges of the current system and how to proactively engage communities. Prosecutors met with researchers, advocates and experts to discuss how to translate their vision into action, address racial disparities, and implement sustainable culture change through experiential learning tools, community engagement strategies, and different measures of "success." - https://www.fairandjustprosecution.org/wp-content/uploads/2018/08/21ST-CENTURY-PROSECUTOR-PRESS-RELEASE-FINAL-8152018.pdf	
10/16/18 - 10/18/18	Harvard Women's Law Association	Fall Conference	Cambridge, MA	Airfare	\$101.20	Porter Square Hotel	\$193.32	\$500.52	\$0.00		Megan Pyles, 304-412-4896, mpyles@jllaw.harvard.edu	SA Mosby was invited to speak and participate in the Job Fair at The Women's Law Association at Harvard Law School Annual Fall Conference, entitled " <i>Gender, Race, and Law Enforcement</i> ." The Women's Law Association Conference is the premier event for women at HLS and serves as a forum for reflection upon the challenges of the current system and how to proactively engage communities. Prosecutors met with researchers, advocates and experts to discuss how to translate their vision into action, address racial disparities, and implement sustainable culture change through experiential learning tools, community engagement strategies, and different measures of "success." - https://www.fairandjustprosecution.org/wp-content/uploads/2018/08/21ST-CENTURY-PROSECUTOR-PRESS-RELEASE-FINAL-8152018.pdf	
11/8/18 - 11/9/18	MD State's Attorney Association	Board Overnight Meeting	Cambridge, MD	N/A	\$0.00	Hunt Regency Georgetown, BY	\$208.84	\$208.84	\$0.00		Judy Arrington	SA Mosby did not attend. Deputy Schurow attended in her absence.	
12/5/18 - 12/7/18	Fair and Just Prosecution	Annual Convening	Houston, TX	Spirit	\$202.20	Four Seasons Hotel Houston	\$242.00	\$444.20	\$86.00	\$86 per diem reported on Ethics form SA Mosby was not reimbursed for this.	Kim Grant, grant@ccornationallaw.com or 646-386-5892	SA Mosby attended this event with many of the Nation's top prosecutors. Over the two-day meeting prosecutors heard from experts, advocates and people with lived experience in the criminal justice system, to identify challenges and forge solutions for advancing reform within their jurisdictions. Additionally, attendees held a press conference to reflect on the changing landscapes within the field of prosecution and to discuss the challenges of the current system and how to proactively engage communities. Prosecutors met with researchers, advocates and experts to discuss how to translate their vision into action, address racial disparities, and implement sustainable culture change through experiential learning tools, community engagement strategies, and different measures of "success." - https://fairandjustprosecution.org/news-learned-work/	
Total 2018 GHED for Travel \$3081.21													
Total Reimbursements \$0													
2019 Travel													
01/16/19 - 01/18/19	Association of Prosecuting Attorneys	Major County Prosecutors Council meeting	Tucson, AZ	American	\$440.61	AC Hotel Tucson Downtown	\$556.00	\$996.61	\$37.61	Ground SA Mosby was not reimbursed for this trip	Unslu Donofrio, APA, 916-990-7949	SA Mosby sits on the APA Board and attendance is required of her when possible at these events.	

Exhibit 5

Case #21-0008-I

Salamander Resort & Spa trip agenda and SA Mosby's calendar notes

August 28-30, 2019
The Salamander Resort & Spa
Middleburg, VA

AGENDA

Wednesday, August 28th

Arrival and check-in: 4 - 6 pm

Dinner and welcome: 6 – 8 pm

Thursday, August 29th

Breakfast: 9:30 – 10 :30 am

Setting intentions and expectations: 10 – 10:30 am

Jami Hodge & April Frazier Camara

Holistic health and wellness: 10:30 am - 12:30 pm

Dr. Lela Renee McKnight-Eily & Dr. Michelle Mitchell

Lunch: 12:30 – 1:30 pm

Facilitated conversation on need for support: 1:30 – 2:30 pm

Jami Hodge, April Frazier Camara & Judge Bernice B. Donald

Spa and individual wellness coaching sessions: 2:30 – 6:30 pm

Dinner: 6:30 – 8 pm

Friday, August 30th

Breakfast: 9:30 – 10:30 am

Wellness takeaways: 10:00 – 10:30 am

Dr. Lela Renee McKnight-Eily & Dr. Michelle Mitchell

Strategies to combat attacks: 10:30 am – 12 pm

Jami Hodge & April Frazier Camara

Lunch and closing: 12 – 1 pm

Subject: SA Mosby FLIGHT (Qatar Airways QR 707)
Location: Doha (Hamad Intl) to Dulles/Washington (Dulles Intl)

Start: Wednesday, August 28, 2019 1:35 AM EDT
End: Wednesday, August 28, 2019 3:35 PM EDT
Show Time As: Busy

Recurrence: None

Meeting Status: Not yet responded

Organizer: Marilyn Mosby

Required Attendees: Marilyn Mosby [REDACTED]

[REDACTED] Marilyn Mosby [REDACTED]

Attachment(s): "ADTD_ITINERARY_MOSBY_MARILYN JAMES_476048990_M7VXBI_24AUG_BWI.PDF"

E-ticket: 157-5086722027

*****EPU will PICK YOU UP from Dulles**

*****EPU will DRIVE YOU to Middleburg, VA to the Resort -The Salamander Resort and Spa, 500 N. Pendleton Street, Middleburg, VA, 20117**

Subject: ***POST: Vera Institute of Justice Retreat - LUNCH & CLOSING
Location: The Salamander Resort and Spa, 500 N. Pendleton Street, Middleburg, VA, 20117

Start: Friday, August 30, 2019 12:00 PM EDT
End: Friday, August 30, 2019 1:00 PM EDT
Show Time As: Busy

Recurrence: None

Meeting Status: Not yet responded

Organizer: Marilyn Mosby

Required Attendees: Marilyn Mosby [REDACTED]

Resort #: (540) 751-3160

*****EPU will Pick YOU up from Resort at 2:00 p.m.**

Exhibit 6

Case #21-0008-I

Expanded table put together by OIG detailing the cost of each trip by
source of information

Source of Information							
Trip Start Date	Trip End Date	# of Days	Location	Sponsoring Organization	Total Cost from State Financial Disclosure (23 Trips)	Total Cost from Travel List Provided to OIG (excluding amounts reported as not reimbursed) (24 trips)	Total Cost from Records Obtained by the OIG from Sponsoring Organizations/City (24 trips)
1/17/2018	1/19/2018	3	Baton Rouge, LA	Association of Prosecuting Attorneys	\$526.80	\$526.80	\$723.42
2/15/2018	2/16/2018	2	New York, NY	John Jay College	\$387.00	\$387.00	\$129.00
7/25/2018	7/27/2018	3	Milwaukee, WI	Association of Prosecuting Attorneys	\$579.39	\$579.69	\$579.39
8/15/2018	8/17/2018	3	New York, NY	Fair and Just Prosecution/Center for Court Innovation	\$643.00	\$643.00	\$643.00
10/16/2018	10/18/2018	3	Cambridge, MA	Harvard Women's Law Association	\$500.52	\$500.52	\$500.52**
11/8/2018	11/9/2018	2	Cambridge, MD	Maryland State's Attorney's Association	\$208.84	\$208.84*	\$191.95
12/5/2018	12/7/2018	3	Houston, TX	Fair and Just Prosecution/Center for Court Innovation	\$603.78	\$444.20	\$653.68
1/16/2019	1/18/2019	3	Tucson, AZ	Association of Prosecuting Attorneys	\$1,034.22	\$996.61	\$713.05
3/24/2019	3/27/2019	4	New York, NY	Fair and Just Prosecution/Center for Court Innovation	\$1,646.82	\$1,089.00	\$727.00
5/5/2019	5/17/2019	13	Berlin, Germany and Lisbon, Portugal	Fair and Just Prosecution/Center for Court Innovation	\$3,894.67	\$4,384.31	\$4,128.83
6/9/2019	6/11/2019	3	New York, NY	Fair and Just Prosecution/Center for Court Innovation	\$809.00	\$809.50	\$878.50
6/16/2019	6/18/2019	3	New York, NY	Aleph Institute	\$274.45	\$274.45	\$274.45
6/23/2019	6/24/2019		Washington, DC	Police Executive Research Forum	\$298.00	\$298.00	\$297.72
7/14/2019	7/16/2019	3	Atlanta, GA	National Black Prosecutors Association	\$592.30	\$592.30	\$739.61
7/21/2019	7/24/2019	4	Minneapolis, MN	United Steelworkers	\$1,330.16	\$1,089.66	\$1,329.76
7/24/2019	7/26/2019	3	San Jose, CA	Association of Prosecuting Attorneys	\$638.36	\$638.36	\$642.64
8/7/2019	8/9/2019	3	Bloomington, MN	A. Philip Randolph Institute	\$1,672.40	\$1,672.40	\$1,672.40

8/24/2019	8/28/2019	5	Nairobi, Kenya	United Nations Office on Drugs and Crime/Fair and Just Prosecution	\$4,772.00	\$4,614.00	\$4,495.00
8/28/2019	8/30/2019	3	Middleburg, VA	Vera Institute for Justice	Not Reported	\$1,202.00	\$803.62
9/8/2019	9/11/2019	4	Memphis, TN	U.S. Department of Justice/Institute for Intergovernmental Research	\$1,111.28	\$1,111.28	\$873.43
9/14/2019	9/17/2019	4	Montgomery, AL and Atlanta, GA	Fair and Just Prosecution/Center for Court Innovation	\$1,270.59	\$829.04	\$1,295.99
10/18/2019	10/22/2019	5	Edinburgh, Scotland	Fair and Just Prosecution/Center for Court Innovation	\$2,759.03	\$2,759.03	\$2,598.89
11/17/2019	11/18/2019	2	Chicago, IL	U.S. Department of Justice/Institute for Intergovernmental Research	\$1,243.90	\$975.06	\$1,210.36
12/3/2019	12/6/2019	4	Durham, NC	Fair and Just Prosecution/Center for Court Innovation	\$1,015.48	\$913.48	\$913.44
GRAND TOTALS		24			\$27,811.99	\$27,538.53	\$27,015.65

* SA Mosby reported she did not actually utilize the hotel paid for by the City

** No records response; amount is based off what SA Mosby reported to OIG

Yellow highlighted trips indicates the trip met conditions set forth by the Administrative Manual to be submitted to the Board of Estimates for approval

Exhibit 7

Case #21-0008-I

Internal BCSAO Travel Policy

Office of the State's Attorney for Baltimore City Employee Travel Guidelines:

The Office of the State's Attorney (OSA) Employee Travel Guidelines are provided to aide travellers as they prepare to travel as a representative of the office. We encourage all staff to become familiar with travel processes to ensure compliance with the use of office funds for travel. It is understood that as a representative of the office, employees are expected to exercise the same judgment in incurring expenses that they would exercise if traveling on personal business and expending personal funds. Excess costs, delays, unnecessary accommodations and services are not acceptable and travelers will be held responsible for unauthorized costs and additional expenses incurred for personal preference or convenience. All employee travel requests must be pre-approved by your Division Chief and the Chief of Administration. Depending on if your request to travel is funded by the Governor's Office of Crime Control and Prevention (GOCCP), the City's General Fund or a Federal Grant, there are guidelines that must be followed. If you are unsure about how your travel is funded, please contact your supervisor or the Chief of Administration.

Reimbursements: Any trips that exceed five business days or exceed \$800 per person must be approved by the Board of Estimates. This is a lengthy and time-consuming process. Travel advances are generally not provided, however, employees may receive reimbursement for expenses that have been previously approved. In order to be reimbursed an employee must complete a City of Baltimore Expense Statement within 10 calendar days of returning from their trip. The date of the receipt and a description of purchase must be included on the form. All original receipts; not credit card authorizations; must be turned in along with the form. **Normally there is a 3 month turn around on reimbursement checks.** The checks will be mailed directly to your home address.

Cancellations: Penalties and charges resulting from the cancellation of travel reservations shall be the OSA responsibility if the cancellation or change is made at the direction or convenience of the office. If the cancellation or change is made for the personal benefit of the employee it shall be the employee's obligation to pay the penalties or charges. In the event that there is an extenuating circumstance such as a death, serious illness, accident, etc. the office may incur the costs associated with cancelled reservations.

Funding Sources: The Governor's Office of Crime Control and Prevention (GOCCP): The vast majority of our grants that fund training are provided by GOCCP. GOCCP sets clear limits as to what training related expenses may be reimbursed and how much can be reimbursed. If your travel is funded through a GOCCP grant please adhere to the following guidelines:

- Per Diem/ Meal Allowance is \$40/day
- Mileage Maximum: \$.535 cents/mile

City's General Fund or a Federal Grant: Travel that is funded through the General Fund or a federal grant must follow federal guidelines for subsistence rates (i.e. allowances for lodging,

meals, and incidental expenses). Rates are set by the federal fiscal year, effective October 1, and vary significantly depending on where the event is being held. For example, the federal subsistence rate is higher for New York City, than for Birmingham, Alabama. The rates can be found online at <https://www.gsa.gov/travel/plan-book/per-diem-rates>.

Registration: Registration cost will be paid for in advance of the travelers' departure by the OSA Fiscal Officer. It is the traveler's responsibility to provide all necessary information needed to register as outlined on the Travel Reservation Form.

Airline/Train/Bus Information: Air and train travel is limited to coach fares. The Victim/Witness Relocation Coordinator is responsible for coordinating transportation arrangements. If you pay for your reservations in advance you cannot be reimbursed. The official travel agency for the office is Globetrotters Travel Agency. We do not use online vendors such as Expedia, Travelocity, etc. Travel should be planned as far in advance as possible to take advantage of discounted fares. If more than one airline offers service, arrangements will be made with the airline that offers the lowest fare. Due to the high cost of air travel employees should consider train travel vs. airline travel when considering the most cost effective mode of travel. Employees are to take the most direct and commonly traveled routes to all approved destinations. Indirect routes, unnecessary extended stops, or additional expenses for personal or unapproved reasons will not be approved. An employee must turn in all unused, partially used, and exchanged tickets. Under no circumstances should any tickets be used for any travel other than what was approved.

Hotels: If approved for overnight travel, please be prudent when choosing a hotel; most conferences offer specialized hotel group rates for attendees. The Victim/Witness Relocation Coordinator will pay for your hotel accommodations prior to your departure; however upon your arrival you will need to provide a personal credit card to cover incidentals.

Car Rentals: The office does not pay for employees to rent vehicles while traveling in another state.

Meals: Meal reimbursement requires an itemized, legible, and unaltered receipt.

- Meals must be purchased on the day of and during the times of travel for which the employee seeks reimbursement and only for items consumed by the employee during the travel period.
- **Do NOT include alcohol on any receipts.** Alcohol purchases cannot be reimbursed. If you order alcohol, please ask for a separate receipt.
- **Please make a copy of each receipt and retain it for your records.** Submit the original receipt with your expense form.

- **It is preferred that each employee pays for their own meals while travelling for work** as this simplifies the reimbursement process. However, if one person picks up the tab for a group of employees, please mark clearly on the receipt whose meals were covered.

Mileage: Mileage reimbursement may differ depending on the travel funds used to pay for travel. Please note that if a traveler decides to use a personal vehicle for long distance travel and the mileage is greater than train, plane, or bus you will only be reimbursed up to the cost of the lease expensive ticket. Ex. Plane ticket costs \$310, mileage reimbursement totals \$400.00, the maximum you will be reimbursed is \$310.00. **If you are carpooling, please state this clearly in your expense report.** Example: I drove from my home in Downtown Baltimore to John's house in Harford County. John drove us the rest of the way to the conference in Philadelphia. I am requesting reimbursement for travel from my home to John's home. **Include copies of all toll receipts, cab fares, etc. with your expense form.** If you have Ezpass you can download a transaction history on their website.

Baggage: Most airlines allow one carryon bag up to 50 pounds. The office does not pay for checked bags. You should refer to your individual airline to review their policy for carry-on bag size restrictions. Amtrak has their own policy for carry-ons and checked bags. Please refer to their website for additional information.

Frequently Asked Questions:

Will the office pay for my spouse to travel with me?

The office does not pay for non-employees to travel out of state. You may contact the designated travel agency directly to coordinate and pay for your spouse.

May I stay a few extra days after the conference is over?

The office does not cover any additional expenses incurred beyond the time frame that the employee is travelling on business. You will be responsible for paying all additional expenses incurred as a result of extending your stay.

May I travel to another city instead of returning to Baltimore?

If the employee elects to travel to a different destination (other than Baltimore) at the completion of the conference they will be responsible for paying the difference in the cost of the ticket.

Will I be reimbursed for tips?

Tips for housekeeping, bellhops, food service, etc. will not be reimbursed.

Will I be reimbursed if I hire an Uber to travel from the hotel to a restaurant for dinner?

The City of Baltimore only reimburses you for a shuttle, taxi/Uber, etc. to travel from a hotel to the airport (round-trip). Travel between a hotel and venue or to area attractions is not a reimbursable expense.

Exhibit 8

Case #21-0008-I

2018 and 2019 out-of-town travel reference
calendars w/ color legend created by OIG

SA Mosby's 2018 Travel

January

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

February

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28			

March

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4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

April

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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

May

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20	21	22	23	24	25	26
27	28	29	30	31		

June

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17	18	19	20	21	22	23
24	25	26	27	28	29	30

SA Mosby's 2018 Travel

July

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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

August

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12	13	14	15	16	17	18
19	20	21	22	23	24	25
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September

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October

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28	29	30	31			

November

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December

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23	24	25	26	27	28	29
30	31					

SA Mosby's 2019 Travel

January

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20	21	22	23	24	25	26
27	28	29	30	31		

February

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17	18	19	20	21	22	23
24	25	26	27	28		

March

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17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

April

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28	29	30				

May

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26	27	28	29	30	31	

June

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23	24	25	26	27	28	29
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SA Mosby's 2019 Travel

July

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

August

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

September

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

October

S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
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27	28	29	30	31		

November

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					1	2
3	4	5	6	7	8	9
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17	18	19	20	21	22	23
24	25	26	27	28	29	30

December

S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Calendar Legend



Day SA Mosby traveled out-of-town for a "sponsored trip" in the travel list



Day SA Mosby traveled out-of-town for "other trips" not found in the travel list



Day SA Mosby had overlapping out-of-town travel for a "sponsored trip" and "other trip"



Day SA Mosby traveled from one "sponsored trip" directly to another "sponsored trip"



State of Maryland Court Holiday

Exhibit 9

Case #21-0008-I

List of gifts received by SA Mosby that her counsel said were to be donated or "slated" to be auctioned

Date	Organization/Individual	Gift	Value	Status
6/5/2018	UniverSoul Circus	Tickets		Donated to Crime Control & Prevention Youth
11/4/2018	IMPACT Magazine	Teal Ankara Clutch with Gray Colorful Specs; Gift Bag - Omoyeni Bracelet Set; Anasa Product Bundle (Churi Shower Souffle, Moroccan Nites & Butterluxe); Savvy Minerals bundles - 2 mascaras & 2 lip glosses	\$306	Donated to Crime Control & Prevention Youth- Homeless GE Giveaway
11/19/2018	Young Living Essential Oils	Household Cleaner, Dish Soap, Foaming Hand Soap, Lantern Diffuser, Everyday Oils Collection, Winter Diffuser Blends Collection, Lavender Bath Bombs, Stress Away Bath Bombs, Coconut Lime Replenishing Body Butter, Stress Away Essential Oil Roll-On	\$623.02	Slated to be auctioned in BCSAO Solstice Event Benefit for victims of crime
11/1/2019	DreadznHeadz	Natural Hair Care System - Assorted Oils (5)	\$50	Slated to be auctioned in BCSAO Solstice Event Benefit for victims of crime
12/1/2019	Nicole Harlock	Korres Body Butter & Rise by Beyonce Perfum	\$46.50	Slated to be auctioned in BCSAO Solstice Event Benefit for victims of crime
12/1/2019	CURA Cannabis Solutions	Select CBD Drops (2), Disposable Pen, Patch, Capsules (2)	\$188	Slated to be auctioned in BCSAO Solstice Event Benefit for victims of crime
12/1/2019	Creative Healing	Mini Candles (3), Studio Crystal by Godinger Crown Votive Holder	\$25	Slated to be auctioned in BCSAO Solstice Event Benefit for victims of crime