From:	David J. Apol
To:	Emory A. Rounds III
Subject:	FW: Kushner CD Request
Date:	Friday, December 20, 2019 6:22:13 PM
Attachments:	Kushner CD Memo.pdf
	JCK Request for CD.pdf
	Kushner Jared 278 Annual Penort (2019) OCE Certified ndf

The first two attachments are provided below. The third is a OGE Form 278 and therefore nonresponsive.

#### FYI

From: Vetter, Mark A. EOP/OA [mailto (b) (6)
Sent: Friday, December 20, 2019 4:31 PM
To: CD <cd@oge.gov>
Cc: David J. Apol <djapol@oge.gov>; Gast, Scott F. EOP/WHO <(b) (6)</li>
Subject: Kushner CD Request

CD Team:

Please see the attached request from Jared Kushner for a CD for his Quadro Partners (d/b/a Cadre).

Please reach out to me if you have any questions about this matter.

v/r Mark

Mark A. Vetter Senior Associate General Counsel Office of Administration Executive Office of the President Ph: (b) (6) (o) / (b) (6)

(b) (6)

#### THE WHITE HOUSE

#### WASHINGTON

#### December 20, 2019

# MEMORANDUM FOR SCOTT GAST, SPECIAL ASSISTANT TO THE PRESIDENT AND DESIGNATED WHITE HOUSE ETHICS OFFICIAL

FROM: Jared C. Kushner, Assistant to the President and Senior Adviser

SUBJECT: Request for a Certificate of Divestiture

#### THE WHITE HOUSE

#### WASHINGTON

#### December 20, 2019

## MEMORANDUM FOR THE DIRECTOR OF THE OFFICE OF GOVERNMENT ETHICS FROM: SCOTT F. GAST, DESIGNATED WHITE HOUSE ETHICS OFFICIAL States SUBJECT: Application for a Certificate of Divestiture for Jared C. Kushner

b) (5)

#### (b) (5)

#### b) (4), (5), (6)

b) (5)

.

Please let me know if you require further information or have any questions about this matter, or your staff may contact Mark Vetter, Ethics Counsel, at (b) (6) or (b) (6)

From:	(b) (6) - Computer generated internal OGE email address
То:	Kimberly L. Sikora Panza
Subject:	New CD Assignment: Please review
Date:	Tuesday, January 7, 2020 11:43:56 AM

A Certificate of Divestiture for Kushner is pending ACTION: Review in Process. Please click the link below.

b) (6) - Internal agency website

Hi Monica,

# (b)(5), (6) Could you please let me know if the following is correct?

- (1) <sup>(b)(5), (6)</sup>
- (2) On January 26, 2017, OGE issued CD-2017-02, which included JK IV, LLC.
- (3) (b) (5), (6) and OGE issued CD-2017-07 on February 1, 2017, with the corrected name JK Thrive IV LLC rather than JK IV, LLC.
- (4) (b) (5), (6)
- (5) Cadre was not referenced in any other holdings when the two CDs were issued.

Thanks, Elaine

sure

From: Kimberly L. Sikora PanzaSent: Thursday, January 23, 2020 8:03 AMTo: Elaine Newton <enewton@oge.gov>Subject: RE: Kushner CD

Hi Elaine,

I can swing by now, if that works for you?

Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From: Elaine Newton
Sent: Thursday, January 23, 2020 8:02 AM
To: Kimberly L. Sikora Panza <<u>klspanza@oge.gov</u>>
Subject: Kushner CD

Hi Kim,

I have the following questions on the Kushner CD request. Please let me know when you have a few minutes to discuss them.

Thanks, Elaine

(b) (5), (6)			
	_		

(b) (5), (6)

From:	Elaine Newton
To:	Kimberly L. Sikora Panza; David J. Apol
Subject:	RE: CD
Date:	Friday, January 24, 2020 7:14:25 AM

Hi Dave,

Kim submitted the CD for 2<sup>nd</sup> level review on January 15. I spoke with Kim yesterday (January 23) and asked her to go back to the agency with the following questions:

(b) (t	5), (6)		
_			

Thanks, Elaine

From: Kimberly L. Sikora Panza
Sent: Friday, January 24, 2020 7:08 AM
To: David J. Apol <djapol@oge.gov>
Cc: Elaine Newton <enewton@oge.gov>
Subject: RE: CD

Hi Dave,

Happy to discuss – very brief summary is that Elaine had some questions from her second-level review relating to the asset subject of this request and the employee's 2017 CD. I sent those questions to the agency early morning yesterday, and am waiting for that input.

Thanks, Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214 From: David J. Apol
Sent: Thursday, January 23, 2020 6:18 PM
To: Kimberly L. Sikora Panza <<u>klspanza@oge.gov</u>>
Cc: Elaine Newton <<u>enewton@oge.gov</u>>
Subject: CD

Kim,

Can you give me an update tomorrow morning on how the CD "gift" your received is coming?

From:Kimberly L. Sikora PanzaTo:"Vetter, Mark A. EOP/OA"Cc:"Gast, Scott F. EOP/WHO"; "Jones, David M. EOP/WHO"Subject:RE: Kushner CD request [contains CUI]Date:Friday, January 24, 2020 3:11:25 PM

#### CONTROLLED

Thanks, Mark. We'll let you know if we have any further questions. Have a great weekend, Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From: Vetter, Mark A. EOP/OA [mailto<sup>(b)</sup> (6)
Sent: Friday, January 24, 2020 2:21 PM
To: Kimberly L. Sikora Panza
Cc: Gast, Scott F. EOP/WHO ; Jones, David M. EOP/WHO
Subject: RE: Kushner CD request [contains CUI]
Kim:

I hit Send right as I saw one small typo. (b) (5), (6)

#### v/r

Mark Mark A. Vetter Senior Associate General Counsel Office of Administration

From: Vetter, Mark A. EOP/OA

Sent: Friday, January 24, 2020 2:19 PM

To: 'Kimberly L. Sikora Panza' <<u>klspanza@oge.gov</u>>

Cc: Gast, Scott F. EOP/WHO (b) (6)

>; Jones, David M. EOP/WHO

**Subject:** FW: Kushner CD request [contains CUI]

#### Kim: (b) (4), (5), (6)

Please let us know if you have any further questions. v/r Mark Mark A. Vetter Senior Associate General Counsel

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2 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	anza < <u>klspanza@oge.gov</u> >
Sent: Thursday, January 23	
To: Vetter, Mark A. EOP/O	
Cc: Gast, Scott F. EOP/WHO	>; Jones, David M. EOP/WHO
<(b) (6)	
Subject: RE: Kushner CD re	quest [contains CUI]
CONTROLLED	
Good morning, Mark,	
	nal questions relating to the Kushner CD request:
5), (6)	
Thank you in advance for	our continued assistance and input!
And the second	our continueu assistance and input!
Kim	
Kimberly L. Sikora Panza	
Accociato Councol	
Associate Counsel	
U.S. Office of Government	Ethics
U.S. Office of Government	
U.S. Office of Government 1201 New York Avenue NV	
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005	
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214	V, Suite 500
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP	V, Suite 500 /OA [ <u>mailto</u> (b) (6)
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January	V, Suite 500 /OA [ <u>mailto (b) (6)</u> 15, 2020 11:03 AM
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz	V, Suite 500 /OA [ <u>mailto (b) (6)</u> ] 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> >
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January	V, Suite 500 /OA [ <u>mailto (b) (6)</u> ] 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> >
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz	V, Suite 500 /OA [ <u>mailto (b) (6)</u> ] 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> >
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > 0 < <mark>(b) (6); Jones, David M. EOP/WHO &gt;</mark>
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > 0 < <mark>(b) (6); Jones, David M. EOP/WHO &gt;</mark>
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO ((b) (6) Subject: FW: Kushner CD r Kim:	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > 0 < <mark>(b) (6)</mark> ; Jones, David M. EOP/WHO > equest [contains CUI]
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO (b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O < <mark>(b) (6)</mark> ; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO ((b) (6) Subject: FW: Kushner CD r Kim:	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O < <mark>(b) (6)</mark> ; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO <(b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6)	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > D <(b) (6) ; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO (b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > D <(b) (6) ; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO (b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6) On Question 2, (b) (4), (5), (6)	V, Suite 500 /OA [mailto (b) (6) [ 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O <(b) (6) [; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO <(b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6)	V, Suite 500 /OA [mailto (b) (6) [ 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O <(b) (6) [; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHO (b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6) On Question 2, (b) (4), (5), (6)	V, Suite 500 /OA [mailto (b) (6) [ 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O <(b) (6) [; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHC ((b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6) On Question 2, (b) (4), (5), (6)	V, Suite 500 /OA [mailto (b) (6) [ 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O <(b) (6) [; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHC <(b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, ( <sup>(b)</sup> (4), (5), (6) On Question 2, ( <sup>(b)</sup> (4), (5), (6) Please let us know if you re v/r	V, Suite 500 /OA [mailto (b) (6) [ 15, 2020 11:03 AM a < <u>klspanza@oge.gov</u> > O <(b) (6) [; Jones, David M. EOP/WHO > equest [contains CUI] elow from Mr. Kushner's legal team:
U.S. Office of Government 1201 New York Avenue NV Washington, DC 20005 202.482.9214 From: Vetter, Mark A. EOP Sent: Wednesday, January To: Kimberly L. Sikora Panz Cc: Gast, Scott F. EOP/WHC <(b) (6) Subject: FW: Kushner CD r Kim: Please see the responses b On Question 1, (b) (4), (5), (6) On Question 2, (b) (4), (5), (6) Please let us know if you re v/r Mark	V, Suite 500 /OA [mailto (b) (6) 15, 2020 11:03 AM a <klspanza@oge.gov> O &lt;(b) (6) equest [contains CUI] elow from Mr. Kushner's legal team:</klspanza@oge.gov>

Sent: Tuesday, January 14, 2020 4:23 PM	
To: Vetter, Mark A. EOP/OA < (b) (6) >	
Cc: Gast, Scott F. EOP/WHO (b) (6) ; Jones, David M. EOP/WHO	
<(b) (6) >	
Subject: RE: Kushner CD request [contains CUI]	
CONTROLLED	
Hi Mark,	
Thanks to you and Mr. Kushner/his team for the quick responses!	
(b)(4),(5),(6)	
	-
	<i>.</i>
	<b>L</b> .
	8
Thank you in advance for your input and assistance.	
Kim	
Kimberly L. Sikora Panza	
Associate Counsel	
U.S. Office of Government Ethics	
1201 New York Avenue NW, Suite 500	
Washington, DC 20005	
202.482.9214	
From: Vetter, Mark A. EOP/OA [mailto (b) (6)	
Sent: Monday, January 13, 2020 10:53 AM	
To: Kimberly L. Sikora Panza < <u>klspanza@oge.gov</u> >	
Cc: Gast, Scott F. EOP/WHO <(b) (6) Jones, David M. EOP/WHO	
<(b) (6)	
Subject: FW: Kushner CD request [contains CUI]	

Kim:

Below is the first round of answers from Mr. Kushner's legal team. We have also attached the e-mail from him confirming the request for the CD. We can get an initialed copy of the Word document request if you would like.

Please feel to reach out if you have any further questions.

v/r

Mark

Mark A. Vetter

Senior Associate General Counsel

Office of Administration



Thank you in advance for your input. Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

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#### Abbe David Lowell

#### Partner

Winston & Strawn LLP 1700 K Street, N.W. Washington, DC 20006-3817



F: +1 202-282-5100

200 Park Avenue New York, NY 10166-4193 D: +1 (b) (6) F: +1 212-294-4700 VCard | Email | winston.com WINSTON & STRAWN From: Vetter, Mark A. EOP/OA < (b) (6) Sent: Thursday, January 9, 2020 12:59 PM To: Lowell, Abbe David < (b) (6) >; Man, Christopher (b) (6) Cc: Gast, Scott F. EOP/WHO < (b) (6) >; Jones, David M. EOP/WHO (b) (6) **Subject:** FW: Kushner CD request [contains CUI] Abbe & Chris: We just received this back from OGE this morning. Please take the first crack as responding, since you will be much better placed to resolve some of the questions that OGE has about <sup>(b)</sup> Note that this constitutes the first round of technical questions from the CD Reviewer, but there could be additional questions as it moves up the chain and based on your answers. Please feel free to reach out to us if you have any questions. v/r Mark Mark A. Vetter Senior Associate General Counsel Office of Administration From: Kimberly L. Sikora Panza <<u>klspanza@oge.gov</u>> Sent: Thursday, January 9, 2020 9:31 AM To: Vetter, Mark A. EOP/OA (b) (6) **Cc:** Kimberly L. Sikora Panza <<u>klspanza@oge.gov</u>> Subject: Kushner CD request [contains CUI] CONTROLLED Hi Mark, I am the OGE attorney assigned to review the CD request for Mr. Kushner. Thank you for forwarding the request and 278; I've reviewed the documents, and have the following questions:

Thank you in advance for your input. Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

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The contents of this message may be privileged and confidential. If this message has been received in error, please delete it without reading it. Your receipt of this message is not intended to waive any applicable privilege. Please do not disseminate this message without the permission of the author. Any tax advice contained in this email was not intended to be used, and cannot be used, by you (or any other taxpayer) to avoid penalties under applicable tax laws and regulations.

Thanks, Elaine! Let's touch base tomorrow morning.

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From: Elaine Newton
Sent: Monday, January 27, 2020 4:55 PM
To: Kimberly L. Sikora Panza <klspanza@oge.gov>
Subject: Kushner CD

The attachment is available on page 9-13 of this previous FOIA release: https://extapps2.oge.gov/FOIAStatus/ FOIAResponse.nsf/OGE%20FOIA% 20Responses\_3/852580AC00659E1D8525810000593525/ \$FILE/Additional%20Records%20Released% 20FY17-241.pdf?open

Hi Kim,

2) (4), (5); (6)

Wednesday.

Please take a look at the questions and we can discuss them on

Thanks, Elaine

Confirmed.

Sent from my iPhone

On Dec 20, 2019, at 3:53 PM, Gast, Scott F. EOP/WHO (b) (6) > wrote:

Jared,

Attached please find the memorandum from you requesting a CD (2019.12.20 CD Request – Kushner). Please confirm that the information contained in this memo is correct and that, by your email, you are submitting this memo to request a CD for the sale of your Cadre holdings.

Also attached is a cover memo that will be sent to OGE, confirming that we have determined that divestiture of your Cadre holdings is reasonably necessary to allow you to perform your official duties.

Finally, attached is a memo memorializing the directive to you to divest of your Cadre holdings to avoid a conflict of interest.

Please let us know if you have any questions.

Thanks,

Scott

<2019.12.20 CD Request - Kushner.docx>

<2019.12.20 JCK CD Memo to OGE - Kushner.docx>

<2019.12.20 JCK Divestiture Memo.docx>

Sounds great, thanks!

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From: Elaine Newton
Sent: Thursday, February 6, 2020 1:26 PM
To: Kimberly L. Sikora Panza <klspanza@oge.gov>
Subject: RE: your call

We'll start with the other CDs and call you when we are finished.

From: Kimberly L. Sikora Panza
Sent: Thursday, February 6, 2020 1:24 PM
To: Elaine Newton <<u>enewton@oge.gov</u>>
Subject: RE: your call

Ok, thanks! (b)(5), (6)

Do yall just want to call me around 3:30 when you are ready for me to come down?

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From: Elaine Newton
Sent: Thursday, February 6, 2020 1:23 PM
To: Kimberly L. Sikora Panza <<u>klspanza@oge.gov</u>>
Subject: RE: your call

Hi Kim,

It is up to Dave if he wants to follow-up on this point.

Thanks, Elaine

From: Kimberly L. Sikora Panza
Sent: Thursday, February 6, 2020 1:13 PM
To: Elaine Newton <<u>enewton@oge.gov</u>>
Subject: your call

Hi Elaine,

Saw your door was closed, so didn't want to call and bother you.

I have a 3pm w/ Rachel, but should be free by 3:30.

) (5), (6)

Kim

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

Kimberly L. Sikora Panza
Elaine Newton
FW: Kushner CD request [email and attachment(s) contain CUI]
Thursday, February 13, 2020 10:26:11 AM

From: Vetter, Mark A. EOP/OA [mailto(b) (6) Sent: Monday, February 10, 2020 10:40 AM To: David J. Apol Cc: Gast, Scott F. EOP/WHO ; Kimberly L. Sikora Panza Subject: FW: Kushner CD request [email and attachment(s) contain CUI] Dave: Per your voicemail request from Friday, please see below. This is the e-mail that Abbe had sent to us, the answers in which Scott had previously pasted into Kim's questions. Let us know if you need anything further. v/r Mark Mark A. Vetter Senior Associate General Counsel Office of Administration From: Lowell, Abbe David (b) (6) Sent: Thursday, January 30, 2020 1:28 PM

To: Gast, Scott F. EOP/WHO (b) (6)

**Cc:** Man, Christopher <(b) (6)

Subject: [EXTERNAL] FW: Kushner CD request [email and attachment(s) contain CUI]

>

Scott, our answers are below in red. Let us know if there are any more questions, and thanks again for your help through this process.

#### Abbe David Lowell

#### Partner

Winston & Strawn LLP 1700 K Street, N.W. Washington, DC 20006-3817

#### D: +1 (b) (6)

F: +1 202-282-5100

200 Park Avenue New York, NY 10166-4193

D: +1 (b) (6)

F: +1 212-294-4700

VCard | Email | winston.com



From: Gast, Scott F. EOP/WHO (b) (6)

Sent: Wednesday, January 29, 2020 10:41 AM

To: Lowell, Abbe David (b) (6)

>; Man, Christopher <mark>(b) (6)</mark>

Cc: Vetter, Mark A. EOP/OA	b) (6	
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**Subject:** FW: Kushner CD request [email and attachment(s) contain CUI] Abbe and Chris, OGE has come back with a third set of questions on the Cadre CD request. Do you want to draft a

response?

Thanks,

Scott



I've been asked to reach out with some additional questions relating to the Kushner CD - (b) (5)

(b)(4), (5), (6)

#### (b)(4), (5), (6)

Thank you in advance for your input, Kim Sikora Panza

.

Kimberly L. Sikora Panza Associate Counsel U.S. Office of Government Ethics 1201 New York Avenue NW, Suite 500 Washington, DC 20005 202.482.9214

From:	<u>CD</u>
То:	(b) (6) - Mark Vetter's email address
Cc:	Elaine Newton; Kimberly L. Sikora Panza
Subject:	Certificate of Divestiture - Jared C. Kushner - [Message and attachment(s) contain CUI ]
Date:	Thursday, February 27, 2020 9:40:13 AM
Attachments:	OGE CUI Coversheet.pdf
	Kushner, Jared FINAL CD.pdf

#### Good Morning:

In response to your request of 12/20/2019, attached is Certificate of Divestiture, OGE-2020-023 for Jared C. Kushner, White House Office. Please forward the certificate to Mr. Kushner.

If there are any questions, you may contact Kimberly Sikora Panza at 202-482-9214.

Please confirm receipt of this email by replying to all.

Thank you.

CONTROLLED Email and attachment(s) contain CUI.

Gwendolyn Cannon-Jenkins US Office of Government Ethics Administrative Operations Branch 1201 New York Avenue NW Suite 500 Washington, DC 20005

(e) gcannon@oge.gov <<u>mailto:gcannon@oge.gov</u>> (p)(202) 482-9219

Visit OGE's website: www.oge.gov <<u>http://www.oge.gov</u>> Follow OGE on Twitter: @OfficeGovEthics

## CONTROLLED UNCLASSIFIED INFORMATION (CUI)

Use this space to indicate categories/subcategories, special instructions, points of contact, etc., if needed.

The attached document contains CUI that requires protection and safeguarding in a manner that prevents unauthorized disclosure of CUI. (e.g., locked file cabinet, restricted access to CUI, etc.)

If you need additional information regarding the attached document containing CUI, please contact Elaine Newton at 202-482-9265 or enewton@oge.gov.

## ATTENTION

All individuals handling this information are required to protect it from unauthorized disclosure.

Handling, storage, reproduction, and disposition of the attached document(s) must be in accordance with 32 CFR Part 2002 and applicable agency policy.

Access to and dissemination of CUI shall be allowed as necessary and permissible to any individual(s), organization(s), or grouping(s) of users, provided such access or dissemination is consistent with or in furtherance of a Lawful Government Purpose and in a manner consistent with applicable law, regulations, and Government-wide policies.



# GOVERNMENT ETHICS

#### CERTIFICATE OF DIVESTITURE

CERTIFICATE NO: OGE-2020-023

DATE OF ISSUANCE: February 26, 2020

ELIGIBLE PERSON: Jared C. Kushner, White House Office

[The divestiture property is identified in the attachment to this Certificate.]

[Please note: Upon the sale of this property, only the capital gain realized under Federal tax law is eligible for deferral under section 1043. This Certificate of Divestiture does not apply to ordinary compensation income.]

This Certificate of Divestiture is issued in accordance with section 1043 of the Internal Revenue Code and 5 C.F.R. § 2634.1002 with respect to the specific property described in the attachment. I hereby determine that the divestiture of the described property is reasonably necessary to comply with 18 U.S.C. § 208, or other applicable Federal conflict of interest statutes, regulations, rules, or executive orders.

Section 1043 of the Internal Revenue Code and the rules of 5 C.F.R. part 2634, subpart J provide for nonrecognition of gain in the case of sales to comply with conflict of interest requirements. The substantive and procedural rules relating to the tax aspects of such sales and rollovers pursuant to the statutory scheme are subject to the jurisdiction of the Internal Revenue Service. Eligible persons should seek the advice of their personal tax advisors for guidance as to the tax aspects of divestiture transactions and whether proposed acquisitions meet the requirements for permitted property. Internal Revenue Service regulations and other guidance should also be consulted as to these matters. Eligible persons must follow Internal Revenue Service requirements for reporting dispositions of property and making an election not to recognize gain under section 1043 (IRS Form 8824).

A Certificate of Divestiture may only be used if the person identified above is an "eligible person" at the time of divestiture. The rules of 5 C.F.R. part 2634, subpart J relate to the issuance of Certificates of Divestiture and the permitted property into which reinvestment must be made during the 60-day period beginning on the date of such a sale in order for nonrecognition to be permitted. Such reinvestments are called rollovers, and are limited to obligations of the United States and diversified investment funds as defined in 5 C.F.R. § 2634.1003.

David J. Apol General Counsel

\*

\*

Attachment

1201 NEW YORK AVE NW•SUITE 500•WASHINGTON DC•20005

## ATTACHMENT CERTIFICATE NO: OGE-2020-023 ELIGIBLE PERSON: Jared C. Kushner, White House Office

2 498 496 shares	Quadro Partners Inc.
2,400,400 Shares	
5	
50 11	
2 2	
10	
2	
20	
2	
7	
20	
27	

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From:David J. ApolTo:"Gast, Scott F. EOP/WHO"Subject:RE: CallDate:Thursday, December 5, 2019 10:54:10 AM

Does 5 today work for you?

-----Original Message-----From: Gast, Scott F. EOP/WHO [mailto(b) (6) Sent: Thursday, December 5, 2019 10:05 AM To: David J. Apol <djapol@oge.gov> Subject: Call

Good morning, Dave. I'm not going to be able to make our 10 am call. Let's plan on talking this afternoon on Cadre and the (0) (5). (6)

David J. Apol	
"Gast, Scott F. EOP/WHO"	
Subject: RE: Divestiture Issue	
Tuesday, December 10, 2019 6:27:11 PM	

Scott,

(b) (5)	
Dave	
From: Gast, Scott F. EOP/WHO [mailto:(b) (6)	
Sent: Tuesday, December 10, 2019 12:25 PM	

Sent: Tuesday, December 10, 2019 12:25 PM
To: David J. Apol
Cc: Jones, David M. EOP/WHO
Subject: RE: Divestiture Issue

Dave,



Scott	
From: Gast, Scott F. EOP/WHO	
Sent: Wednesday, November 20, 2019 4:19 PM	No attachment found in search
<b>To:</b> 'David J. Apol' < <u>djapol@oge.gov</u> >	
Cc: Jones, David M. EOP/WHO <(b) (6) >>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>>	
Subject: Divestiture Issue	

Dave,

Following up on our previous discussions, attached is a draft memo addressed to Jared Kushner regarding the divestiture of his Cadre holdings. Let's find a time to discuss once you've had a chance to review.

Thanks,

Scott