



U.S. Department of Justice

Criminal Division

Washington, D.C. 20530

July 25, 2006

Mr. Russell Tice
[REDACTED]
[REDACTED]

Re: 06-4 / 06GJ376 / 06-2206

Dear Mr. Tice:

A subpoena has been issued for your appearance before a federal grand jury in the Eastern District of Virginia. It is the policy of the Department of Justice to provide the following basic information to ALL persons concerning their appearance before the grand jury. The subpoena directs you to appear on August 2, 2006 at 1:00 p.m.

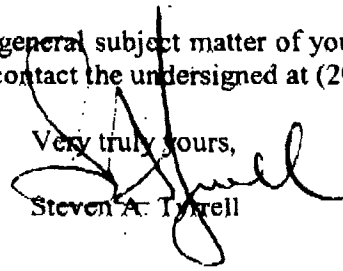
The grand jury consists of sixteen to twenty-three persons who inquire into federal crimes which may have been committed in this judicial District. Only authorized persons may be present in the grand jury room while evidence is being presented. This means that the only persons who may be present while testimony is being given are members of the grand jury, attorneys for the government, the witness under examination, an interpreter when needed, and for the purpose of taking the evidence, a stenographer or operator of a recording device.

You will be asked to testify and answer questions concerning possible violations of federal criminal law. The public, through the grand jury, has a right to every person's evidence except where the privilege against self-incrimination would apply.

In testifying before the grand jury, you will be expected to answer all questions asked of you, except to the extent that truthful answers to questions would tend to incriminate you. An untruthful answer to any question may be the basis for prosecuting the untruthful witness for perjury. Anything that you say may be used against you by the grand jury or may later be used against you in court. You may consult your attorney before testifying; you may have your attorney outside of the grand jury room; and if you desire, you will be afforded a reasonable opportunity to step outside the grand jury room to consult with your attorney before answering any question.

If you have any questions concerning the general subject matter of your appearance, your travel arrangements, or other questions, you may contact the undersigned at (202) 353-9350.

Very truly yours,


Steven A. Tyrell

Enclosures

Advice of Rights

In connection with the attached Grand Jury subpoena, please be advised of the following:

- The Grand Jury is conducting an investigation of possible violations of Federal criminal laws involving the unauthorized disclosure of classified information, in violation of Title 18, United States Code, Section 793 and other related statutes.
- You may refuse to answer any question if a truthful answer to the question would tend to incriminate you.
- Anything that you do say may be used against you by the Grand Jury or in a subsequent legal proceeding.
- If you have retained counsel, the Grand Jury will permit you a reasonable opportunity to step outside the Grand Jury room to consult with counsel if you so desire.

United States District Court**EASTERN DISTRICT OF VIRGINIA**TO: **Russell Tice**
**SUBPOENA TO TESTIFY
BEFORE GRAND JURY**

SUBPOENA FOR:

☒ PERSON☐ DOCUMENT(S) OR OBJECT(S)

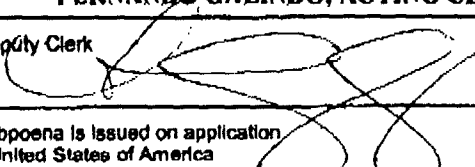
YOU ARE COMMANDED to appear and testify before the Grand Jury of the United States District Court at the place, date, and time specified below.

PLACE UNITED STATES DISTRICT COURT 401 Courthouse Square Alexandria, Virginia 22314	COURTROOM GRAND JURY ROOM DATE AND TIME August 2, 2006 1:00 p.m.
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YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

☐ Please see additional information on reverse

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

CLERK FERNANDO GALINDO, ACTING CLERK OF THE COURT (By) Deputy Clerk 	DATE 
This subpoena is issued on application of the United States of America KENNETH E. MELSON ACTING UNITED STATES ATTORNEY	NAME, ADDRESS and PHONE NUMBER OF ASSISTANT U.S. ATTORNEY Ronald L. Walutes, Assistant United States Attorney U.S. Attorney's Office 2100 Jamieson Avenue Alexandria, Virginia 22314 (703) 299-3700

*If not applicable enter "none"

A 110 (Rev. 12/89) Subpoena to Testify Before Grand Jury

RETURN OF SERVICE ⁽¹⁾		
RECEIVED BY SERVER	DATE	PLACE
SERVED	DATE	PLACE
SERVED ON (PRINT NAME)		
SERVED BY (PRINT NAME)		TITLE
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER ⁽²⁾		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct. Executed on _____ Date Signature of Server Address of Server		
ADDITIONAL INFORMATION		

(1)

As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.

(2)

Fees and mileage need not be tendered to the witness upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure).

NOTICE TO WITNESSES

You have been subpoenaed by the United States Government to testify in Federal District Court in Alexandria, Virginia. The following information is provided for your convenience.

When entering the courthouse, please remember to bring your photographic identification. ~~There are no cell telephones, pagers, laptops, or any electronic devices allowed in the courthouse.~~ If you appear with any of these items, the Court Security Officers will secure your property until you are ready to depart the building.

Out-of-state witnesses: The Government will pay for your travel expenses as follows:

Air Fare/train: All travel arrangements must be made by the Victim/Witness Unit of the United States Attorney's Office. The staff persons of the unit are Karen Spinks, Fee Pearson-Barrow and Crystal Griego. They can be contacted at 1 (800) 221-6538 or (703) 299-3700.

Hotel: All hotel arrangements must be made by the Victim/Witness Unit of the United States Attorney's Office. The room will be direct billed to the United States Attorney's Office. **You will be responsible for any and all additional expenses including restaurant charges, movie rental fees, telephone calls, etc. The charges for these services must be settled with the hotel prior to departure.** If you elect to stay with family/friends, you will not be reimbursed for lodging.

Meals: Meals will be reimbursed only if you are required to remain away from home overnight. The maximum meal allowance in Alexandria is \$51.00 for each full day and \$25.50 for each travel day. Receipts are not required for meals.

Tax/ground transportation: You will be reimbursed for the most economical ground transportation to/from the airport/hotel. **A receipt is required.** If you drive to your home airport, reimbursement will be at 40.5 cents per mile and for parking at the airport (with a receipt). **Rental cars are not reimbursable.**

Local Witnesses: Pursuant to federal statute, you will receive \$40.00 for each day you appear in court or in our office for a pretrial conference. Your mileage will be reimbursed at the rate of 40.5 cents per mile. Parking, ground transportation and toll costs will be reimbursed only with receipts.

Witness fees: Pursuant to federal statute, all witnesses (out-of-state and local) are entitled to a \$40.00 witness fee for each day that an appearance is required, including travel days.

At the completion of testimony, a Fact Witness Voucher must be completed and the original receipts attached. The voucher will be reviewed and forwarded to the U.S. Marshal's Service for payment. Your reimbursement check will be mailed from the U.S. Marshal's Service approximately four weeks from receipt.
