

Message

From: Hale, Michelle [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CB99F5247AB8412FA017133839301FEE-HALE, MICHE]
Sent: 4/25/2017 9:14:32 PM
To: Garrison, Jessica [jgarrison@balch.com]
Subject: FW: Lunch Meeting

Jessica, looks like he will need to pick up his own tab. Thanks for checking!!
mh

From: Fugh, Justina
Sent: Tuesday, April 25, 2017 5:04 PM
To: Hale, Michelle <hale.michelle@epa.gov>
Subject: RE: Lunch Meeting

Thanks for the additional information, Michelle, and I appreciate how everyone wants to be sure to keep the Administrator out of harm's way! I am now revising my advice. Because other people will be present, this lunch now feels more like a business lunch rather than a personal friendship lunch. And the other people present work for federally registered lobbyists, so now I recommend that the Administrator should pay for his meal himself.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Hale, Michelle
Sent: Monday, April 24, 2017 12:29 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: RE: Lunch Meeting

Justina, I checked with you last week about whether or not Jessica Garrison would be able to buy the Administrator's lunch this week – thanks for your answer below. Please see Jessica's question below concerning the other lunch participants. This will be fine, correct?

From: Garrison, Jessica [mailto:jgarrison@balch.com]
Sent: Monday, April 24, 2017 11:17 AM
To: Hale, Michelle <hale.michelle@epa.gov>
Subject: Re: Lunch Meeting

Will you make sure that Justina knows that executives from Alabama Power and Power South will also be at the lunch. They will pick up their own tickets and there is no agenda. Just a meet and greet. But since they are interested in EPA actions wanted to be sure that didn't change anything as it relates to me.

From: Fugh, Justina
Sent: Thursday, April 20, 2017 5:38 PM
To: Hale, Michelle <hale.michelle@epa.gov>
Subject: RE: Lunch Meeting

Hi Michelle,

Thanks for thinking to include Ms. Garrison's resume. I can see that she has worked in a couple of different places that would allow her to intersect with the Administrator, so it's clear that they have known each other for a while. She is not a federally registered lobbyist, by the way. Yes, assuming that she is using her own money (as opposed to charging her firm or a client), she may treat the Administrator to lunch, and he may accept under the "gifts based on personal friendship" exception to the usual prohibition. See 5 CFR 2635.204(b).

Justina

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From: Hale, Michelle
Sent: Thursday, April 20, 2017 5:21 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: Lunch Meeting

Justina, I need to check with you to see if it is ethical for Jessica Garrison to buy the Administrator's lunch next week. They are friends and have known one another since at least 2011. Thank you for your consideration.

Michelle Hale
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