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June 8, 2011

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Raymond N. Hulser  
Principal Deputy Chief  
Public Integrity Section  
Department of Justice  
Washington, DC 20530

Re: Clarence Thomas Investigation/2010 Financial Disclosure Form

Dear Sirs:

We previously sent you complaint letters requesting criminal investigation of Justice Clarence Thomas for the following three reasons:

First, Justice Thomas falsified 20 years of judicial financial disclosure forms by denying that his wife had income sources; second, he engaged in judicial corruption by receiving \$100,000 in support from Citizens United during his nomination and then ruling in favor of Citizens United in 2010 without disclosing that fact or disqualifying himself; and third, he apparently conspired with his wife in a form of "judicial insider trading" by providing her with information about the result of the Court's decision in Citizens United prior to its issuance, which she then used to launch a new company to take financial advantage of that decision to benefit her and her husband.

We are writing to provide you with Justice Thomas's 2010 Financial Disclosure Form, which was released to us by the Office of the Administration of the Courts on May 27, 2011. [http://www.velvetrevolution.us/images/Clarence\\_Thomas\\_2010\\_Disclosure.pdf](http://www.velvetrevolution.us/images/Clarence_Thomas_2010_Disclosure.pdf) Exhibit A. That form, signed under oath, raises serious questions about the conduct of Justice Thomas and further supports our request for investigation of him and his wife.

On page 5, under the heading "Investments and Trusts," Justice Thomas lists "Liberty Consulting," a lobbying and consulting firm founded by his wife to cater to the "tea

party." <http://www.rawstory.com/rs/2011/02/06/justices-wife-ambassador-tea-party/> Exhibit B. It is unclear whether this refers to an investment in Liberty Consulting 2010 or a return on an earlier investment. Liberty Consulting was incorporated in Virginia on November 16, 2010 and launched a website on or about February 1, 2011. <http://libertyinc.co/> On February 8, 2011, we went to the Liberty Consulting office "suite" in Burke, Virginia and discovered that it was a UPS Store mailbox and that it had the same address as Liberty Central, a 501(c)(4) organization Virginia Thomas started on November 6, 2009. Mrs. Thomas had supposedly resigned from Liberty Central on November 14, 2010 after questions were raised about her involvement in that organization, including conflicts of interest, such as a memo with Virginia Thomas' name on it that declared the Obama administration's health-care legislation unconstitutional. [http://www.washingtonpost.com/wpdyn/content/article/2010/11/15/AR2010111502982\\_pf.html](http://www.washingtonpost.com/wpdyn/content/article/2010/11/15/AR2010111502982_pf.html) Exhibit C. On February 8, 2011, we posted a video on YouTube about the appearance of fraud and conflicts of interest from Mrs. Thomas' involvement in Liberty Consulting and Liberty Central. <http://www.youtube.com/watch?v=qsx6ot4I1iQ> Within a few days, the Liberty Consulting website was removed from the Internet and no further press reports about the company have been released. Attached as Exhibit D are screen shots we took of two pages from that website. On the home page, Mrs. Thomas trumpeted her connection to Liberty Central and promised clients that she will "leverage her 30 years of experience as a Washington 'insider' to assist" her clients.

On page 2 of the 2010 Financial Disclosure Form, under "Spousal Non-Investment Income," Justice Thomas reported that his wife received "salary and benefits" from both Liberty Consulting and Liberty Central in 2010.

As we noted in our previous letters and above, the timing and facts surrounding Ms. Thomas' involvement in Liberty Central give the appearance of "judicial insider trading" to enrich the Thomas family through the Citizens United decision.

**Timeline:**

Sept 9, 2009: Citizens United argued.

Nov 6, 2009: Virginia Thomas launches her new Liberty Central 501(c)(4) organization, which raises \$550,000 in 2009.

Jan 21, 2010: Citizens United decided.

March 15, 2010: Virginia Thomas announces that Liberty Central would "accept donations from various sources — including corporations — as allowed under campaign finance rules recently loosened by the Supreme Court."

<http://abovethelaw.com/2010/03/mrs-clarence-thomas-hosts-her-own-tea-party/> Exhibit E.

November 14, 2010: Liberty Central announces that Virginia Thomas would be leaving the organization.

November 16, 2010: Liberty Consulting incorporated in the state of Virginia.

February 4, 2011: Politico reports that Virginia Thomas had launched Liberty Consulting. <http://www.politico.com/news/stories/0211/48812.html> Exhibit F.

February 8, 2011: ProtectOurElections.org releases its expose of Liberty Consulting on YouTube.

February 12, 2011: Liberty Consulting website is deleted <http://libertyinc.co/>  
February 23, 2011: ProtectOurElections.org files a formal bar complaint against Clarence Thomas requesting that he be disbarred on various grounds.  
[http://www.velvetrevolution.us/images/Clarence\\_Thomas\\_MO\\_Bar\\_Complaint.pdf](http://www.velvetrevolution.us/images/Clarence_Thomas_MO_Bar_Complaint.pdf)

We attempted to get a copy of Liberty Central's 2010 IRS 990 report, which was due on May 15, 2011, but the organization has asked for an extension to file until August 15, 2011.

In sum, this new filing raises numerous troubling questions that can only be answered by a full criminal investigation. For example:

- Was Mrs. Thomas tipped off to the Citizens United decision before it was rendered?
- Did Mrs. Thomas launch Liberty Central to take advantage of Citizens United and did she receive any income as a result of Citizens United?
- What happened to the \$550,000 raised by Mrs. Thomas for Liberty Central (which is listed on its 2009 IRS 990 form)?
- Did Mrs. Thomas raise funds for Liberty Central after the Citizens United decision and if so how much and what was it used for?
- Is Liberty Consulting engaged in consulting Supreme Court litigants or potential litigants?
- Is Liberty Consulting engaged in lobbying and if so is Mrs. Thomas lobbying for litigants before the Supreme Court?
- Is Liberty Consulting a legitimate company or a conduit to raise funds for the Thomas family?

Of course, these questions are in addition to those we raised previously about Justice Thomas's filing 20 years of false Financial Disclosure Forms and his receipt of more than \$100,000 in advertising support from Citizens United during his nomination and his failure to disclose that when he sat in judgment of Citizens United.

We strongly urge the Department of Justice/FBI to investigate the issues we have raised in all of our letters regarding Justice Thomas and apply "Equal Justice Under Law" to his actions.

Sincerely,  
  
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