



U.S. Department of Justice

Office of the Pardon Attorney

Washington, D.C. 20530

January 31, 2014

Grant F. Smith
Director of Research
Institute for Research: Middle Eastern Policy
Calvert Station
P.O. Box 32014
Washington, D.C. 20007

Dear Mr. Smith:

This is in response to your correspondence of January 22, 2014, received in this office on January 30, 2013, requesting pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. §552, requesting "a copy of all letters, emails, communications and correspondence related to Jonathan Jay Pollard's request for clemency filed since your December 19, 2012 response to our last FOIA in 2012."

Attached you will find 10 pages of records that are responsive to your request; this consists of all of the correspondence from third parties that we have received since December 2012 regarding Mr. Pollard. As these items were forwarded to us by Mr. Pollard's counsel, there is no acknowledgment of receipt of these items that my office generated that could accompany them.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. See 5 U.S.C. §552(c) (2006 & Supp. IV 2010). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all of our requesters and should not be taken as an indication that excluded records do, or do not, exist.

Although I have provided you with all of the information that you requested that exists and can be released under the FOIA, I must inform you that if you consider my response to be a denial of your request, you may appeal to the Co-Director, Office of Information Policy, Department of Justice, Suite 11050, 1425 New York Avenue, N.W., Washington, D.C. 20530-0001. Your appeal must be received within 60 days from the date of this letter. Your envelope and letter should be clearly marked "Freedom of Information Act Appeal" or "Information

Appeal.” In the event your appeal is unsuccessful, judicial review will thereafter be available to you in the federal district court for the district in which you reside or have your principal place of business, or in the District of Columbia, where the requested records are located.

Should you have any questions about the attached matters, please do not hesitate to contact me at PardonAttorneyFOIA@usdoj.gov.

Sincerely,

A handwritten signature in black ink that reads "Ronald L. Rodgers". The signature is written in a cursive style with a large initial 'R'.

Ronald L. Rodgers
Pardon Attorney

Enclosure

Congress of the United States
Washington, DC 20515

November 28 2012

The President
The White House
Washington, DC 20500

Dear Mr. President:

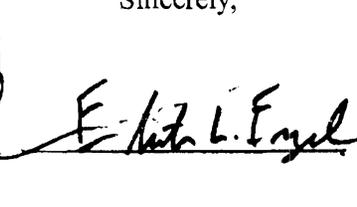
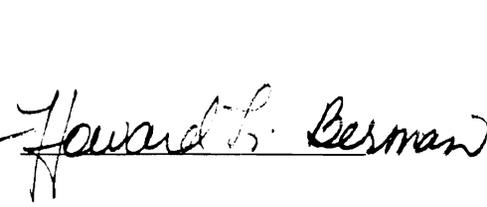
We write to urge you to exercise your power of clemency and commute Jonathan Pollard's prison sentence to time served.

What Mr. Pollard did was wrong. He broke the law and deserved to be punished for his crime. Mr. Pollard has now served more than 25 years in prison, many of which in solitary confinement, for his actions. There is no doubt that he has paid a heavy price, and, from the standpoint of either punishment or deterrence, we believe he has been imprisoned long enough.

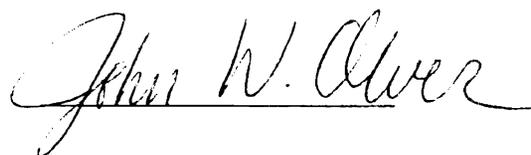
Mr. Pollard has expressed remorse for his actions, and his health is reportedly declining – he has recently been hospitalized for kidney and gallstone problems. It is also clear that Mr. Pollard has served a disproportionately severe sentence. A number of people convicted of spying for other countries, ranging from the former Soviet Union to South Korea, have been given lighter sentences than Mr. Pollard. We would not expect that Mr. Pollard would be treated any better than anyone else who has committed similar acts, but we certainly do not believe he should be treated any worse.

For all of these reasons we join our voices to those who see clemency as an act of compassion justified on humanitarian grounds and for purposes of fairness and equity. We, therefore, again urge you to grant clemency to Jonathan Pollard so that he can be released for time served.

Sincerely,









Jim Swed

Rad M. Hildebrand

Niku Bogas

NO A Brady

Jim H. Jones

Jim H. Jones

Shelley Bentley

Paul Green

Gregory White

Byth

Frank Walker

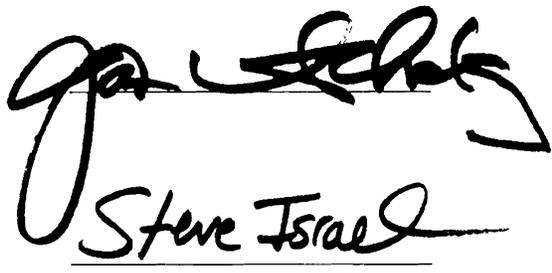
Anna Lisa

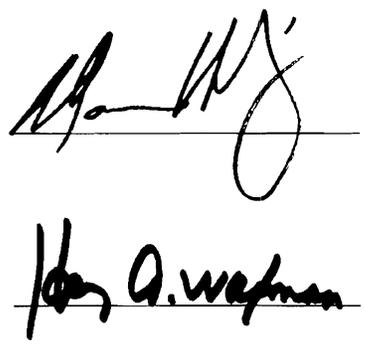
Cofu Metz

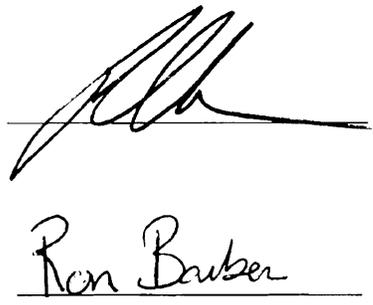
Charles B. Rangel

Rita M. Green

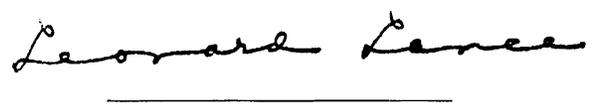
Bill Bassett Jr

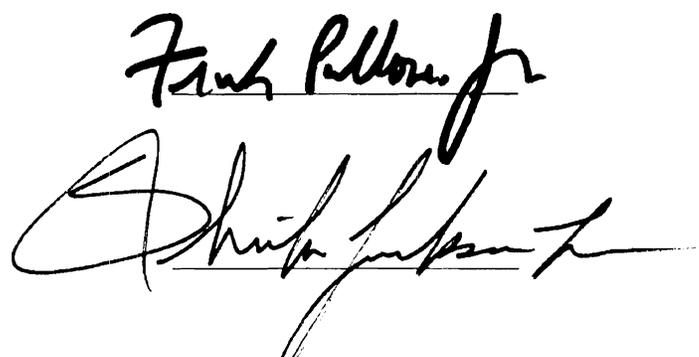

Steve Israel


John A. Waxman

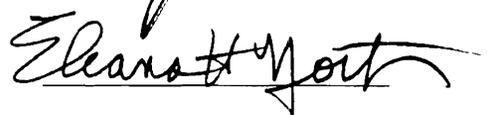

Ron Bauber

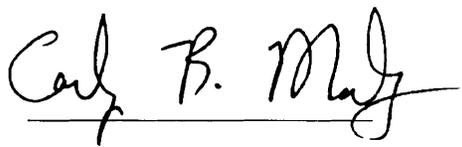

Billy Sutt


Leonard Lance


Frank Pallone Jr

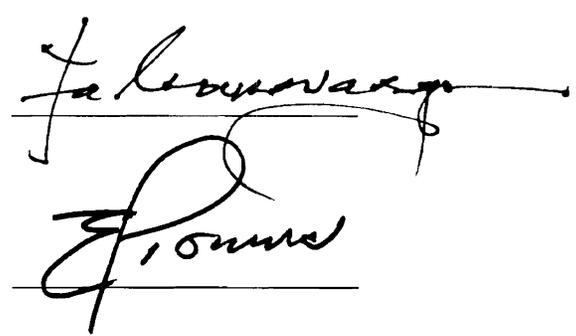

Guy Han


Eleanore H. Fort


Carl B. Maj


Ben H. Thompson


Hanson Clarke


J. Lawrence



The President
November 28 2012
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*Beit Medrash
for the Ordination of Rabbanim and Dayanim
for Communities in Israel and Abroad*



בית מדרש גבוה
"דרכי חוראח לדבנים"
לחכשרת רבנים ודיינים בארץ ובתו"ל

בית המדרש של מרן הראשון לציון חגר"ם אליהו זצוק"ל
President and Founder Harishon LeTzion Harav Mordechai Eliyahu Zi"l

The Honorable Barak Obama
President of the United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

June 16, 2013 B"H

VIA MAIL AND FACSIMILE

Dear Mr. President,

Peace and blessings upon you from Jerusalem!

I am writing to you to honor the dying wishes of my revered and sainted father, Rabbi Mordechai Eliyahu of blessed memory, the former chief Rabbi of Israel, by offering myself as a guarantor for Jonathan Pollard upon his much-anticipated and long over-due release from prison in America -- G-d willing, very soon!

My beloved father, even as he lay in the hospital critically ill, reached out to your predecessor in a hand-delivered letter reiterating his long-standing offer to be the guarantor for Mr. Pollard and urging his immediate release.

As my saintly father stressed in his letter, let me repeat: Jonathan Pollard has languished in American prisons for 28 years. He has been punished beyond measure and his survival is a miracle. His continued incarceration is a travesty of justice that is a blot upon America's reputation as a G-d-fearing nation. According to our sages, whoever shows mercy to G-d's creations, G-d shall be merciful to him. By correcting this long-standing injustice, you will bring blessing upon the American people and her armed troops which are fighting so valiantly under life-threatening circumstances.

I urge you to release Jonathan Pollard and to send him home to Jerusalem without any further delay to rejoin his wife, Esther, who lives here. I and my family as well as our organization will be waiting to receive Jonathan. We have reserved a place for him in our Educational Institute for Higher Torah Studies. We will oversee his integration into society and do everything we can to ensure his success in learning and in Israeli life.

Beit Medrash
for the Ordination of Rabbanim and Dayanim
for Communities in Israel and Abroad



בית מדרש גבוה
"דרכי הוראה לדבנים"
לחכשרת רבנים ודיינים בארץ ובתו"ל

בית המדרש של מרן הראשון לציון חגרים אליהו זצוק"ל
President and Founder Harishon LeTzion Harav Mordechai Eliyahu Zt"l

Again, as my father before me, let me reiterate, I am willing to act as Jonathan Pollard's guarantor in Israel, to take him under my auspices and to accept full responsibility for him.

My saintly father of blessed memory visited Jonathan in prison on numerous occasions. As a result of these visits we, the family, know that Jonathan is a dignified man, a man of noble sensitivities who is deserving of special consideration.

Mr. President, as my father admonished your predecessor, I now beseech you: do this good deed and I believe that in doing good for Jonathan Pollard, you will be doing good for the American nation, and good for the nation of Israel, as well as good for the entire world.

Let me end by quoting my saintly father of blessed memory, "Mr. President, it is within the power of one who rules to raise himself up and transcend the common fray. It is written in Psalms 130:4, *Forgiveness belongs to you that you may be feared*. Our sages interpret this verse to mean that The Holy One, Blessed be He, forgives, and He is feared all the more so. Mr. President, G-d raised you up and made you president of a great country. It is incumbent upon you to emulate what is pleasing to G-d, and to be as He is - forgiving and merciful; to do what is just and right. Please release Jonathan Pollard at once.

"My blessing is that G-d should lead you on the right and good path that you should act righteously and succeed, both personally and publicly. G-d is with you. Do and succeed!"

With blessings,

Rabbi Yosef Eliyahu
CEO and Director of Beit Midrash Darchei Horaah,
Jerusalem





UNIVERSITY of ST. THOMAS

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St. Paul, MN 55105

Telephone: 651-962-5000

www.stthomas.edu

January 2, 2014

Honorable Barack Obama
President of the United States of America
The White House
1600 Pennsylvania Avenue NW
Washington D.C. 20001

Dear Mr. President,

I am writing to ask that you commute the prison sentence of Jonathan Pollard. I knew the circumstances surrounding the case as well as anyone. I served on the Senate Select Committee on Intelligence from 1979-1986 and as its Chair during the 1985-86 session of the Congress. The Pollard arrest on charges of spying for Israel, as well as cases involving the arrest of several other Americans for providing classified secrets to foreign countries, came before the committee in 1985 during a year weekly news magazines called "The Year of the Spy." Knowing the circumstances behind each of these cases, I can recall my surprise at the sentence given Jonathan Pollard compared to others.

I recall as well the vehemence of the Defense Secretary's reaction to the revelation, since I was aware as Chair of the Committee of changes that we were told by intelligence agency heads had taken place in traditional agreements between the U.S. and Israel on the subject of spying. Of course Pollard broke the law and his conviction was deserved. But the harshness of his sentence, in light of existing relations between our countries and the nature of our observation of implicit agreements between the countries, was uncalled for. And within the parameters of confidentiality imposed on me as Chair of the Committee, I expressed that opinion at the time.

The fact that no President has chosen to take the action which I, and many of my former colleagues and associates in government, request that you take, Mr. President, does not reflect well on the office. I believe in my heart that you have the capacity to right this wrong. And I respectfully request that you do so at your early convenience.

Sincerely,

A handwritten signature in black ink that reads "David Durenberger".

David Durenberger
U.S. Senator (R-MN) 1978-95

BILL RICHARDSON

December 10, 2013

Dear Honorable President Obama,

I am writing you to join many others in support of the commutation of Jonathan Pollard's sentence to time served so he can be released. I served in the cabinet, under President Clinton, when Pollard's release was discussed 15 years ago.

In my view, there is no longer a need for a discussion today. Virtually everyone who was in a high position of government—and dealt with the ramifications of what Pollard did at the time—now support his release. They include Secretary of State George Schultz, FBI Director and subsequent CIA Director William Webster, Chairman of Senate Intelligence David Durenberger, and Chairman of House Intelligence Lee Hamilton. Furthermore, two people in high positions at the time have directly blamed the life sentence of Pollard on the affidavit filed in the case of Secretary of Defense Casper Weinberger that went against the plea bargain (with Pollard and the government's commitment to *not* seek a life sentence). One of those individuals was National Security Advisor Bud McFarlane, who said the affidavit by Weinberger manifested his "unbalanced views" on Israel and caused a "great injustice" to Jonathan Pollard. Assistant Secretary of Defense Lawrence Korb wrote the Weinberger had a "visceral dislike" of Israel, which was displayed in his affidavit in the Pollard case.

Many other major figures from both parties have joined the call for Pollard's release. Those include Senator Schumer and McCain, Secretary of State Kissinger, former CIA Director Woolsey, and Chairman of Senate Intelligence DeConcini. Those in the Clinton administration, who saw the classified information and have come out for Pollard's release, include Counsel to the President Bernard Nussbaum and Assistant Attorney General Phil Heymann.

Israel and Pollard have both publicly apologized for their actions. Pollard cooperated with the government and has been a model prisoner. I have dealt with cases around the world of people who are imprisoned and I have decided to add my voice to this case because I believe it is right that Pollard be released. Releasing him now is consistent with the government commitment made by the prosecutors in writing in the plea bargain.

I am aware commutations are being considered at this time. I have been discussing the case with my dear friend and confidant Jason Lyons for quite some time (he serves as a senior Jewish liaison to millions of people of the Jewish faith). Please add Jonathan Pollard to the list of those to be released.

Very truly yours,



Governor Bill Richardson

Office of Governor Bill Richardson
216 Washington Avenue | Santa Fe, NM 87501
Office (505) 988-7140 | Fax (505) 988-7094

Boston University

Department of International Relations
152 Bay State Road
Boston, Massachusetts 02215
Tel: 617/353-9278
Fax: 617/353-9290



November 5 2013

The Hon. Barack H. Obama
President of the United States
The White House
1600 Pennsylvania Avenue
Washington DC 20500

Dear Mr. President

I join many Americans more distinguished than I in asking your mercy for Jonathan Pollard, now serving his 29th year of a life sentence (seven of which were in solitary confinement.)

Others have pointed out that Pollard is the only person ever sentenced to life imprisonment for passing information to an ally, without intent to harm America, a crime which normally carries a sentence of 2-4 years; and that this disproportionate sentence in violation of a plea agreement was based *not on the indictment* but on a memorandum that was never shared with the defense. This is not how American justice is supposed to work.

My plea, like those of former DCI James Woolsey, former Attorney General Michael Mukasey and that of former Senator Dennis deConcini, who chaired the Senate Intelligence Committee, is based on my experience as senior staffer on that committee.

Having been intimately acquainted with the materials that Pollard passed and with the "sources and methods" by which they were gathered, I would be willing to give expert testimony that Pollard is guilty of neither more nor less than what the indictment alleges.

That is why I join in begging you to exercise your Constitutional right to commute Pollard's sentence to time served.

Sincerely

Angelo M. Codevilla
Professor Emeritus