

1 WITNESS 2: Um-hum.

2 MR. BROWN: It seems to me that
3 Witness 3 is the individual Matt's
4 referring to when he says here.

5 WITNESS 2: Yeah. Now, it's jogging
6 my -- and he has delegative authorities but not
7 actual authorities -- yeah.

8 MR. BROWN: Okay. And then, if you
9 look up here at April 30th, Matt says, "Good
10 morning, Witness 3. Just checking in. Any
11 word from the Comm team on getting the release
12 out?" Again, to me that release means press
13 release on the 232.

14 WITNESS 2: And announcing it, yeah.
15 MR. BROWN: Yeah. And then Witness 3 says,
16 "Slipped a few days, but the decision has been
17 made. Just internal clearing process still
18 going on." That seems to be to me consistent
19 with your text message.

20 WITNESS 2: Yeah, yeah.

21 MR. BROWN: So, in other words, the
22 decision was made on April 28th.

1 WITNESS 2: Yeah. Now, get it --
2 yeah, now -- from a, like, give us some credit
3 that, like we would or me, I've been writing
4 letters for four years, like, okay, just pull
5 the trigger and I need to get this off my plate
6 so I can move on to my -- my day job, like --
7 like doing, you know, boat wrecks and things
8 like that. Yeah, so that looks very accurate.

9 MR. BROWN: Okay. So then, Monday,
10 May 4th, the Section 232 investigation
11 announcement finally released in the afternoon.
12 I think it's around 4 p.m.

13 WITNESS 2: Um-hum.

14 MR. BROWN: We've talked about this a
15 little bit, but the plan or the hope post-
16 announcement obviously is that the Department of
17 Commerce and the administration is going to do
18 something to assist --

19 WITNESS 2: Yeah.

20 MR. BROWN: -- AK Steel, Cleveland-
21 Cliffs. Do you know what the current status of
22 this is?

1 WITNESS 2: No.

2 MR. BROWN: Do you know -- everybody
3 is still employed at Butler Works; there's no
4 threatened layoffs right now?

5 WITNESS 2: I go to Western
6 Pennsylvania when I have to go. So, I -- I'm
7 assuming I would read in the, you know, the
8 Office clips that they -- everybody got, I
9 mean, you're kind of -- we're kind of -- yeah,
10 to my knowledge, they're still -- they're still
11 employed.

12 MR. BROWN: Okay.

13 WITNESS 2: I would read otherwise in
14 the daily clips like everyone else or --

15 MR. BROWN: All right. Well, listen,
16 Saul, can you pull down the documents? I'm
17 going to change gears a little bit here. And,
18 Witness 2, I just want to ask you, when -- when
19 did you first become aware that Victoria Kelly
20 had purchased stock in Cleveland-Cliffs?

21 WITNESS 2: I did not know -- I didn't
22 know that she purchased stock until the -- until

1 a reporter called Witness 1, if I recall
2 correctly, that the issue of potentially -- told
3 me it looked like it was going to become a
4 story. That's when I learned about it.

5 MR. BROWN: So, this is September --
6 sometime early September?

7 WITNESS 2: After -- yeah.

8 MR. BROWN: Okay.

9 WITNESS 2: And it was near -- I want
10 to say it was near the campaign, like November
11 or October maybe. Whatever it became -- it
12 became -- it was about to become a story and --

13 MR. BROWN: I think the story is
14 September 20th, I believe.

15 WITNESS 2: Yeah, something and (a)
16 didn't know any, you know, I never see, Vicky's
17 never in the office. We didn't talk, you know,
18 obviously we don't talk about it, like I don't
19 talk about it, you know, his stock purchases.
20 And so, it wasn't until it became a story that -
21 - I don't know if Witness 1 -- I think I was
22 getting -- I was at a doctor's appointment in

1 Northeast Portland or no in Northwest and I had
2 to pull over and -- and Witness 1 is like, well,
3 this is, you know, then that's when I learned
4 about it. I don't know the exact date. I could
5 probably figure it out.

6 MR. BROWN: What did -- what was that
7 conversation with Witness 1?

8 WITNESS 2: That this was going to be
9 a -- this is potentially going to be a story and
10 I can say it's what's -- he's like what the hell
11 was she thinking? I mean, it was like, what, I
12 mean -- but I -- I kind of heard, you know, in
13 her defenses, like she's from Butler, PA too,
14 and she's probably -- you know, she's in her
15 70s. She probably is not thinking, oh, insider
16 trading or I'm, you know, she's in a town where
17 everybody's talking about it, you know, and I'm
18 not -- and I, based on what I know of their
19 marriage, she probably did it on her own and
20 probably didn't even tell him about it and only
21 had the information, I mean, it's a small town.
22 People were probably talking about it, how, you

1 know, how she -- information got to her, I have
2 no idea. But I can certainly say, when you, you
3 know, when you have a major employer in a small
4 town and everybody is, you know, going to the
5 same coffee shops and, you know, but I learned
6 about it when there was a story, so.

7 MR. BROWN: Did -- so then, it's fair
8 to say that on April 29th is when she made this
9 stock purchase that her decision to buy the
10 stock wasn't conveyed to you?

11 WITNESS 2: No, had no idea.

12 MR. BROWN: Was it, you know, was
13 there a public announcement of any kind that
14 you're aware of?

15 WITNESS 2: No.

16 MR. BROWN: Okay. Because when I read
17 the -- the article -- the quote, that it sounds
18 like Witness 1 and the Congressman gave to
19 Pittsburgh Post Gazette and the Butler Eagle,
20 it's Representative Kelly's wife made a small
21 investment to show her support for the workers
22 and management of this 100-year-old bedrock of

1 their hometown.

2 WITNESS 2: Yep.

3 MR. BROWN: I'm -- I'm trying to
4 understand, how -- how is she showing her
5 support by purchasing stock in Cleveland-Cliffs?

6 WITNESS 2: I -- that, I don't know.
7 I don't -- I mean, obviously, that's -- that I
8 don't -- I can't -- I mean, that's wordsmithing
9 from the press. I -- I didn't -- I didn't
10 approve it or so, I mean.

11 MR. BROWN: Were you involved -- were
12 you involved in the --

13 WITNESS 2: No, I'm not, no.

14 MR. BROWN: -- drafting of the
15 response?

16 WITNESS 2: Nope.

17 MR. BROWN: Okay. Have you ever --

18 WITNESS 2: I am when it comes to -- I
19 am when it comes to nerdy little bills that
20 we're dropping that's in the weeds on tax and
21 trade that -- that Witness 1 doesn't want to
22 deal with. But when it comes to this, this was

1 a conversation between Mike and Matt and Witness
2 1.

3 MR. BROWN: Okay. So, you didn't --
4 did you talk to Mike -- Representative Kelly
5 about the response?

6 WITNESS 2: No, I did not, and he was
7 up in the District, as was Matt, because we were
8 out of session, if I recall correctly, so, or at
9 least, yeah.

10 MR. BROWN: Did you have a
11 conversation with Witness 1 about preparing a
12 response?

13 WITNESS 2: No. He just -- it was
14 more of the what -- because -- because then I
15 think I read it and I -- and it was more of the,
16 you know, we're both from the west coast. We
17 both were working for other members, and we're
18 like, what the hell was she thinking, you know.
19 And, you know, and as I told Witness 1, I was
20 like, she probably, you know, who knows what the
21 conversation is between a husband and a wife.
22 But, you know, I think -- and she's -- she's a

1 wealthy individual. She's -- let's just say she
2 brought more money to the marriage than he did,
3 so, you know, she has her own investments. She
4 has her own properties, and my, you know, my
5 understanding is she does her own thing. And
6 so, you know, that was my -- my general, you
7 know, from down here, thinking well, it was
8 probably happening up in Butler, PA. But -- but
9 again --

10 MR. BROWN: Well, let me ask you this
11 because you -- you are sort of in certainly a
12 better position than I am to understand the
13 degree to which --

14 WITNESS 2: Right.

15 MR. BROWN: -- the Congressman, you
16 know, yourself, the office, the Congressman --

17 WITNESS 2: Yes.

18 MR. BROWN: -- perhaps his wife had
19 access to information about the company --

20 WITNESS 2: Right.

21 MR. BROWN: -- and the Department of
22 Commerce that others may not have had.

1 WITNESS 2: Right.

2 MR. BROWN: So, you know, given your
3 knowledge of -- of those sort of issues, would
4 you have been comfortable purchasing stock on
5 April 29th in Cleveland-Cliffs? You know, and
6 if so, why, and if not, why? I'm trying to
7 understand, you know, factually, what would have
8 been important.

9 WITNESS 2: Why -- you know, no, I
10 would not have -- I would not have felt
11 comfortable in part because I'm married to
12 someone who is a chief tax counsel for twenty-
13 eight years in Senate Finance and -- and so, you
14 know, that's -- I put everything in -- in a
15 mutual fund so it doesn't -- so it doesn't look
16 like I'm, you know, I'm working on issues and
17 not that I am an expert on insider trading or
18 anything like that. But I've had enough -- I've
19 been around enough people who've gotten tripped
20 up on it. I generally don't get -- it's usually
21 the health care staffers on Senate Finance or
22 Ways and Means that have gotten tripped up over

1 the years and --

2 MR. BROWN: Yeah, and I don't -- and I
3 don't want to ask you a question where I'm
4 asking you to produce --

5 WITNESS 2: No, but I just -- I think
6 I just -- I err on the side of caution and I've
7 also -- I don't -- I don't know -- generally,
8 it's really, I think, committee staff that are
9 more privy to, you know, I'm in a personal
10 office. I like to be in a personal office. I -
11 - but, you know, I know in many cases, my
12 husband has, you know, is very -- let's just say
13 in my house, we have lots of conversations about
14 what you can say and what you can't say. I
15 mean, and especially in Tax and Trade, you
16 potentially can move markets, and so, you know,
17 and it's hard, like I am, you know, and part of
18 it is, you know, he worked for Senator Grassley,
19 who created some of the Stock Act Violation
20 stuff and so, you know, so, I'm a little more
21 probably well versed in those issues, and I've
22 seen what and the ramifications how people have

1 gotten tripped up over, you know, just talking.
2 So, I -- for instance, I don't talk to any
3 investor groups at all.

4 MR. BROWN: Yeah. And I guess what
5 I'm -- what I'm really driving at because,
6 you're right, it's not fair to ask you, you
7 know, you're not an expert on insider trading.
8 But what I -- what I am trying to get at is it
9 seems to me like there's a degree of
10 confidential and nonpublic information that's
11 being discussed between Commerce, AK Steel, and
12 your office, and, you know, what I'm really
13 trying to get at is the extent to which that's a
14 fair assessment of the conversations.

15 WITNESS 2: I mean, I have to say
16 that, you know, again, I've been on the Hill
17 twenty years, so, and I've worked for Democrats
18 and Republicans. And so, I -- I mean, some of
19 it's public, but I would say the information
20 beyond like oh, we might issue a 232, yeah,
21 that's certainly -- but this is not unlike any
22 other administration where you're trying to get

1 the administration or trying to find out,
2 really, if the administration was going to do
3 something. I felt like I was very much in the
4 dark about what Commerce was ever doing as a
5 staffer and -- but, you know, I kind of come
6 from more of a, you know, if I'm looking for
7 information or -- or, you know, I have a much
8 better relationship with the IRS or the Treasury
9 folks because I deal more from a trades
10 perspective. But, you know, it's -- if
11 anything, I felt like we were just trying -- I,
12 at least, me personally, was -- I was getting
13 more information from AK Steel about what
14 Commerce was doing than I was from Commerce
15 because I felt like I rarely -- I really --
16 rarely dealt with Commerce in the past, and this
17 administration was a little different like every
18 other administration -- than other
19 administrations and it was, if anything, I was
20 just -- we were just trying to get information
21 from Commerce. But it felt like it was more of
22 a black box and it's -- we, you know, that -- if

1 anything, I just felt like beating my head
2 whenever I had to deal with -- and I kind of
3 deferred to Matt on, you know, to even dealing
4 with Commerce --

5 MR. BROWN: Okay.

6 WITNESS 2: -- because, you know, he
7 wanted to be the lead, so.

8 MR. BROWN: Yeah.

9 WITNESS 2: If he asked, yeah. I
10 mean, that's my --

11 MR. BROWN: Well, let me just -- I'm -
12 - I'm trying -- I'm going to try and wrap things
13 up here, Witness 2, because I don't want to take
14 up too much of your time.

15 WITNESS 2: Okay.

16 MR. BROWN: But, Saul, if you could
17 put up Document 11 and Witness 2, I'll ask you
18 if you -- if you've ever seen this.

19 WITNESS 2: Okay.

20 MR. BROWN: It's -- it's a periodic
21 transaction report that the Congressman filed
22 with respect to that stock purchase.

1 WITNESS 2: Um-hum.

2 MR. BROWN: Here we go. And I really
3 just, you know, maybe you've seen these before;
4 maybe you haven't. Take your time and look at
5 it, but I really want to draw your attention
6 down here to --

7 WITNESS 2: Right.

8 MR. BROWN: -- you see where it says
9 SP -- I understand that means spouse --
10 Cleveland-Cliffs. You can see here it says
11 purchase, and then it says date of transaction
12 4/29/20, which is what we were just talking
13 about.

14 WITNESS 2: Um-hum.

15 MR. BROWN: And then it says date notified of
16 transaction 5/7/20. Do you know why it says
17 5/7/20 on there?

18 WITNESS 2: No. Well, first off,
19 I've never seen a document like this, so, and
20 Matt is the only -- Matt's the only one that
21 deals with this.

22 MR. BROWN: This would be Matt's

1 purview?

2 WITNESS 2: It would be Matt, yeah.

3 MR. BROWN: Okay.

4 WITNESS 2: So, I've never actually
5 even seen --

6 MR. BROWN: Did -- did --

7 WITNESS 2: I'm not what you'd call --
8 consider a political designee or whatever they
9 have.

10 MR. BROWN: Yeah. Did the Congressman
11 ever address the stock purchase with the staff
12 or you specifically?

13 WITNESS 2: No.

14 MR. BROWN: Okay. You were thinking
15 that was me, sorry.

16 WITNESS 2: No.

17 MR. BROWN: So, let me just real quick
18 and then I think I only have one or two more
19 questions. But back to the quotes that the
20 Congressman issued or Witness 1 provided to the
21 Pittsburgh Post Gazette. And Saul, you can take
22 the document down. The second part of the

1 response said, you know, "Whether a trade
2 investigation would be launched was uncertain
3 until Secretary of Commerce Ross confirmed the
4 plan in a private phone conversation with the
5 Congressman on May 1st. I understand you and
6 Witness 1 and Matt and the Congressman took a
7 phone call with Secretary Ross on the 1st.

8 WITNESS 2: Um-hum.

9 MR. BROWN: Do you remember that --
10 being on that call?

11 WITNESS 2: Yes.

12 MR. BROWN: Okay. When the response
13 says the, "The investigation was uncertain until
14 Wilber Ross confirmed the claim in the private
15 phone conversation," in my mind, it's -- it's
16 not -- it's not uncertain because you've been
17 informed sort of by various individuals along
18 the way at Commerce that they're intending to
19 issue a Section 232 review. It's only uncertain
20 in the sense that the press release hasn't been
21 issued yet, and I think that's sort of what we
22 talked about is Commerce is a bit of a black box

1 and, you know, until the press release hits the
2 internet, you guys are worried it's not coming
3 down the pike.

4 WITNESS 2: Yeah. I mean, yeah. I
5 mean, again, it's a -- it's a -- it's been -- I
6 mean, it's kind of a black box and it's not, you
7 know, it's like any administration. Until you -
8 - until you actually, I see it on paper, I don't
9 -- I don't believe it's happening, you know.

10 MR. BROWN: Yeah.

11 WITNESS 2: It might -- we certainly
12 have made the request from a Congressional
13 Office whether or not -- and it's not just us,
14 it's Portman's office, it's Balderson's office.
15 We've been doing joint letters with any number
16 of, you know, Marcy Kaptor [phonetic], like, you
17 know.

18 MR. BROWN: Yeah. All right, Witness
19 2. I think I'm -- I'm pretty much done. I'm
20 going to ask you just a few quick questions to
21 end here. You guys don't do -- you don't work
22 through Teams or anything like that in your

1 office, do you?

2 WITNESS 2: The only thing I -- no,
3 not on Teams. I mean, Ways and Means when we do
4 like a hearing. That's the only real time I use
5 Teams.

6 MR. BROWN: Okay. And then, so, in
7 some of the documents that were produced to us
8 from others besides yourself, I got some text
9 messages that you were on. I know you said to
10 me you don't really do much work texting.

11 WITNESS 2: I don't.

12 MR. BROWN: But I was wondering, in
13 light of seeing any of those, do you think that
14 you have any text messages that weren't --

15 WITNESS 2: I went through. I used --
16 I have two phones -- one and two.

17 MR. BROWN: Okay.

18 WITNESS 2: I have a son. I do most
19 of mine on my personal. So, and then, you know,
20 I get it replaced when I broke it, like I just
21 did again. So, I really don't. I went through
22 everything.

1 MR. BROWN: Okay.

2 WITNESS 2: But --

3 MR. BROWN: I just wanted to verify.
4 I know it's been over a year.

5 WITNESS 2: Oh, yeah, yeah. No.

6 MR. BROWN: But I just wanted to know.

7 WITNESS 2: And just to clarify, other
8 people might use Teams in our office. I don't.
9 So, beyond Ways and Means, you know, hearings
10 and stuff like that, so I have enough gadgets as
11 it is, so.

12 MR. BROWN: Okay. And then, yeah, I
13 understand that.

14 WITNESS 2: Right.

15 MR. BROWN: So, you know, this -- I
16 think we contacted you a couple weeks ago. Have
17 you spoke to anybody else, you know, aside from
18 your husband? It sounds like maybe you and
19 Witness 1 had a conversation about --

20 WITNESS 2: Witness 1 and I have had a
21 conversation.

22 MR. BROWN: Okay. Anybody else in the

1 Congressional office -- have you spoken --

2 WITNESS 2: Matt.

3 MR. BROWN: Matt, okay. And what --
4 what did you guys chat about?

5 WITNESS 2: I just said, just so you
6 know, I've been contacted by the Ethics and --
7 and then he asked if was going to talk to you
8 and I said yes, so. I think Witness 1 --
9 Witness 1 is a stress case. So, I said, you
10 know, what, we have nothing to hide. We were
11 doing our jobs and we have no, you know, we're -
12 - we're the hired hands. I'm not from the
13 District, I'm not, you know, I, you know, I've
14 worked for other members. I worked for two
15 members from California, a Senator from Oregon,
16 and two from Pennsylvania. So, you know, I --
17 we -- you know, I -- if anything, you know, he's
18 a junior -- not a junior, he's younger than me -
19 - and I said we didn't do anything wrong. All
20 we were trying to do is comply with, you know,
21 we were trying to help a company like we do and
22 you're supposed to press release it if there's

1 actually any, you know movements and on our end
2 and, you know, everything else is above our pay
3 grade, so. So, I didn't --

4 MR. BROWN: I will -- I will just ask
5 if Omar has any additional questions for you,
6 but --

7 WITNESS 2: Sure.

8 MR. BROWN: -- if he doesn't, I think
9 we can probably wrap up and I will -- I'll thank
10 you for your time.

11 WITNESS 2: Thank you.

12 MR. BROWN: Omar, do you have anything
13 for Witness 2?

14 MR. ASHMAWY: Excuse me. No, thank
15 you very much, Witness 2. I really appreciate
16 your time also, and yeah, thank you for your
17 willingness to cooperate with our process.

18 WITNESS 2: Absolutely.

19 MR. BROWN: Yeah, and I'll just echo
20 what Omar just said and sort of what you said.
21 You know, this is our job.

22 WITNESS 2: I get it. No, trust me, I

1 get it.

2 [Simultaneous speaking]

3 WITNESS 2: It's just like my job is.
4 Well, you've learned about my job. I think I
5 would rather do my job than yours, but.

6 MR. BROWN: Well, I appreciate you
7 taking the time to --

8 WITNESS 2: Absolutely and --

9 MR. BROWN: -- review the documents,
10 walk us through the documents and --

11 WITNESS 2: And I appreciate you are
12 very well organized -- better than me, so.

13 MR. BROWN: We're working on it here -
14 - getting the hang of pandemic interviewing.

15 WITNESS 2: Someday, I don't know, I
16 walked in Longworth yesterday and nobody, it's
17 like the cops aren't wearing masks.

18 MR. BROWN: Yeah.

19 WITNESS 2: Knock on wood, we're
20 getting back to, you know, some new version of -
21 - of reality, so.

22 MR. BROWN: I -- I hope you're right

1 and I hope soon we'll be doing these interviews
2 in person again, as soon as I, you know learn
3 how to do them virtually. But, with that --

4 WITNESS 2: Sounds good.

5 MR. BROWN: -- we can go off the
6 record at this point.

7 [Whereupon the interview was completed.]

8 [Off the record at 11:03 a.m.]

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1 CERTIFICATE OF COURT REPORTER - NOTARY PUBLIC

2 I, Jesse Greer, the officer before whom the
3 foregoing deposition was taken, do hereby
4 certify that said proceedings were
5 electronically recorded by me; and that I am
6 neither counsel for, related to, nor employed by
7 any of the parties to this case and have no
8 interest, financial or otherwise, in its
9 outcome.

10 IN WITNESS WHEREOF, I have hereunto set my
11 hand and affixed my notarial seal this 21st day
12 of May, 2021.

13 

14
15 Jesse Greer, Notary Public for the State of
16 Maryland
17
18
19
20
21
22

CERTIFICATE OF TRANSCRIBER

I, Pamela A. Flutie, do hereby certify
that the foregoing transcript is a true and
correct record of the recorded proceedings; that
said proceedings were transcribed to the best of
my ability from the audio recording and
supporting information; and that I am neither
counsel for, related to, nor employed by and of
the parties to this case and have no interest,
financial or otherwise, in its outcome.

A handwritten signature in black ink that reads "Pamela A. Flutie". The signature is written in a cursive, flowing style.

Pamela A. Flutie

EXHIBIT 31

Subject: Fwd: [EXT] Re: call

Date: Tuesday, April 28, 2020 at 2:52:38 PM Eastern Daylight Time

From: Prater, Lori

To: Stroia, Matthew, Eisenberger, Andrew

Call back in on this number.

Sent from my iPhone

Begin forwarded message:

From: <[Beth.Ludwig](#) [REDACTED]>

Date: April 28, 2020 at 2:29:28 PM EDT

To: "Prater, Lori" [REDACTED]

Cc: "Bloom, Patrick M" [REDACTED]

Subject: Re: [EXT] Re: call

OK, we can use the following one at 2:45 PM:

[REDACTED]
[REDACTED]

Organizer P n: [REDACTED]

Beth DeBrosse Ludwig
AK Steel Corporation
Corporate Manager, Government & Public Relations
9227 Centre Pointe Dr.
West Chester, OH 45069
[Beth.Ludwig](#) [REDACTED]
Phone: [REDACTED]
Cell: [REDACTED]

From: "Prater, Lori" <[REDACTED]>
To: "[Beth.Ludwig](#)" <[REDACTED]>
Cc: "Bloom, Patrick M" <[REDACTED]>
Date: 04/28/2020 02:26 PM
Subject: [EXT] Re: call

I'm on the call with Mike/McCarthy/Balderson. I can do the call at 2:45.

Sent from my iPhone

On Apr 28, 2020, at 2:17 PM, "[Beth.Ludwig](#)" <[REDACTED]> wrote:

hey there, sent you a text but emailing too. Can you do an update call with me and Patrick any time after 2:45 today. We are generally open, except from 4:30-5.
Thanks,

EXHIBIT 32

Eisenberger, Andrew

From: Daniel Moore <[REDACTED]>
Sent: Friday, September 4, 2020 5:23 PM
To: Eisenberger, Andrew
Subject: Re: Timeline

Received, thanks again. I'll let you know if anything else comes up early next week. Have a good weekend.

On Fri, Sep 4, 2020 at 4:45 PM Eisenberger, Andrew [REDACTED] wrote:
Daniel - these can be attributed to me.

For questions 1 and 2: "Whether the 232 investigation would be launched was uncertain until Secretary Ross confirmed the plan in a private phone conversation with the congressman on May 1."

For questions 3 and 4: "The filings regarding investment ownership are accurate."

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16

On Sep 3, 2020, at 11:17 AM, Daniel Moore [REDACTED] wrote:

Andrew, thanks for getting this statement to me. I will include it.

I'd like to ask some follow-up questions for the record and to check my understanding of the financial disclosure filing just posted online.

**Did the congressman know on or about April 28, per this account, that the Commerce Department had verbally confirmed a 232 investigation would be announced?

**Did his wife know about the verbal confirmation on April 28 when she decided to make the investment?

**Congressman Kelly's most recent financial disclosure filing from the House Clerk (the 2019 annual form, which I attached to this email) showed his wife owned about 126 financial investments — I counted 80 stocks, 28 bonds, 18 mutual funds. It appears the congressman owns no stock, bonds or mutual funds personally. Is that accurate? They're all in his wife's name?

**I totaled up about 183 transactions total in 2019. Does Victoria Kelly have a stock broker making some or all of the trades? Or does she make individual investment decisions herself?

**And is it accurate to say Congressman Kelly and his wife declined to be interviewed for this story?

I'm still not on an immediate deadline, but I'm hoping to have something by the end of the week. Happy to chat further.

Thanks,

On Wed, Sep 2, 2020 at 6:19 PM Eisenberger, Andrew [REDACTED] wrote:
Daniel -

You can use this and attribute it to me:

“At a time when the entire Butler community is rallying to save the AK Steel plant and its 1400 jobs, Representative Kelly’s wife made a small investment to show her support for the workers and management of this 100-year old bedrock of their hometown, where they both are life-long residents.”

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16
[REDACTED]

On Sep 2, 2020, at 11:45 AM, Daniel Moore [REDACTED] wrote:

And here's the one that references a verbal commitment a day before the stock purchase.

Lori gave this to me as background, and I believe she said it originated from Cleveland-Cliffs, but I have not confirmed that.

----- Forwarded message -----

From: **Prater, Lori** [REDACTED]
Date: Wed, Aug 19, 2020 at 1:43 PM
Subject: Timeline
To: Daniel Moore [REDACTED]

Timeline - 4 months.

Verbal commitment on or around April 28 - Four months from this date would be **August 28.**

There was a flurry of activity on several different days in May regarding the initiation of the investigation (see below). Generally speaking, four months from the announcement of the investigation would be early September - sometime between **Sept. 4-11.**

DOC Press Release saying DOC is self-initiating the investigation on May 4
The FRN cites the initiation of the investigation date as May 11
The FRN was issued on May 19

--
—

Daniel Moore
Washington D.C. bureau chief
Pittsburgh Post-Gazette (www.post-gazette.com)
Mobile: [REDACTED]

[dmoore](#) [REDACTED]
[REDACTED]
danielmoorejournalist.com

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—

Daniel Moore
Washington D.C. bureau chief
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[dmoore](#) [REDACTED]
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<2019FD.pdf>

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—

Daniel Moore
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Mobile: [REDACTED]
[dmoore](#) [REDACTED]
[REDACTED]
danielmoorejournalist.com

EXHIBIT 33

From: Stroia, Matthew [REDACTED]
Sent: 4/30/2020 10:27:18 AM
To: Foti, Anthony (Federal) [REDACTED]
Subject: Re: Phone #

Got it. Thank you Anthony

On Apr 30, 2020, at 8:58 AM, Foti, Anthony (Federal) <[REDACTED]> wrote:

Slipped a few days. But the decision has been made. Just internal clearing process is still ongoing.

Anthony Foti
Performing the delegated duties of the
Assistant Secretary for Legislative and Intergovernmental Affairs
U.S. Department of Commerce
1401 Constitution Ave, NW
Washington, DC 20230
[REDACTED]

On Apr 30, 2020, at 9:56 AM, Stroia, Matthew <[REDACTED]> wrote:

Good morning Anthony-just checking in, any word from your comms team on getting out the release?

On Apr 28, 2020, at 3:14 PM, Foti, Anthony (Federal) <[REDACTED]> wrote:

Just tried your cell. Give me a ring at [REDACTED] **PII**

Anthony Foti
Performing the delegated duties of the
Assistant Secretary for Legislative and Intergovernmental Affairs
U.S. Department of Commerce
1401 Constitution Ave, NW
Washington, DC 20230
[REDACTED]

On Apr 28, 2020, at 4:01 PM, Stroia, Matthew <[REDACTED]> wrote:

[REDACTED] **PII**

On Apr 28, 2020, at 2:51 PM, Foti, Anthony (Federal) <[REDACTED]> wrote:

Hi Matt. What's the best # to reach you?


Anthony Foti
Performing the delegated duties of the
Assistant Secretary for Legislative and Intergovernmental Affairs
U.S. Department of Commerce
1401 Constitution Ave, NW
Washington, DC 20230


EXHIBIT 34



LP
MS
2 People >

Apr 28, 2020, 3:41 PM

Baldersons team wants to do a positive joint statement that urges action and stresses that the this action doesn't have to mean the plant shuts down and urge trump to fix it. They're going to email us within the hour.

Forgive my passion

I get annoyed when unnecessary headaches are created and it feels like bureaucracy and/or politics are getting in the way

It shouldn't be this hard to fix this

Apr 28, 2020, 8:05 PM

Never heard from Beth about whether they want a quote from us or not. I suppose we'll do our own tomorrow

Is everything confined?

Confirmed

Matt Stroia

Commerce has not yet sent their press release out. Cleveland-Cliffs is



iMessage





LP

MS

2 People >

Is everything confined?

Confirmed

Matt Stroia

Commerce has not yet sent their press release out. Cleveland-Cliffs is waiting for commerce to put their press release out before they put one out.

I spoke to commerce in the White House after our call. They were hoping to have their release out tonight but I don't think it's gonna happen. It will most likely go out tomorrow.

It's not confirmed until they put it in the press!

MS

Apr 29, 2020, 9:04 AM

Still don't see it

Lori Prater

Just talked to Beth. The announcement is likely to come later in the week. Hopefully, by Friday based on a late night conversation Patrick had with Ross' Chief of Staff. They need to get their legal ducks in



iMessage





LP

MS

2 People >

Still don't see it

Lori Prater



Just talked to Beth. The announcement is likely to come later in the week. Hopefully, by Friday based on a late night conversation Patrick had with Ross' Chief of Staff. They need to get their legal ducks in a row. Therefore, I think we still need to keep any of MK's calls with Administration in the schedule make sure we keep this on track. It ain't over until commerce makes that announcement.

LP

Foot on gas until we cross the finish line

Matt Stroia

Yeah, definitely. We're all waiting to see that release come out. Mike has a call with Ross on Friday. Hopefully, they put something out before then, though. We'll keep it on there either way.

MS

Apr 30, 2020, 10:42 AM

Just sent you guys a draft quote for



iMessage



EXHIBIT 35

From: Schedule, Secretary's [PII]@doc.gov]
Sent: 4/27/2020 2:41:21 PM
To: Walsh, Michael (Federal) [PII]; Barranca, Steven (Federal) [PII]; Foti, Anthony (Federal) [PII]; Kumar, Harry (Federal) [PII]; Semsar, Joseph [PII]; Dombrowski, Eileen (Federal) [PII]

Subject: Call with Congressman Mike Kelly, PA

Start: 5/1/2020 3:30:00 PM
End: 5/1/2020 4:00:00 PM
Show Time As: Busy

Recurrence: (none)

Required Attendees: Walsh, Michael (Federal); Barranca, Steven (Federal); Foti, Anthony (Federal); Kumar, Harry (Federal); Semsar, Joseph; Dombrowski, Eileen (Federal)

PII
Steven's Code
Participant Code

Hi Talat,

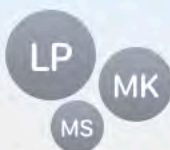
Congressman Kelly would like to speak with Secretary Ross regarding AK Steel at his earliest convenience. For reference, please see the attached letters that the Congressman sent to President Trump. Please let us know if this is possible.

Sincerely,

James Marsh
Director of Administration
U.S. Representative Mike Kelly (PA-16)
1707 Longworth House Office Building
(202) 225-5406 | www.kelly.house.gov

EXHIBIT 36

5:11



3 People >

May 1, 2020, 3:49 PM

So that was a great call

Sounds like we need to have a victory lap statement with our king history of advocacy on this ready for release on Monday or Tuesday!

Mike Kelly



So far so good. I'll be more upbeat once we get it off our lot and in his driveway. 😊

MK

Lori Prater

LP

ME TOO!!!

May 4, 2020, 2:55 PM

How's this for the quote in the release?

21-9221_0343

EXHIBIT 37

U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators

Trade enforcement

U.S. Secretary of Commerce Wilbur Ross announced he will initiate an investigation into whether laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators are being imported into the United States in such quantities or under such circumstances as to threaten to impair the national security. The decision to launch an investigation under Section 232 of the Trade Expansion Act of 1962, as amended, follows inquiries and requests from multiple members of Congress as well as industry stakeholders. As required by law, Secretary Ross will send a letter to Secretary of Defense Mark Esper informing him of the investigation. Secretary Ross will also notify other relevant executive branch officials.

FOR IMMEDIATE RELEASE
Monday, May 4, 2020

Office of Public Affairs
(202) 482-4883
publicaffairs@doc.gov

“The Department of Commerce will conduct a thorough, fair, and transparent review to determine the effects on the national security from imports of laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators,” said Secretary Ross.

Transformers are part of the U.S. energy infrastructure. Laminations and cores made of grain-oriented electrical steel are critical transformer components. Electrical steel is necessary for power distribution transformers for all types of energy – including solar, nuclear, wind, coal, and natural gas – across the country. An assured domestic supply of these products enables the United States to

respond to large power disruptions affecting civilian populations, critical infrastructure, and U.S. defense industrial production capabilities.

The investigation, to be conducted by the Department's Bureau of Industry and Security, will provide the opportunity for public comment. A notice will be published shortly in the Federal Register.

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EXHIBIT 38



Rep. Mike Kelly ✓ @MikeKellyPA · May 4, 2020

...

Thank you to @CommerceGov for opening a 232 investigation of imported electrical steel products. As the last electrical steelmaker in the U.S., Butler, PA-based AK Steel is crucial to our national security.

My statement on @SecretaryRoss' announcement:

[kelly.house.gov/press-release/...](https://kelly.house.gov/press-release/)



4



7



13



You Retweeted



Sec. Wilbur Ross ✓ @SecretaryRoss · May 4, 2020

...

.@Commercegov will conduct a Section 232 investigation on imports of laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators commerce.gov/news/press-rel...



6



40



26



21-9221_0348

EXHIBIT 39

Prater, Lori

From: Dombrowski, Eileen (Federal) <[REDACTED]>
Sent: Monday, May 4, 2020 2:27 PM
To: Prater, Lori; Stroia, Matthew
Cc: Foti, Anthony (Federal); Kumar, Harry (Federal)
Subject: Department of Commerce Announcement

Matt and Lori: Later this afternoon, the Department of Commerce is announcing that it will initiate an investigation to determine whether imports of laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators threaten to impair the national security. The decision to launch an investigation under Section 232 of the Trade Expansion Act of 1962, as amended, follows inquiries and requests from multiple members of Congress as well as industry stakeholders.

Additional information will be provided at that time.

Eileen Dombrowski

Legislative Affairs Specialist

Office of Legislative and Intergovernmental Affairs

Office of the Secretary

U.S. Department of Commerce

[EDombrowski](#) [REDACTED]
[REDACTED]

EXHIBIT 40

Prater, Lori

From: Bloom, Patrick M <[REDACTED]>
Sent: Monday, May 4, 2020 4:45 PM
To: Bloom, Patrick M
Cc: Ludwig, Beth
Subject: U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators
Attachments: CLF_20200504 Cleveland-Cliffs Applauds DOC.pdf

Good afternoon,

Please see the following announcement and the attached Cleveland-Cliffs press release.

On behalf of Cleveland-Cliffs and our Chairman & CEO, Lourenco Goncalves, thank you for your support and that of your respective bosses.

We look forward to continuing to work with you all while this Section 232 investigation is under way.

Should you have any questions, please contact Beth or me at any time.

Thanks again and kind regards,
Patrick



CLEVELAND-CLIFFS INC.

From: "DOC Public Affairs" <[REDACTED]>
To:
Date: 05/04/2020 04:07 PM
Subject: [EXT] U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators

FOR IMMEDIATE RELEASE
Monday, May 4, 2020
News Media Contact:
Office of Public Affairs, 202-482-4883

U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators

Eisenberger, Andrew

From: Bloom, Patrick M <[REDACTED]>
Sent: Monday, May 4, 2020 4:45 PM
To: Bloom, Patrick M
Cc: Ludwig, Beth
Subject: U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators
Attachments: CLF_20200504_Cleveland-Cliffs Applauds DOC.pdf

Good afternoon,

Please see the following announcement and the attached Cleveland-Cliffs press release.

On behalf of Cleveland-Cliffs and our Chairman & CEO, Lourenco Goncalves, thank you for your support and that of your respective bosses.

We look forward to continuing to work with you all while this Section 232 investigation is under way.

Should you have any questions, please contact Beth or me at any time.

Thanks again and kind regards,
Patrick



CLEVELAND-CLIFFS INC.

PATRICK M. BLOOM

Director - Government Relations

P [REDACTED] M [REDACTED] [patrick.bloom@\[REDACTED\]](mailto:patrick.bloom@[REDACTED])

CLEVELAND-CLIFFS INC.

200 Public Square, Suite 3300, Cleveland, OH 44114

P 216.694.5700 F 216.694.5385 clevelandcliffs.com

From: "DOC Public Affairs" <[REDACTED]>
To: [beth.ludwig@\[REDACTED\]](mailto:beth.ludwig@[REDACTED])
Date: 05/04/2020 04:07 PM
Subject: [EXT] U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators

FOR IMMEDIATE RELEASE

Monday, May 4, 2020

News Media Contact:

Office of Public Affairs, 202-482-4883

U.S. Secretary of Commerce Wilbur Ross to Initiate Section 232 Investigation into Imports of Laminations and Wound Cores for Incorporation into Transformers, Electrical Transformers, and Transformer Regulators

WASHINGTON – U.S. Secretary of Commerce Wilbur Ross announced he will initiate an investigation into whether laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators are being imported into the United States in such quantities or under such circumstances as to threaten to impair the national security. The decision to launch an investigation under Section 232 of the Trade Expansion Act of 1962, as amended, follows inquiries and requests from multiple members of Congress as well as industry stakeholders. As required by law, Secretary Ross will send a letter to Secretary of Defense Mark Esper informing him of the investigation. Secretary Ross will also notify other relevant executive branch officials.

"The Department of Commerce will conduct a thorough, fair, and transparent review to determine the effects on the national security from imports of laminations for stacked cores for incorporation into transformers, stacked and wound cores for incorporation into transformers, electrical transformers, and transformer regulators," said Secretary Ross.

Transformers are part of the U.S. energy infrastructure. Laminations and cores made of grain-oriented electrical steel are critical transformer components. Electrical steel is necessary for power distribution transformers for all types of energy – including solar, nuclear, wind, coal, and natural gas – across the country. An assured domestic supply of these products enables the United States to respond to large power disruptions affecting civilian populations, critical infrastructure, and U.S. defense industrial production capabilities.

The investigation, to be conducted by the Department's Bureau of Industry and Security, will provide the opportunity for public comment. A notice will be published shortly in the Federal Register.

###

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Prater, Lori

From: Beth.Ludwig [REDACTED]
Sent: Wednesday, May 6, 2020 2:59 PM
To: Prater, Lori; Stroia, Matthew
Subject: Call Tomorrow AM?

Hi Lori and Matt,
Would you two have a few minutes to talk to Patrick and me about a few next steps on the 232 front? We are generally open all tomorrow morning so name a time that would work well for you.
Thanks!!
Beth

Beth DeBrosse Ludwig
AK Steel Corporation
Corporate Manager, Government & Public Relations
9227 Centre Pointe Dr.
West Chester, OH 45069
Beth.Ludwig [REDACTED]
Phone: [REDACTED]
Cell: [REDACTED]

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Prater, Lori

From: Beth.Ludwig [REDACTED]
Sent: Tuesday, September 15, 2020 5:25 PM
To: Sam_Mulopulos [REDACTED] Zimpher, Nate; Prater, Lori; Engquist, Laura; Stroia, Matthew
Cc: patrick.bloom [REDACTED]
Subject: Thursday Call

Hi All,
Patrick and I wanted to see if we could get a call scheduled for sometime Thursday, perhaps Thursday morning, for a status update/next steps conversation? Would 10AM happen to work Thursday for everyone? If not, please share some time frames that work. Matt and Laura, we welcome your participation and ideas but also understand if you need to divide and conquer and let Nate and Lori do the call.

Thanks!

Best,
Beth



A CLEVELAND-CLIFFS COMPANY

Beth DeBrosse Ludwig
Corporate Manager, Government and Public Relations
p [REDACTED] m [REDACTED]
Beth.Ludwig [REDACTED]

AK STEEL CORPORATION
9227 Centre Pointe Drive, West Chester, OH 45069
p 513.425.5000 aksteel.com
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Prater, Lori

From: Prater, Lori
Sent: Thursday, October 1, 2020 12:55 PM
To: Bloom, Patrick M; Zimpher, Nate
Cc: Ludwig, Beth
Subject: RE: Update - Electrical Steel

Sounds good.

From: Bloom, Patrick M <[REDACTED]>
Sent: Thursday, October 1, 2020 12:50 PM
To: Prater, Lori <[REDACTED]>; Zimpher, Nate <[REDACTED]>
Cc: Ludwig, Beth <[REDACTED]>
Subject: RE: Update - Electrical Steel

Thank you both. Let's plan to talk at 1:30 PM tomorrow today.

Please use the following reference information at that time:

1-800-276-8849
Access code: 91203428

Best,
Patrick

From: Prater, Lori <[REDACTED]>
Sent: Thursday, October 1, 2020 12:47 PM
To: Bloom, Patrick M <[REDACTED]>; Zimpher, Nate <[REDACTED]>
Cc: Ludwig, Beth <[REDACTED]>
Subject: [EXTERNAL] RE: Update - Electrical Steel

Sure thing. Let me know what works with you all and Nate.

From: Bloom, Patrick M <[REDACTED]>
Sent: Thursday, October 1, 2020 12:43 PM
To: Prater, Lori <[REDACTED]>; Zimpher, Nate <[REDACTED]>
Cc: Ludwig, Beth <[REDACTED]>
Subject: Update - Electrical Steel

Good afternoon, Lori and Nate.

Lourenco Goncalves spoke to Ambassador Lighthizer late yesterday afternoon. We'd like to provide you with an important update on the status of the pending Section 232 investigation covering laminations, cores and transformers.

Please let us know if you'd have a few minutes to connect yet today.

In addition, please see the attached email/letter sent by Lourenco to Secretary Ross last evening.

Thanks,
Patrick



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Prater, Lori

From: Beth.Ludwig [REDACTED]
Sent: Monday, October 12, 2020 4:49 PM
To: Prater, Lori
Subject: GOES Product Exclusions Follow-Up
Attachments: SecretaryRoss.9.30.2020.pdf

Lori,
Just wanted to be sure you had this letter that outlines all our points on the concerns with the GOES product exclusions that were granted by DOC. By our estimation, in the U.S. market, there is demand for only 1,400 net tons of GOES with widths over 920 mm, a far cry from the 41,446 net tons they just granted.
Thanks,
Beth

AK Steel

A CLEVELAND-CLIFFS COMPANY

Beth DeBrosse Ludwig
Corporate Manager, Government and Public Relations
p [REDACTED] m [REDACTED]
Beth.Ludwig [REDACTED]

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Prater, Lori

From: Eisenberger, Andrew
Sent: Wednesday, October 28, 2020 10:45 PM
To: Beth.Ludwig [REDACTED]
Cc: Prater, Lori; Bloom, Patrick M
Subject: Re: [EXT] Re: [EXTERNAL] Follow-up

I'm free to talk at 9.

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16

On Oct 28, 2020, at 10:44 PM, "Beth.Ludwig [REDACTED]" <[REDACTED]> wrote:

Sounds good. We can do 9AM if that works for you both? If not, just let us know what time would work for you and we will do our best to accommodate.

Thanks!

Beth

On: 28 October 2020 22:42, "Prater, Lori" <[REDACTED]> wrote:

Thanks. I'll talk to Andrew in the morning to see what works since he's up in Butler with Mike through the election.

Sent from my iPhone

> On Oct 28, 2020, at 10:35 PM, Bloom, Patrick M wrote:

>

> Thanks, Lori. We'll have something to you and Andrew first thing tomorrow. It may be good if all of us could connect briefly by phone as well to discuss some of the sequencing considerations related to the Sec. 232 and Mexican arrangement.

>

> Best,

> Patrick

>

>

>

>> On Oct 28, 2020, at 9:42 PM, Prater, Lori wrote:

>>

>> Talked to Mike tonight and Andrew our comms Director. He's talking to the WH comms people tomorrow and would like to work the Mexico agreement into to President's speech. Can you provide him with an overview of the details we discussed by tomorrow morning so he can push it with them?

>>

EXHIBIT 41

Eisenberger, Andrew

From: Daniel Moore [REDACTED]
Sent: Wednesday, September 2, 2020 11:44 AM
To: Eisenberger, Andrew
Subject: Fwd: Background material

Here's the longer timeline of Mike's involvement on behalf of the Butler Works.

----- Forwarded message -----

From: Prater, Lori [REDACTED]
Date: Wed, Aug 19, 2020 at 2:33 PM
Subject: RE: Background material
To: Daniel Moore [REDACTED]

Sure thing! Just a few more pieces to the 232 puzzle.

From: Daniel Moore [REDACTED]
Sent: Wednesday, August 19, 2020 2:08 PM
To: Prater, Lori [REDACTED]
Subject: Re: Background material

Incredibly helpful, thanks so much!

On Wed, Aug 19, 2020 at 1:40 PM Prater, Lori [REDACTED] wrote:

Efforts to address the circumvention of the Section 232 tariff on electrical steel through downstream products (as of 12/18/19)

Timeline of Notable Actions

March 29, 2017 – Roger Newport testified at the Congressional Steel Caucus
May 24, 2017 – Roger Newport testified before the Department of Commerce on the Section 232 investigation
July 2017 – Reps. Tiberi and Kelly raise at House Ways and Means Committee hearing with DOC Secretary Ross
August 15, 2017 – Senator Casey tour of Butler Works
August 22, 2017 – Butler Eagle Gazette Op Ed
September 28, 2017 – Meeting with DOC with downstream customers
February 16, 2018 – DOC Section 232 report on steel released publicly
February 22, 2018 – Letters from Roger to Ross and President Trump
March 8, 2018 – Section 232 tariffs announced
March 8, 2018 – Casey, Portman, Brown Letter
March 21, 2018 – Roger Newport testified at the Congressional Steel Caucus

April 4, 2018 – Rep. Kelly tours Butler Works
April 12, 2018 – Roger Newport testified at the House Ways and Means Committee Hearing on the Effects of
Tariff Increases on the U.S. Economy and Jobs
April 17, 2018 – AKS-customer group letter to Ross asking for inclusion of downstream products
May 18, 2018 – Executive Summary and formal request for Transformer Supply Chain 232 by AKS and
customer group
May 5, 2018 – Roger and Renee raise with POTUS at Cleveland event
Summer/Fall 2018 – Meetings/Calls with Hill, DOC/USTR including Roger call with Ross
October 12, 2018 – Meeting with Ambassador Mahoney
October 3, 2019 – Meeting with Ambassador Gerrish
October 31, 2019 – Casey, Portman, Brown letter to USTR
November 20, 2019 – Balderson, Kelly letter to USTR
November 21, 2019 – Meeting with DOC Assistant Secretary Nazak Nikakhtar
December 5-6, 2019 – Issue raised at the North American Steel Trade Committee meetings in Ottawa

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—

Daniel Moore

Washington D.C. bureau chief

Pittsburgh Post-Gazette (www.post-gazette.com)

Mobile: [REDACTED]

[dmoore](#) [REDACTED]

[REDACTED]

danielmoorejournalist.com

--

—

Daniel Moore

Washington D.C. bureau chief

Pittsburgh Post-Gazette (www.post-gazette.com)

Mobile: [REDACTED]

[dmoore](#) [REDACTED]

[REDACTED]

danielmoorejournalist.com

EXHIBIT 42

Eisenberger, Andrew

From: Daniel Moore [REDACTED]
Sent: Wednesday, September 2, 2020 11:45 AM
To: Eisenberger, Andrew
Subject: Fwd: Timeline

And here's the one that references a verbal commitment a day before the stock purchase.

Lori gave this to me as background, and I believe she said it originated from Cleveland-Cliffs, but I have not confirmed that.

----- Forwarded message -----

From: Prater, Lori [REDACTED]
Date: Wed, Aug 19, 2020 at 1:43 PM
Subject: Timeline
To: Daniel Moore [REDACTED]

Timeline - 4 months.

Verbal commitment on or around April 28 - Four months from this date would be **August 28**. There was a flurry of activity on several different days in May regarding the initiation of the investigation (see below). Generally speaking, four months from the announcement of the investigation would be early September - sometime between **Sept. 4-11**.

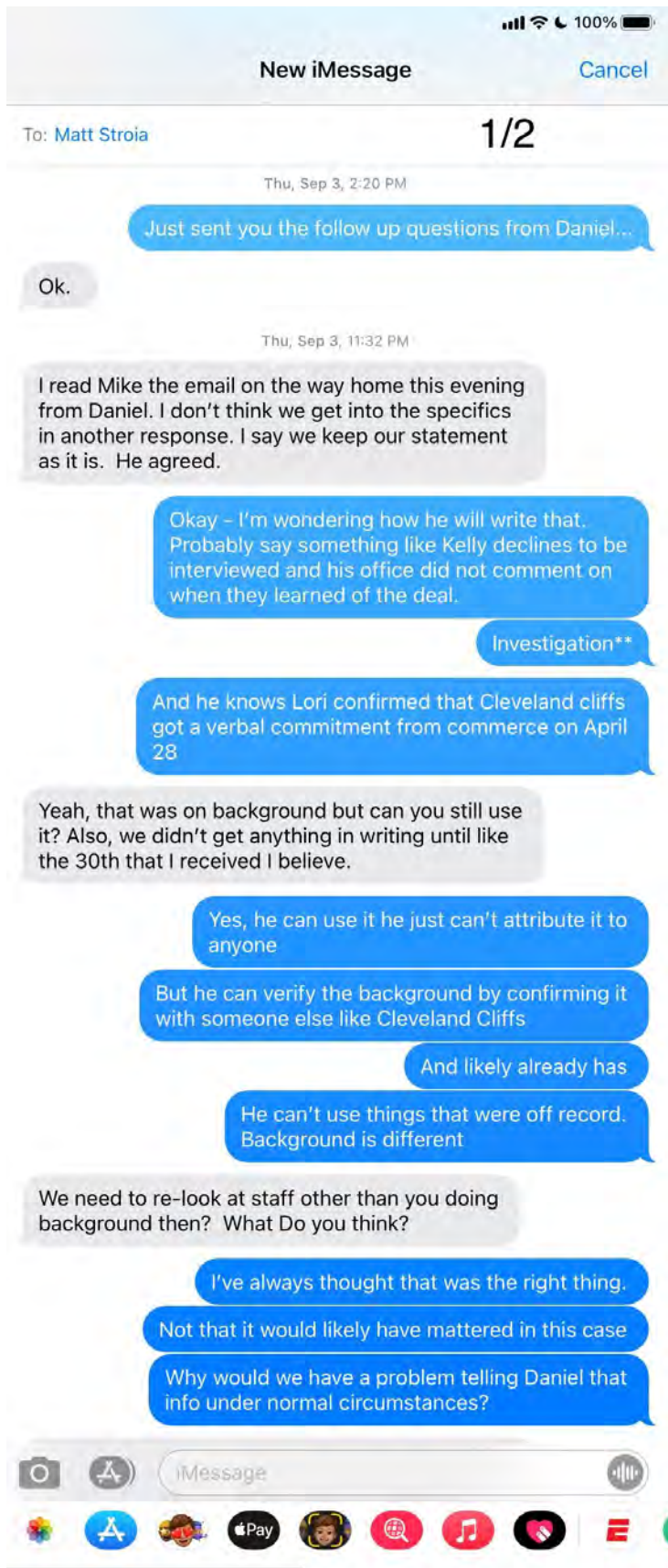
DOC Press Release saying DOC is self-initiating the investigation on May 4
The FRN cites the initiation of the investigation date as May 11
The FRN was issued on May 19

--

—

Daniel Moore
Washington D.C. bureau chief
Pittsburgh Post-Gazette (www.post-gazette.com)
Mobile: [REDACTED]
dmoore@post-gazette.com
[REDACTED]
danielmoorejournalist.com

EXHIBIT 43



New iMessage

Cancel

To: Matt Stroia

2/2

Why would we have a problem telling Daniel that info under normal circumstances?

You're right. I know, we did all the right things as a staff. We are trying to get out front for credit.

Yeah

There's only one issue here and it wasn't any of us

Was mike still in a dismissive mood?

EXHIBIT 44

Eisenberger, Andrew

From: Daniel Moore <[REDACTED]>
Sent: Tuesday, September 1, 2020 1:07 PM
To: Eisenberger, Andrew
Subject: Re: Meeting/phone call?

Sure, I'll give you a ring then.

On Tue, Sep 1, 2020 at 12:56 PM Eisenberger, Andrew [REDACTED] wrote:
Yeah how about 3pm?

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16
202-225-5406

On Sep 1, 2020, at 10:12 AM, Daniel Moore [REDACTED] wrote:

Sure, no problem. Let's do a phone call. Would you be free sometime today? Thanks!

On Tue, Sep 1, 2020 at 8:45 AM Eisenberger, Andrew [REDACTED] wrote:
Hey man!

Let's go ahead and do a phone call I'm pretty busy this week, unless you want to wait until next week to get together?

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16
202-225-5406

On Aug 31, 2020, at 2:54 PM, Daniel Moore [REDACTED] wrote:

Hey Andrew, I'd like to run something by you when you get a minute. Is everyone in your office still remote these days? If you wanted to meet somewhere inside or outside, that would be great. Always looking to stretch my legs (and return to some sense of normalcy.) I can always do a phone call if you're away or wrapped up with something. Just let me know.

All the best,

—

Daniel Moore
Washington D.C. bureau chief
Pittsburgh Post-Gazette (www.post-gazette.com)

Mobile: [REDACTED]
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[REDACTED]
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EXHIBIT 45

Eisenberger, Andrew

From: Eisenberger, Andrew
Sent: Tuesday, September 1, 2020 3:41 PM
To: Stroia, Matthew
Subject: Fwd: Cleveland-Cliffs stock purchase
Attachments: ClevelandCliffsStockPurchase.pdf; ATT00001.htm

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16
202-225-5406

Begin forwarded message:

From: Daniel Moore [REDACTED]
Date: September 1, 2020 at 3:36:05 PM EDT
To: "Eisenberger, Andrew" [REDACTED]
Subject: Cleveland-Cliffs stock purchase

Hey Andrew, thanks for the call. Attached you'll find the document filed with the House clerk showing a stock purchase on April 29 of \$15,001 - \$50,000 in Cleveland-Cliffs. Let me know what you think when you get a minute. Happy to chat further.

All the best,

—

Daniel Moore
Washington D.C. bureau chief
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UNITED STATES HOUSE OF REPRESENTATIVES

Periodic Transaction Report

MAY 15 2020

Page 1 of ____

NAME: <u>George J. (Mike) Kelly, Jr.</u>		OFFICE TELEPHONE: <u>(202) 225-5406</u>	
<input checked="" type="checkbox"/> Member of the U.S. House of Representatives State: <u>PA</u> District: <u>03</u> File an original and 2 copies		<input type="checkbox"/> Officer or Employee Employing Office: _____ File an original and 1 copy	
Did you purchase any shares that were allocated as a part of an Initial Public Offering? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If you answered "yes" to this question, please contact the Committee on Ethics for further guidance.		Please indicate whether this is an initial report or an amended report. For amendments, please provide the date of the report you are amending. <input checked="" type="checkbox"/> Initial Report <input type="checkbox"/> Amendment Date of Report Being Amended: _____	
(For Official Use Only) A \$200 penalty shall be assessed against anyone who files more than 30 days late.			

FULL ASSET NAME		TYPE OF TRANS-ACTION			DATE OF TRANS-ACTION	DATE NOTIFIED OF TRANS-ACTION	AMOUNT OF TRANSACTION										
SP DC JT	Provide full name, not ticker symbol.	Purchase	Sale	Exchange	(MM/DD/YY)	(MM/DD/YY)	A \$1,001- \$15,000	B \$15,001- \$50,000	C \$50,001- \$100,000	D \$100,001- \$250,000	E \$250,001- \$500,000	F \$500,001- \$1,000,000	G \$1,000,001- \$5,000,000	H \$5,000,001- \$25,000,000	I \$25,000,001- \$50,000,000	J Over \$50,000,000	K Transaction in a Spouse or Dependent Child Asset over \$1,000,000
JT	Example: Mega Corp. Common Stock		X		02/05/015	03/07/15		X									
SP	CLEVELAND CLIFFS, INC	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	4/29/20	5/7/20	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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EXHIBIT 46

Eisenberger, Andrew

From: Daniel Moore <[REDACTED]>
Sent: Friday, September 4, 2020 5:23 PM
To: Eisenberger, Andrew
Subject: Re: Timeline

Received, thanks again. I'll let you know if anything else comes up early next week. Have a good weekend.

On Fri, Sep 4, 2020 at 4:45 PM Eisenberger, Andrew <[REDACTED]> wrote:
Daniel - these can be attributed to me.

For questions 1 and 2: "Whether the 232 investigation would be launched was uncertain until Secretary Ross confirmed the plan in a private phone conversation with the congressman on May 1."

For questions 3 and 4: "The filings regarding investment ownership are accurate."

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16

On Sep 3, 2020, at 11:17 AM, Daniel Moore <[REDACTED]> wrote:

Andrew, thanks for getting this statement to me. I will include it.

I'd like to ask some follow-up questions for the record and to check my understanding of the financial disclosure filing just posted online.

**Did the congressman know on or about April 28, per this account, that the Commerce Department had verbally confirmed a 232 investigation would be announced?

**Did his wife know about the verbal confirmation on April 28 when she decided to make the investment?

**Congressman Kelly's most recent financial disclosure filing from the House Clerk (the 2019 annual form, which I attached to this email) showed his wife owned about 126 financial investments — I counted 80 stocks, 28 bonds, 18 mutual funds. It appears the congressman owns no stock, bonds or mutual funds personally. Is that accurate? They're all in his wife's name?

**I totaled up about 183 transactions total in 2019. Does Victoria Kelly have a stock broker making some or all of the trades? Or does she make individual investment decisions herself?

**And is it accurate to say Congressman Kelly and his wife declined to be interviewed for this story?

I'm still not on an immediate deadline, but I'm hoping to have something by the end of the week. Happy to chat further.

Thanks,

On Wed, Sep 2, 2020 at 6:19 PM Eisenberger, Andrew <[REDACTED]> wrote:
Daniel -

You can use this and attribute it to me:

“At a time when the entire Butler community is rallying to save the AK Steel plant and its 1400 jobs, Representative Kelly’s wife made a small investment to show her support for the workers and management of this 100-year old bedrock of their hometown, where they both are life-long residents.”

Andrew Eisenberger
Communications Director
Rep. Mike Kelly | PA-16
202-225-5406

On Sep 2, 2020, at 11:45 AM, Daniel Moore <[REDACTED]> wrote:

And here's the one that references a verbal commitment a day before the stock purchase.

Lori gave this to me as background, and I believe she said it originated from Cleveland-Cliffs, but I have not confirmed that.

----- Forwarded message -----

From: **Prater, Lori** <[REDACTED]>
Date: Wed, Aug 19, 2020 at 1:43 PM
Subject: Timeline
To: Daniel Moore <[REDACTED]>

Timeline - 4 months.

Verbal commitment on or around April 28 - Four months from this date would be **August 28.**

There was a flurry of activity on several different days in May regarding the initiation of the investigation (see below). Generally speaking, four months from the announcement of the investigation would be early September - sometime between **Sept. 4-11.**

DOC Press Release saying DOC is self-initiating the investigation on May 4
The FRN cites the initiation of the investigation date as May 11
The FRN was issued on May 19

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—

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<2019FD.pdf>

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EXHIBIT 47

From: Prater, Lori [REDACTED] PII
Sent: Tuesday, April 28, 2020 4:06 PM
To: [REDACTED] PII; Stroia, Matthew;
Eisenberger, Andrew
Subject: [EXT] Following Up

Assuming everything stays on track with Ross' offer to help with AK Steel, please let Andrew know if you need a quote from Mike. He's happy to help with press!

Sent from my iPhone