

DRAFT – ATTORNEY CLIENT PRIVILEGED AND CONFIDENTIAL  
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**CRIMINAL REFERRAL**

Date: June 18, 2025

To: Pam Bondi, United States Attorney General, U.S. Department of Justice  
From: Mike Howell, President, The Oversight Project: It’s Your Government  
Re: Criminal Referral for David Morens, Marge Moore, Greg Folkder, and others yet to be identified to be investigated for violation of 18 U.S.C. § 2071, 18 U.S.C. § 641, 18 U.S.C. § 1905, and 18 U.S.C. § 1001.

**Title:** Request Opening of Criminal Investigation – Subjects: David Morens, Senior Advisor to the Director of NIAID, Marge Moore, NIH FOIA officer, Greg Folkder former-Chief of Staff to Anthony Fauci; and others yet to be identified.

**Synopsis:** Criminal referral requesting investigation of conspiracy to violate 18 U.S.C. § 2071 (Forbidding the Concealment, Removal, or Mutilation of Federal Records; 18 U.S.C. § 641 (Theft or Conversion of Government Property); 18 U.S.C. § 1905 (Disclosure of Confidential Information); and and 18 U.S.C. § 1001 (False Statements).

**Details:** The Oversight Project respectfully requests the Department of Justice open a new investigation predicated upon the following claims and evidence based upon an investigative product from the Select Subcommittee on the Coronavirus Pandemic<sup>1</sup>: 1) Officials at NIH including David Morens, Senior Advisor to the Director of NIAID, Margaret “Marge” Moore, NIAID FOIA and Privacy Act Request Coordinator, and Greg Folkder former-Chief of Staff to Anthony Fauci conspired to and did violate laws 18 U.S.C. § 2071 forbidding the concealment, removal, or mutilation of federal records. 2) David Morens violated 18 U.S.C. § 641 (Theft or Conversion of Government Property) and 18 U.S.C. § 1905 (Disclosure of Confidential Information) by disclosing to EcoHealth Alliance (EHA), a private recipient of federal funds, internal government communications and documents in which EHA had an interest and by informally advising EHA that their federal funds would be restored. 3) Finally, Morens violated U.S.C. § 1001 by his statements given during his transcribed interview on January 18th, 2024 which conflict with the information revealed in the emails obtained by the House Select Subcommittee on the Coronavirus Pandemic.

**Relevant Facts, Circumstance, and Allegations:**

Concealment of Federal Records

**18 U.S.C. § 2071** (Forbidding the Concealment, Removal, or Mutilation of Federal Records), states the following:

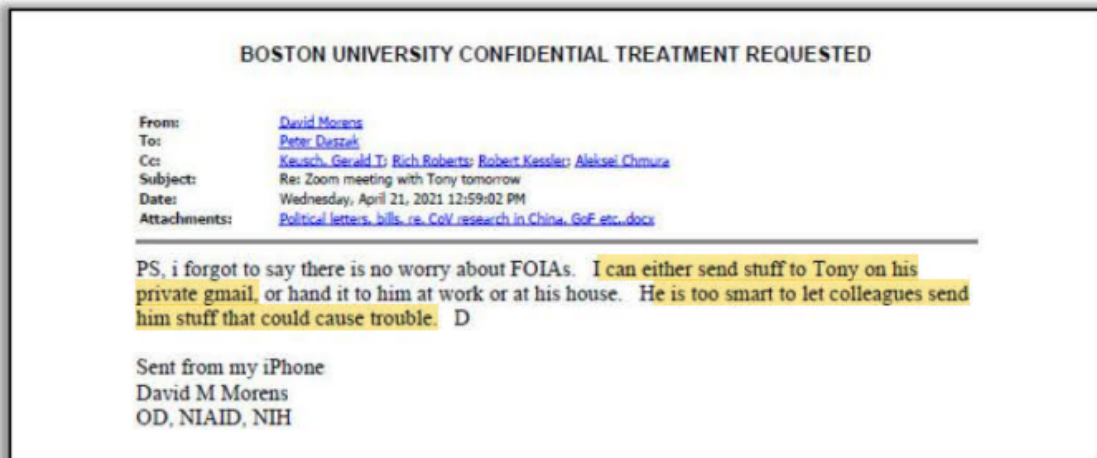
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<sup>1</sup> See *Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*, May 22, 2024, [https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo\\_Morens-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo_Morens-5.22.pdf) . The Select Subcommittee memo is superior to the following bullets in many respects and should be read. This document aims to summarize with a focus on identifying specific criminal acts and some of the most striking evidence. It also includes some documents uncovered by the committee but not included in the aforementioned memo.

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- (a) Whoever willfully and unlawfully conceals, removes, mutilates, obliterates, or destroys, or attempts to do so, or, with intent to do so takes and carries away any record, proceeding, map, book, paper, document, or other thing, filed or deposited with any clerk or officer of any court of the United States, or in any public office, or with any judicial or public officer of the United States, shall be fined under this title or imprisoned not more than three years, or both.
- (b) Whoever, having the custody of any such record, proceeding, map, book, document, paper, or other thing, willfully and unlawfully conceals, removes, mutilates, obliterates, falsifies, or destroys the same, shall be fined under this title or imprisoned not more than three years, or both; and shall forfeit his office and be disqualified from holding any office under the United States. As used in this subsection, the term “office” does not include the office held by any person as a retired officer of the Armed Forces of the United States.

In the instant case, David Morens knowingly concealed federal records by purposely communicating official government business on unofficial platforms to circumvent transparency requirements. He repeatedly directed official communications to unofficial platforms with the stated intent of avoiding processes for the discovery of government records, including FOIA. Multiple emails from Morens record his intent of avoiding disclosure of government records by using private email and “sending stuff on private gmail.” The following e-mails document Moren’s intent:



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<sup>2</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 1. May 22, 2024. 118<sup>th</sup> Congress.

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**From:** David Morens [REDACTED]@gmail.com >  
**Sent:** Friday, November 19, 2021 5:05 PM  
**To:** Keusch, Gerald T [REDACTED]@bu.edu >  
**Subject:** Re: Wpost: NIH director: 'Conspiracies are winning here'

Good news, keep it up.

I had a long off the record chat with PBS Newshours's Nick Schifrin this morning. The craziness is receding at least a bit.

I forgot to clarify in my email yesterday that BOTH my gmail and phone calls are now safe. Text is NOT, as it can be FOIA'd, as can my govt email.

So you and Peter and others should be able to email me on gmail only, with the caveat that no other govt. employee is copied at a govt address, as all govt emails are potentially FOIA'able.

MORENS SUBPOENA 023134

3

**Date:** Tue, 12 May 2020 6:38:18 PM -0400  
**Sent:** Tue, 12 May 2020 6:38:17 PM -0400  
**Subject:** Fwd: NIH termination of research grant  
**From:** David Morens [REDACTED]@gmail.com >  
**To:** Gerald Keusch [REDACTED]@bu.edu >

Jerry, my private gmail account is where i sent this from, after forwarding to myself from my nih account

Please try to send only to my gmail, as we were doing a couple weeks ago. But i messed up a few times and sent from my nih acct, because on my phone the two are merged, and then when you respond by hitting reply it goes to nih

After some recent issues, i am going to try to strictly use only my gmail in these discussions, that is, [REDACTED]@gmail.com

TY, david

Sent from my iPhone  
David M Morens  
OD, NIAID, NIH  
Begin forwarded message:

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<sup>3</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci.* Page 5. May 22, 2024. 118<sup>th</sup> Congress.

<sup>4</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci.* Page 6. May 22, 2024. 118<sup>th</sup> Congress.

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If i had to bet, i would guess that beneath Tony's macho I-am-not-worried reaction he really is concerned. And whatever the case he should be very concerned about what happened to Peter, to our research portfolio in an extremely important area, and to scientific independence

He did not know about either the Miller Commission or the letter from Rep Rogers which i emailed to him on gmail later

I also commented that Lauer's letters to you Peter, and the Rogers letter to you, had alot of overlap and seemed to reflect input of at least one scientist, whether or not one of our grantees. In other words, i feel that regarding those letters someone or someones are working in cahoots with the politicians who wish to do harm to NIH He didn't seem particularly troubled by that.

MORENS\_SUBPOENA\_019654

In the end he said thanks for filling me in and asked me to call him on his private cell phone (which is what i normally do anyway) if i hear anything that might be important

So, i am not sure where things stand. I absolutely DO feel that it would be a good thing if one of you luminaries were to approach him and try to make sure he understood what is going on out there, and perhaps discuss what the larger community of scientists can do to lock arms in unity and push back.

David

Sent from my iPhone  
David M Morens  
OD, NIAID, NIH

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David Morens also admitted to attempting to destroy government records while, in some cases, maintaining access to their contents by “sending them to gmail.” The following e-mails document Moren’s intentional efforts to avoid FOIA and “make emails disappear.”

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<sup>5</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 4. May 22, 2024. 118<sup>th</sup> Congress.

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On Feb 24, 2021, at 9:21 AM, David Morens <[REDACTED]@gmail.com> wrote:

You are right, i need to be more careful. However, as i mentioned once before, i learned from our foia lady here how to make emails disappear after i am foia'd but before the search starts, so i think we are all safe. Plus i deleted most of those earlier emails after sending them to gmail. D

Sent from my iPhone  
David M Morens  
OD, NIAID, NIH

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**Date:** Tue, 16 Jun 2020 2:22:55 PM -0400  
**Sent:** Tue, 16 Jun 2020 2:22:54 PM -0400  
**Subject:** Re: Two reporters might contact you in the next couple of weeks.  
**From:** "Morens, David (NIH/NIAID) [E]" [REDACTED]@gmail.com>  
**To:** Peter Daszak [REDACTED]@ecohealthalliance.org>;  
**CC:** Gerald Keusch [REDACTED]h@bu.edu>; Robert Kessler [REDACTED]@ecohealthalliance.org>; Aleksei Chmura [REDACTED]@ecohealthalliance.org>;

The FOIAs are dreadful and paranoia-inducing. In the old days we had to do them ourselves, by hand. I mean finding and printing out thousands of emails coming in and going out. Now they sometimes FOIA text messages too. Many FOIAs turn up thousands of pages of docs, and of course, most of meaningless. We are all smart enough to know to never have smoking guns, and if we did we wouldn't put them in emails and if we found them we'd delete them. In my 22 years at NIAID I have never seen a FOIA that turned up useful information d

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**From:** David Morens [REDACTED]@gmail.com>  
**Sent:** Tuesday, October 5, 2021 6:28 PM  
**To:** Peter Daszak [REDACTED]@ecohealthalliance.org >  
**Subject:** Re: Talking with Elizabeth Warren's staff

Peter, i just got news that a foia picked up an email i sent you saying that tony commented he was braindead, jokingly of course. However, Ron Johnson is all over it and now after me. Tony will be pissed, rightly so. I deleted that email but i now learn that every email ever got/sent since 1998 is captured and will be turned over, whether or not i instantly deleted it.

Gmail, phone, text.... i need to scrupulously rely on those exclusively. d

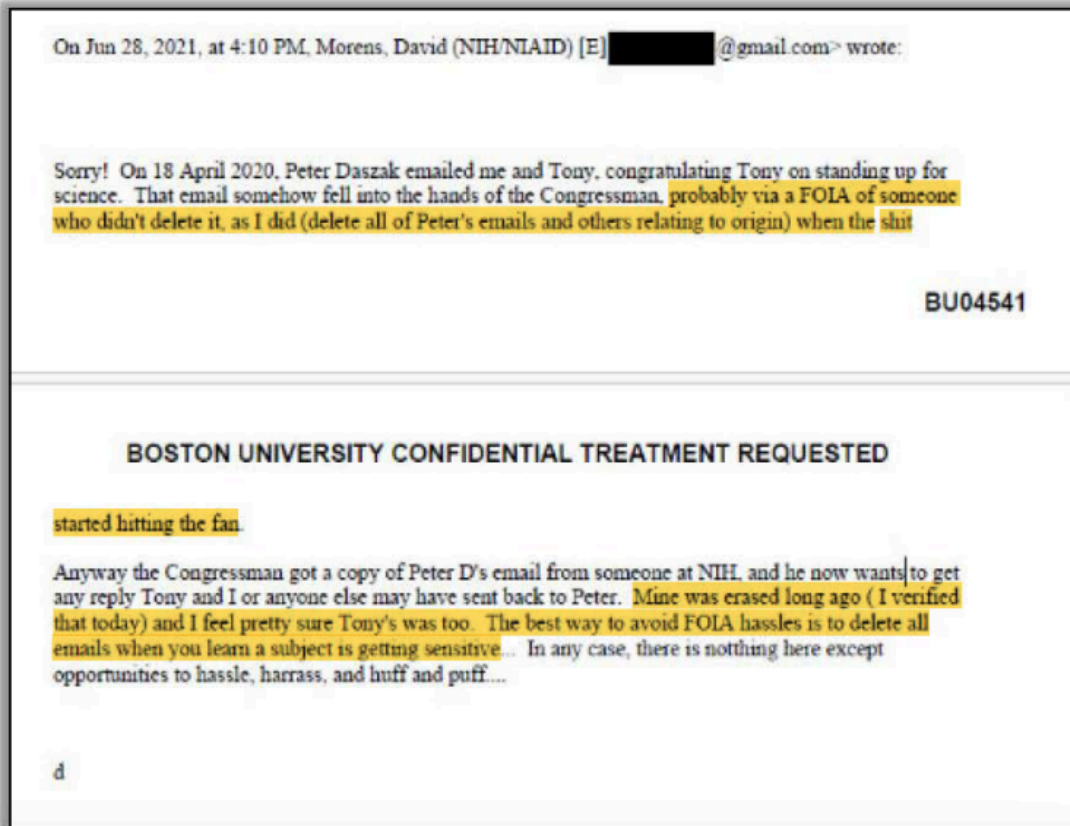
Sent from my iPhone  
David M Morens  
OD, NIAID, NIH

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<sup>6</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci.* Page 7. May 22, 2024. 118<sup>th</sup> Congress.

<sup>7</sup> *Ibid.*

<sup>8</sup> *Ibid.*



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Also in violation of 18 U.S.C. § 2071 (Forbidding the Concealment, Removal, or Mutilation of Federal Records), David Morens sought to conceal records by facilitating “secret back channel” communication between Anthony Fauci and a journalist. According to emails this “back channel” included the topic of Covid-19 pandemic and theories about its origin. Any discussions with Fauci regarding these topics were official records which are illegal to conceal documented in the below e-mail:

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<sup>9</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 18. May 22, 2024. 118<sup>th</sup> Congress.

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-----Original Message-----  
From: Morens, David (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov >  
Sent: Thursday, May 13, 2021 5:17 PM  
To: Keusch, Gerald T [REDACTED]@bu.edu>; Roberts, Rich [REDACTED]@neb.com >  
Cc: Peter Daszak [REDACTED]@ecohealthalliance.org)  
[REDACTED]@ecohealthalliance.org >  
Subject: RE: Early appearance of two distinct genomic lineages of SARS-CoV-2  
in different Wuhan wildlife markets suggests SARS-CoV-2 has a natural  
origin - SARS-CoV-2 coronavirus - Virological

Thanks, Jerry, for speaking to him. I sent him the article you mentioned  
shortly after I saw it, and I have also been talking to Arthur on background  
about this over recent months.

Bravo for what you said, which is pretty much what I have been saying to  
him.

I suggested Arthur try to interview Tony directly and connected him to our  
"secret" back channel. He emailed Tony a few hours ago.

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David Morens also conspired with NIH FOIA director Marge Moore to conceal federal records. Marge Moore reportedly planned to invoke her Fifth Amendment rights if called to testify regarding the Dr. Morens matter.<sup>11</sup>

On Feb 24, 2021, at 9:21 AM, David Morens <[REDACTED]@gmail.com> wrote:

You are right, i need to be more careful. However, as i mentioned once before, i learned from our foia lady here how to make emails disappear after i am foia'd but before the search starts, so i think we are all safe. Plus i deleted most of those earlier emails after sending them to gmail. D

Sent from my iPhone  
David M Morens  
OD, NIAID, NIH

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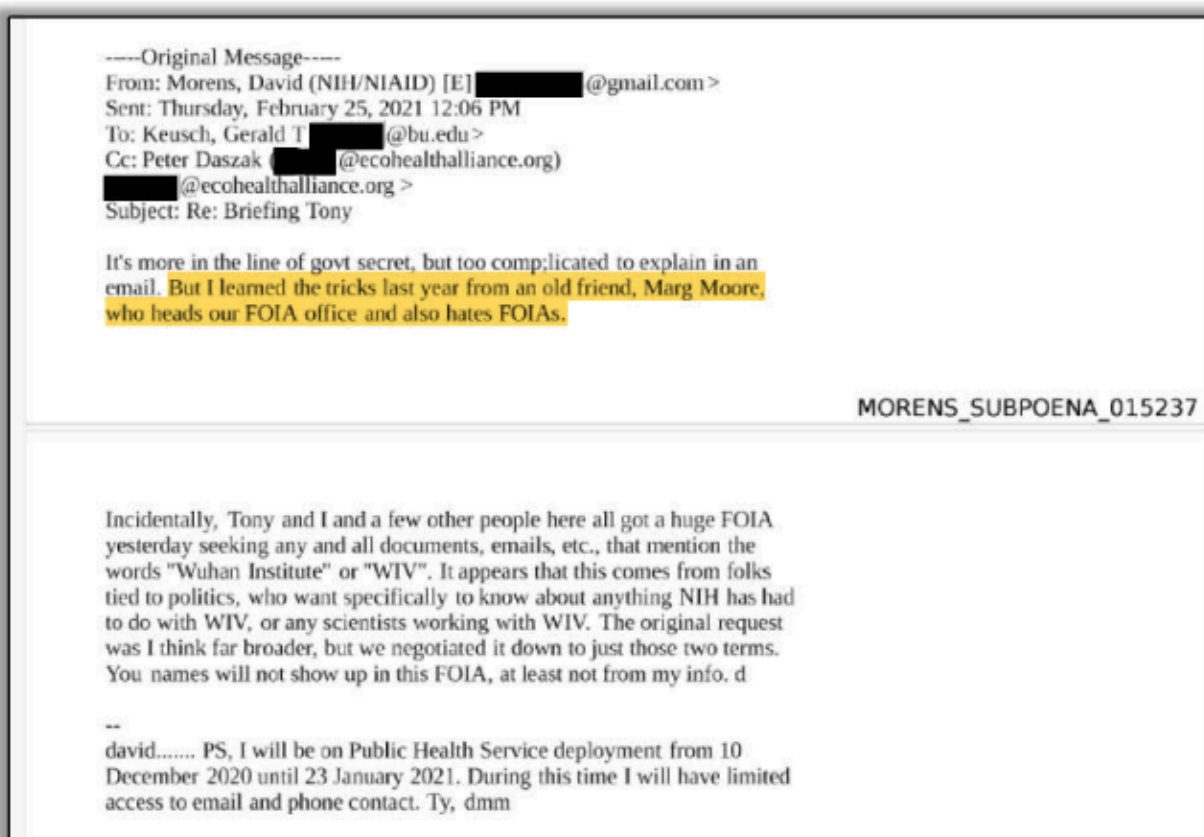
The following communication is the basis that the “foia lady” Morens refers to likely Moore:

<sup>10</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 3. May 22, 2024. 118<sup>th</sup> Congress.

<sup>11</sup> Vigen, William; Jacobs, Ronald. “Letter to The Honorable Chairman Brad Wenstrup, Chair, House Select Subcommittee on the Coronavirus Pandemic.” August 5, 2024.  
<https://oversight.house.gov/wp-content/uploads/2024/09/2024.08.05-Vigen-ltr.-to-Hon.-B.-Wenstrup.pdf>.

<sup>12</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 7. May 22, 2024. 118<sup>th</sup> Congress.

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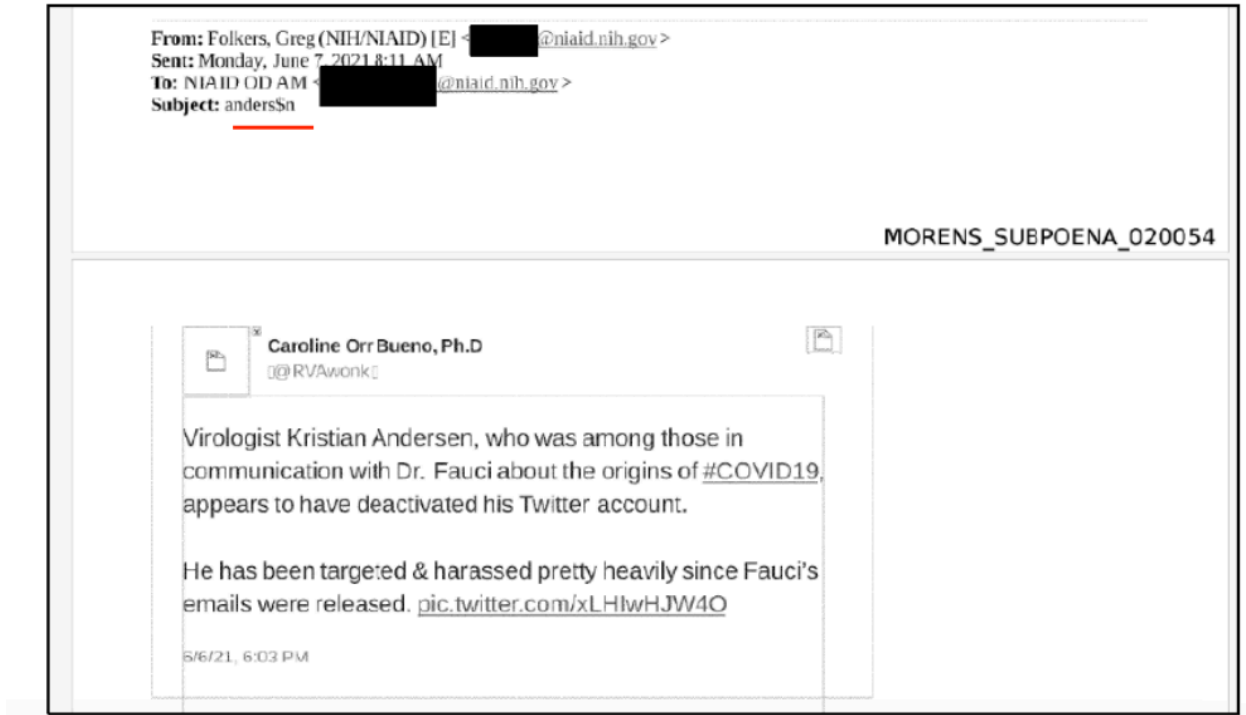
13

Greg Folkers, former-Chief of Staff to Anthony Fauci, sought to conceal federal records by deliberately misspelling key terms that were most likely to be searched as part of FOIA requests related to Covid-19, theories about its origins, and EHA. Evidence revealed that Folkers deliberately misspelling of Andersen (“anders\$n”), the last name of the lead author of an early scientific publication that sought to discredit a lab-origin hypothesis. We recommend that Folkner is interviewed under penalty of 18 U.S.C. § 1001 (False Statements) as to his intent of this misspelling and any other such attempts to circumvent governmental transparency laws. See below misspelled word in the “subject” of the e-mail address.

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<sup>13</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 8. May 22, 2024. 118<sup>th</sup> Congress.

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Also note that Folkers misspelled EcoHealth as “Ec-Health” in the following e-mail:

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<sup>14</sup> Wenstrup, Brad. “Letter to The Honorable Monica M. Bertagnolli, M.D.” Page 3. May 28, 2024. U.S. Congress, House, Select Subcommittee on the Coronavirus Pandemic, Washington, DC. [https://oversight.house.gov/wp-content/uploads/2024/05/2024.05.28-BRW-Letter-to-NIH-Re.-FOIA\\_Redacted.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/2024.05.28-BRW-Letter-to-NIH-Re.-FOIA_Redacted.pdf).

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**From:** Folkers, Greg (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov>  
**Sent:** Friday, June 4, 2021 9:36 PM  
**To:** NIAID OD AM [REDACTED]@niaid.nih.gov>; Billet, Courtney (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov>; Routh, Jennifer (NIH/NIAID) [E] [REDACTED]@nih.gov>; Stover, Kathy (NIH/NIAID) [E] [REDACTED]@nih.gov>  
**Subject:** ASF and all this may come up in interviews

In the recent [Bulletin of the Atomic Scientists](#) article, we have this quote

“It is clear that some or all of this work was being performed using a biosafety standard—biosafety level 2, the biosafety level of a standard US dentist’s office—that would pose an unacceptably high risk of infection of laboratory staff upon contact with a virus having the transmission properties of SARS-CoV-2....”

My understanding is that human coronaviruses including sarbecoviruses are routinely worked at in BSL-2 around the world as are many other viruses that can cause problems for people. The BSL level designation is decided by each country and is not related to perceived pandemic potential but largely to risk to the BSL workers.

For example, BSL-4 designation generally means deadly virus, infectious by aerosol, no vaccine against it, and no treatment for it. So, although rabies is 100% fatal in humans, it can be prevented by a vaccine and prevented by a post exposure serum, and (probably if not totally) not infectious by aerosol, thus it is BSL-2 even though among the deadliest of human viruses. Working with non-human coronaviruses at BSL-2 is widespread since these viruses are not known to infect humans.

David, Alan and others may have additional thoughts.

Attached is a fact sheet that I think comes from [Ec~Health](#)

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Other potential subjects at NIH supported Morens’ and Moore’s work to conceal federal records by using non-official communication channels. An investigation is required to determine if these individuals were aware of the criminal purpose of the scheme.

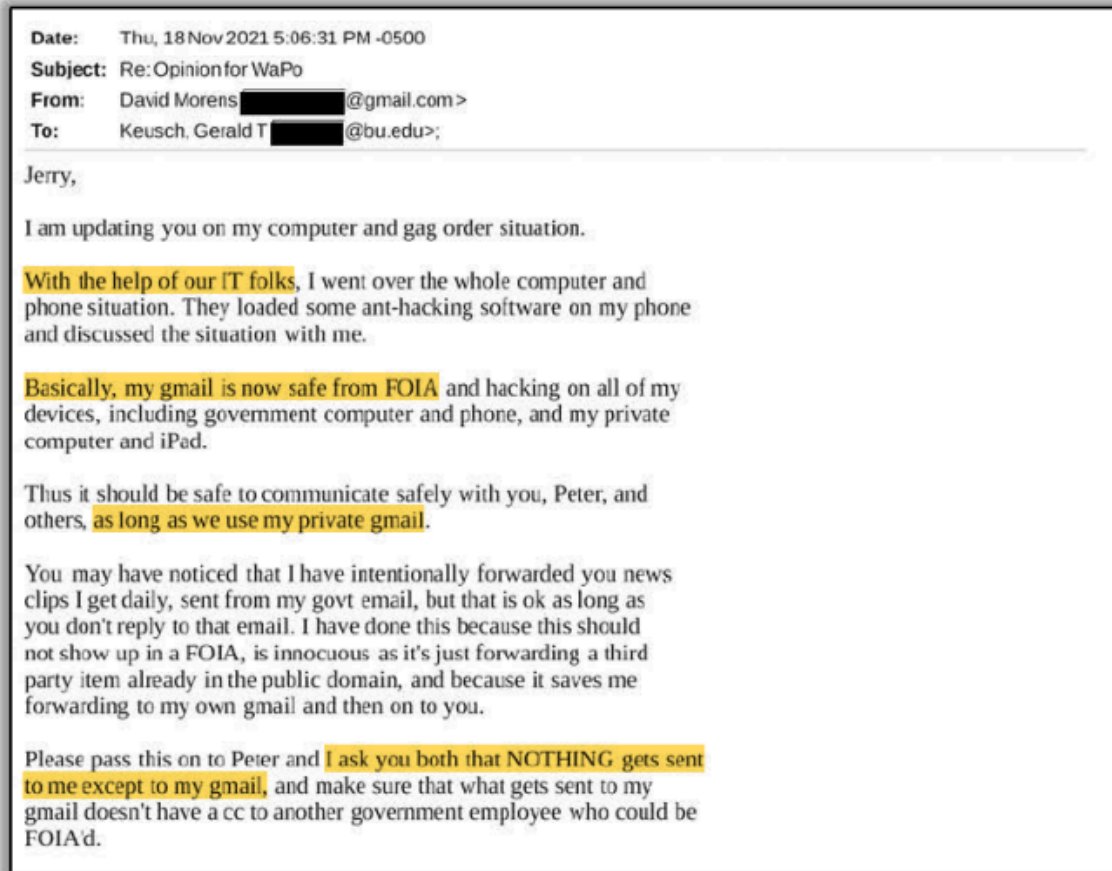
>> On Thu, Nov 11, 2021 at 3:21 PM David Morens [REDACTED]@gmail.com > wrote:  
>>  
>> Jerry, thanks, I will take a look now, and get back to you.  
>>  
>> On another subject I think I have the info and input from IT that I  
>> need to be able to communicate safely using ONLY gmail. More on that  
>> later. david David M. Morens, [REDACTED]  
[REDACTED]  
> [REDACTED]  
>>  
>> [REDACTED]@gmail.com  
>> [REDACTED] (work)  
>> [REDACTED] (cell)

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<sup>15</sup> Wenstrup, Brad. “Letter to The Honorable Monica M. Bertagnolli, M.D.” Page 4. May 28, 2024. U.S. Congress, House, Select Subcommittee on the Coronavirus Pandemic, Washington, DC. [https://oversight.house.gov/wp-content/uploads/2024/05/2024.05.28-BRW-Letter-to-NIH-Re.-FOIA\\_Redacted.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/2024.05.28-BRW-Letter-to-NIH-Re.-FOIA_Redacted.pdf).

<sup>16</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to*

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Theft of Government Property & Disclosure of Confidential Information:

**18 U.S.C. § 641** (Theft or Conversion of Government Property) states the following:

Whoever embezzles, steals, purloins, or knowingly converts to his use or the use of another, or without authority, sells, conveys or disposes of any record, voucher, money, or thing of [value](#) of the United States or of any department or agency thereof, or any property made or being made under contract for the United States or any department or agency thereof; or

Whoever receives, conceals, or retains the same with intent to convert it to his use or gain, knowing it to have been embezzled, stolen, purloined or converted—

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*National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci. Page 8. May 22, 2024. 118<sup>th</sup> Congress.*

<sup>17</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci. Page 7. May 22, 2024. 118<sup>th</sup> Congress.*

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Shall be fined under this title or imprisoned not more than ten years, or both.

**18 U.S.C. § 1905** (Disclosure of Confidential Information) states the following:

Whoever, being an officer or employee of the United States or of any department or agency thereof, any person acting on behalf of the Federal Housing Finance Agency, or agent of the Department of Justice as defined in the [Antitrust Civil Process Act \(15 U.S.C. 1311–1314\)](#), or being an employee of a private sector organization who is or was assigned to an agency under chapter 37 of title 5, publishes, divulges, discloses, or makes known in any manner or to any extent not authorized by law any information coming to him in the course of his employment or official duties or by reason of any examination or investigation made by, or return, report or record made to or filed with, such department or agency or officer or employee thereof, which information concerns or relates to the trade secrets, processes, operations, style of work, or apparatus, or to the identity, confidential statistical data, amount or source of any income, profits, losses, or expenditures of any person, firm, partnership, corporation, or association; or permits any income return or copy thereof or any book containing any abstract or particulars thereof to be seen or examined by any person except as provided by law; shall be fined under this title, or imprisoned not more than one year, or both; and shall be removed from office or employment.

In the instant case, David Morens disclosed to EcoHealth Alliance (EHA), a private recipient of federal funds, internal government communications and documents in which EHA had an interest and by informally advising EHA that their federal funds would be restored. Below, Morens provided Peter Daszak and others at EHA with internal communications concerning NIH's processing of FOIA related to EHA. This included alerting to document

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releases and pauses in the processing of FOIA requests.<sup>18</sup>

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<sup>18</sup> See [https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo\\_Morens-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo_Morens-5.22.pdf) for more documented examples.

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**From:** Moxeus, David (NIH/NIAID) [E] [REDACTED]@gmail.com >  
**Sent:** Sunday, September 5, 2021 1:07 PM  
**To:** Peter Daszak [REDACTED]@ecohealthalliance.org >; Robert Kessler [REDACTED]@ecohealthalliance.org >; Krusch, Jerry [REDACTED]@hhs.edu >  
**Subject:** Fwd: FW: ASF -- foia

Peter, have a stiff drink before you read. But do not worry, this is the new normal and there will be no "there" there.... d

----- Forwarded Message -----

**Subject:** FW: ASF -- foia  
**Date:** Sun, 5 Sep 2021 16:57:49 -0000  
**From:** Moxeus, David (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov >  
**To:** David Moxeus [REDACTED]@gmail.com >; [REDACTED]@gmail.com >

*David*

David M. Moxeus, M.D.  
CAPT, United States Public Health Service  
Senior Advisor to the Director  
Office of the Director  
National Institute of Allergy and Infectious Diseases  
National Institutes of Health  
Building 31, Room 7A-03  
31 Center Drive, MSC 2520  
Bethesda, MD 20892-2520  
[REDACTED] (assistant: Whitney Robinson)

•  
•  
•

**From:** Folkers, Greg (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov >  
**Sent:** Friday, September 3, 2021 9:29 AM  
**To:** NIAID OD AM [REDACTED]@niaid.nih.gov >  
**Subject:** RE: ASF -- foia

Further on FOIA.

900 pages of EcoHealth Alliance grant materials are going out (with redactions) today under a lawsuit with First Look Institute (The Intercept). In OD.

ASF -- I do not think you need to look at this

Also, as folks may be aware, and apropos of my email late last night, Congress does not have to go through the FOIA. So the tranche from last night was not in the usual NIH FOIA channel.

**From:** Folkers, Greg (NIH/NIAID) [E]  
**Sent:** Friday, September 3, 2021 12:09 AM  
**To:** [REDACTED]@niaid.nih.gov >; [REDACTED]@niaid.nih.gov >  
**Subject:** ASF -- foia

We have closely monitored foia document releases with an eye toward items that are new/different/potentially problematic in terms of people using them to cause mischief. Nothing recently has fallen into those categories

NOW -- What is new and will be released soon, perhaps tomorrow

Unredacted emails requested by minority members of House Committee on Oversight and Reform

In OD, please see

[REDACTED] HOCR minority requested emails

ASF I think it would be helpful for you to eyeball all the redacted emails now being released in un-redacted form. For instance, for this entry, look at the top one

[REDACTED] NIH 2157 - 2161  
[REDACTED] NIH 2157 - 2161 redacted

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Moreover, David Morens provided EHA with a document entitled “NIAID SARS-CoV-2 Research Updates.” Morens described this document as a “New NIAID implementation plan”. The document was marked “FOUO” - For Official (Government) Use Only - but was sent by Morens via his personal gmail account. The contents of this document would likely have been materially beneficial to EHA whose federal grants depended on this type of research. This document likely would not have otherwise been available to EHA.

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**Date:** Tue, 28 Apr 2020 6:37:58 AM -0400  
**Subject:** Re: Politico story  
**From:** David Morens [REDACTED]@gmail.com>  
**To:** Keusch, Gerald T [REDACTED]@bu.edu>;  
**CC:** Peter Daszak [REDACTED]@ecohealthalliance.org>; [REDACTED]@dgtwo.com; Aleksei Chmura [REDACTED]@ecohealthalliance.org>  
**Attachments:** NIAID COVID-19 Full Weekly Update 4.27.20.docx

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this and prior email, **re new NIAID implementation plan**, released last night d  
Let me know if you got these docs, am having trouble with home gmail david  
David M. Morens, MD  
Stonehall, No. 800  
8302 Woodmont Avenue  
Bethesda, Maryland 20814

[REDACTED]@gmail.com  
(work)  
(cell)

**IMPORTANT:** My gmail frequently sends incoming messages to Trash, which is apparently not correctable. If you don't hear from me in a reasonable time, please try again, call, or use my NIH email address

**IMPORTANT:** For US Government-related email, please also reply to my NIAID address

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<sup>19</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Pages 11 - 12. May 22, 2024. 118<sup>th</sup> Congress.

<sup>20</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 9. May 22, 2024. 118<sup>th</sup> Congress.

NIH National Institute of Allergy and Infectious Diseases April 27, 2020

**NIAID SARS-CoV-2 Research Updates**

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In violation of 18 U.S.C. § 1905 (Disclosure of Confidential Information), Morens reassured EHA that their funding would be restored and helped EHA to edit their responses to NIH regarding this topic.

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<sup>21</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 10. May 22, 2024. 118<sup>th</sup> Congress.

DRAFT – ATTORNEY CLIENT PRIVILEGED AND CONFIDENTIAL  
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-----Original Message-----

From: David Morens [REDACTED]@gmail.com>  
Sent: Wednesday, April 21, 2021 10:56 AM  
To: Peter Daszak [REDACTED]@ecohealthalliance.org>; Gerald Keusch [REDACTED]@bu.edu>; Rich Roberts [REDACTED]@neb.com>; Robert Kessler [REDACTED]@ecohealthalliance.org>; Aleksei Chmura [REDACTED]@ecohealthalliance.org>  
Subject: Zoom meeting with Tony tomorrow

Peter, i am on leave in Florida for my [REDACTED] graduation from [REDACTED]

Tomorrow at 130 i will be having a zoom call with Tony to tip him off on some of the info you sent in your recent email

I want to be sure about what info or docs you would or would not want me to share

[Peter Daszak:] Any and all

Other than what i see on tv, the jousting with Rand Paul and Jim Jordan, for example, i do not know how much of this Tony is aware of. To my knowledge he doesn't share it with anyone up here

I think issues he will be most concerned about are not your grant, although i add i am sure he would do anything he could to restore the funds and get the hellhounds of your back, but rather 1) the possibility that people like Rep Rodgers and her committee are about to turn up the heat and put Tony, personally, in their crosshairs, and 2) the possibility the NIH funded scientists or other esteemed scientists, are in cahoots with politicians wanting to attack him or niaid

[Peter Daszak:] agreed

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<sup>22</sup> E-Mail from David Morens, M.D., Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'lnsts. of Health, to Peter Daszak, Ph.D., et. Al. (Apr. 21, 2021) (BU02527).

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From: Morens, David (NIH/NIAID) [E] [REDACTED]@gmail.com >  
Sent: Monday, March 29, 2021 1:08 PM  
To: Peter Daszak [REDACTED]@ecohealthalliance.org >; Keusch, Jerry [REDACTED]@bu.edu >; Roberts, Rich [REDACTED]@ncb.com >  
Cc: Aleksei Chmura [REDACTED]@ecohealthalliance.org >  
Subject: Re: Response to Michael Lauer letters

EXTERNAL SENDER

Peter, attached some edits for consideration. In general I think it makes the right points and presents a strong case. My comments are mostly minor word-smithing, plus clarifying and simplifying as much as possible, since this will probably be read by Lauer but will perhaps be leaked and read by many others.  
david

On 3/29/2021 2:10 AM, Peter Daszak wrote:

Hi Jerry, David, and Rich

I can't remember which of you offered to review our draft response to Michael Lauer at NIH, but it would be very helpful if one of you could. I'm sending it to my pro bono lawyers as well, and they'll rip into it, but your advice and edits (using track changes) would be most helpful...

By the way, the WHO report comes out Tuesday morning our time (I think).

I'll have a final draft version tomorrow that I'll try to get out to you early.

Cheers,

Peter

23

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<sup>23</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 19. May 22, 2024. 118<sup>th</sup> Congress.

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**From:** Morens, David (NIH/NIAID) [E] [REDACTED]@niaid.nih.gov>  
**Sent:** Thursday, August 27, 2020 7:54 PM  
**To:** Peter Daszak [REDACTED]@ecohealthalliance.org>; Gerald Keusch [REDACTED]@bu.edu>  
**Subject:** Fwd: STAT: NIH awards \$7.5 million grant to EcoHealth Alliance, months after uproar over political interference

Ahem.... do i get a kickback??? Too much fooking money! DO you deserve it all? Let's discuss.... Seriously, this is great news. Well deserved..., There is still justice in a Trump-infected universe.... d

Sent from my iPhone  
David M Morens  
OD, NIAID, NIH  
Begin forwarded message:

**From:** "Folkers, Greg (NIH/NIAID) [E]" [REDACTED]@niaid.nih.gov>  
**Date:** August 27, 2020 at 18:04:15 EDT

MORENS\_SUBPOENA\_001157

**To:** NIAID COGCORE [REDACTED]@mail.nih.gov>, NIAID OCGR Leg [REDACTED]@mail.nih.gov>, NIAID OD AM [REDACTED]@niaid.nih.gov>  
**Subject:** STAT: NIH awards \$7.5 million grant to EcoHealth Alliance, months after uproar over political interference

NIH awards \$7.5 million grant to EcoHealth Alliance, months after uproar over political interference

24

*Comment: The Select Subcommittee on the Coronavirus Pandemic could not find evidence to support that any kickback was ever paid, and Morens stated that the reference to a "kickback" was a joke.<sup>25</sup>*

### False Statemetns

**18 U.S.C. § 1001(b)(2)** (False Statements) states the following:

(a) Except as otherwise provided in this section, whoever, in any matter within the jurisdiction of the executive, legislative, or judicial branch of the Government of the United States, knowingly and willfully—

(1) falsifies, conceals, or covers up by any trick, scheme, or device a material fact;

<sup>24</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 31. May 22, 2024. 118<sup>th</sup> Congress.

<sup>25</sup> (For more examples, See [https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo\\_Morens-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/SSCP-Staff-Memo_Morens-5.22.pdf).)

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(2)makes any materially false, fictitious, or fraudulent statement or representation; or  
(3)makes or uses any false writing or document knowing the same to contain any materially false, fictitious, or fraudulent statement or entry;  
shall be fined under this title, imprisoned not more than 5 years or, if the offense involves international or domestic terrorism (as defined in [section 2331](#)), imprisoned not more than 8 years, or both. If the matter relates to an offense under chapter 109A, 109B, 110, or 117, or section 1591, then the term of imprisonment imposed under this section shall be not more than 8 years.

(b)Subsection (a) does not apply to a party to a judicial proceeding, or that party’s counsel, for statements, representations, writings or documents submitted by such party or counsel to a judge or magistrate in that proceeding.

(c) With respect to any matter within the jurisdiction of the legislative branch, subsection (a) shall apply only to—

(1)administrative matters, including a claim for payment, a matter related to the procurement of property or services, personnel or employment practices, or support services, or a document required by law, rule, or regulation to be submitted to the Congress or any office or officer within the legislative branch; or

(2)*any investigation or review, conducted pursuant to the authority of any committee, subcommittee, commission or office of the Congress, consistent with applicable rules of the House or Senate.*

David Morens denied to Congress, under penalty of perjury, discussing EHA with Anthony Fauci. However many emails between Morens and EHA attest to these conversations. This is a clear violation of federal law under the perjury statutes.

942 Q. So you recalled one conversation with

943 Dr. Fauci that was specific to origins.

944 Do you recall any conversations with him  
945 specific to EcoHealth?

946 A. I don't.

947 Q. Any specific conversations with him specific  
948 to the Wuhan Institute?

949 A. No.

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<sup>26</sup> U.S. Congress, House, Subcommittee on the Coronavirus Pandemic. *Interview of: Dr. David Morens*. Page 41. <https://oversight.house.gov/wp-content/uploads/2024/04/Morens-TI-Transcript-2.pdf>. 118<sup>th</sup> Congress.

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**Date:** Sun, 26 Apr 2020 11:46:46 AM -0400  
**Sent:** Sun, 26 Apr 2020 11:46:45 AM -0400  
**Subject:** Re: PLEASE READ -- Re: Please read and acknowledge receipt -- Actions needed regarding 2R01A110964-06  
**From:** David Morens [REDACTED]@gmail.com >  
**To:** Peter Daszak [REDACTED]@ecohealthalliance.org > [REDACTED]@bu.edu;

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Jerry and Peter,

This is sent from my gmail account. Please send all replies here To gmail

I have let Tony know but have not spoken to him directly. There are things I can't say except Tony is aware and I have learned that there are ongoing efforts within NIH to steer through this with minimal damage to you, Peter, and colleagues, and to nih and niaid. No guarantees, but let us hope. I imagine this will be handled at the level of Francis and Tony, within nih, and I don't expect to be in the loop.

27

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**From:** Peter Daszak [REDACTED]@ecohealthalliance.org >  
**Sent:** Saturday, April 25, 2020 9:28 PM  
**To:** Keusch, Gerald T [REDACTED]@bu.edu >  
**Cc:** Aleksei Chmura [REDACTED]@ecohealthalliance.org >; David Morens [REDACTED]@niaid.nih.gov) [REDACTED]@niaid.nih.gov >  
**Subject:** RE: PLEASE READ -- Re: Please read and acknowledge receipt -- Actions needed regarding 2R01A110964-06  
**Importance:** High

Jerry – great to read this – thanks for your support.

I also spoke with David Morens today who was equally shocked and said this has never happened. He also said there are influential people who would come to our defense at the right moment. In the meantime, he's going to talk with Greg Folkers (Chief of Staff for Tony Fauci) to find out if Tony knows, and why it happened. He's then going to let Tony know. I think you and him are on the same page in that you're both right that this is a clear political interference in NIH business. Trump said at his press briefing Friday 17<sup>th</sup> that he would 'end' the grant, and one week later I got the termination notice from NIH.

28

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<sup>27</sup> E-Mail from David Morens, M.D., Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'l Insts. of Health, to Peter Daszak, Ph.D., (Apr. 26, 2020) (Morens\_Subpoena\_011613).

[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf).

<sup>28</sup> E-Mail from David Morens, M.D., Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'l Insts. of Health, to Gerald Keusch, M.D., (Nov. 18, 2021) (Morens\_Subpoena\_011615).

[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf).

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On Tuesday and again today I had face to face meetings with Tony to discuss science issues. He seems much

MORENS\_SUBPOENA\_0147

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less alarmed and even a bit philosophical about the whole thing. He asked how Peter was doing, as he often does, and seemed to commiserate with him to a degree.

You may be amused at the following aside that was a big surprise to me. He was asking my opinion about what is wrong with CDC and in the process said, out of the blue, that it was HE who got Rochelle Wolensky her job as CDC director by lobbying for her to Ron Klain.

Well, she does wear a skirt... I poured a little cold water on her but he was undeterred in thinking she is the cat's pajamas....

His main interest at the moment is making "universal" coronavirus vaccines, the COVID-19 end game, and things related to COVID immunity.

He's asked me to co-write with him 2 or 3 papers on these subjects, this being in the context of giving him ideas to communicate in his weekly WH press conferences and meeting with Biden's higher ups on a regular basis, plus being on TV.

Please give my best wishes to you-know-who david David M. Morens, [REDACTED]

29

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<sup>29</sup> E-Mail from David Morens, M.D., Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'l Insts. of Health, to Gerald Keusch, M.D., (Nov. 18, 2021) (Morens\_Subpoena\_014739).  
[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf).

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**From:** Peter Daszak <[REDACTED]@ecohealthalliance.org >  
**Sent:** Wednesday, April 21, 2021 12:41 PM  
**To:** David Morens <[REDACTED]@gmail.com >; Keusch, Gerald T <[REDACTED]@bu.edu >; Rich Roberts <[REDACTED]@neb.com >; Robert Kessler <[REDACTED]@ecohealthalliance.org >; Aleksei Chmura <[REDACTED]@ecohealthalliance.org >  
**Subject:** RE: Zoom meeting with Tony tomorrow  
**Importance:** High

Thanks for the email David - comments below. Also please see the attached

MORENS\_SUBPOENA\_019658

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word doc with links to some of the political actions that I'm concerned about. Tell Tony that this is very early days, with most of these coming from the Right, and many that can be headed off at the pass by positive outreach to Democrats, which I believe people will be doing.

30

When i speak with Tony i do not want to step into the politics of all this, as that's not my job and he wouldn't want me to. If he needs further info it might be best to connect you two, in an off the record manner. Would that be OK? We are getting FOIA'd non stop, so it's most important that Tony not have anything on the record that could come back to bite [Peter Daszak:] Totally agree. Tell him I'm happy to speak with him at any time and will do so in a way that's not FoIA-ble. One thing I could do is either on a zoom call or by sending you a document, is lay out responses to

31

[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf)

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<sup>30</sup> E-Mail from Peter Daszak P.hD., to David Morens, M.D. Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'l Insts. of Health, (Apr. 21, 2021) (Morens\_Subpoena\_019658).  
[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf).

<sup>31</sup> E-Mail from Peter Daszak P.hD., to David Morens, M.D. Senior Advisor, Nat'l Inst. Of Allergy & Infectious Diseases, Nat'l Insts. of Health, (Apr. 21, 2021) (Morens\_Subpoena\_019662).  
[https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs\\_Morens-Memo-5.22.pdf](https://oversight.house.gov/wp-content/uploads/2024/05/Underlying-Docs_Morens-Memo-5.22.pdf).

On Jun 28, 2021, at 4:10 PM, Morens, David (NIH/NIAID) [E] [REDACTED]@gmail.com wrote:

Sorry! On 18 April 2020, Peter Daszak emailed me and Tony, congratulating Tony on standing up for science. That email somehow fell into the hands of the Congressman, probably via a FOIA of someone who didn't delete it, as I did (delete all of Peter's emails and others relating to origin) when the shit

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**BOSTON UNIVERSITY CONFIDENTIAL TREATMENT REQUESTED**

started hitting the fan.

Anyway the Congressman got a copy of Peter D's email from someone at NIH, and he now wants to get any reply Tony and I or anyone else may have sent back to Peter. Mine was erased long ago ( I verified that today) and I feel pretty sure Tony's was too. The best way to avoid FOIA hassles is to delete all emails when you learn a subject is getting sensitive... In any case, there is nothing here except opportunities to hassle, harrass, and huff and puff....

d

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David Morens also denied, under penalty of perjury, conducting official business for Daszak of EHA over gmail. He also denied discussing questions of Covid-19 origin or EHA over gmail. However multiple emails produced by subpoena, including a subset of those in this document, show this statement to be false:

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<sup>32</sup> United States, Congress, House, Select Subcommittee on the Coronavirus Pandemic. *Staff Memorandum: Allegations of Wrongdoing and Illegal Activity by Dr. David Morens, Senior Advisor to National Institute of Allergy and Infectious Diseases former-Director, Dr. Anthony Fauci*. Page 3. May 22, 2024. 118<sup>th</sup> Congress.

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1117 Q. Do you recall if you ever conducted any  
1118 official business with Dr. Daszak over your Gmail?

1119 A. Over my Gmail, no, I'm sure I never did.

1120 Q. Do you recall if you conducted official  
1121 business over your Gmail at all?

1122 A. I don't think I ever did. Certainly I would  
1123 have remembered. I wouldn't do that.

1124 Q. Do you recall conversations on your Gmail  
1125 regarding some of the topics that we talked about today,  
1126 origins, EcoHealth, beyond the kind of like personal  
1127 matters --

1128 A. I mean, I don't recall anything --

1129 Mr. Belevetz. Wait for the full question  
1130 before you answer.

1131 BY MR. BENZINE:

1132 Q. (Continuing) -- EcoHealth, beyond the personal  
1133 items that you just talked about or the WIV over your  
1134 Gmail with anyone?

1135 A. No, I don't think I ever did that.

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<sup>33</sup> U.S. Congress, House, Subcommittee on the Coronavirus Pandemic. *Interview of: Dr. David Morens*. Page 56 - 57. <https://oversight.house.gov/wp-content/uploads/2024/04/Morens-TI-Transcript-2.pdf>