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02/22/2011

Nanette M. Downing, Director, EO Examinations
Department of Treasury - Internal Revenue Service
MC 4910 DAL 1100 Commerce ST
Dallas, TX 75242

RE: Addendum to form 13909 AIPAC complaint acknowledged by the IRS on December 2, 2010

Dear Nanette M. Downing,

On December 2, 2010 the IRS acknowledged receipt (Attachment A) of our 1,389 page "13909" complaint about the American Israel Public Affairs Committee (EIN 53-0217164). The complaint references declassified law enforcement and court documents that substantiate violations of IRS regulations governing 501(c)(4) organizations. The December 2, 2010 IRS letter states, "If, at a later date, you have additional information that you believe is relevant to this matter, please attach a copy of this letter to the information and send it to the address shown above."

Attached is a December 30, 2010 plaintiff court filing (Attachment B) from the Steven J. Rosen v American Israel Public Affairs Committee defamation lawsuit, currently in pretrial proceedings.¹ Steven J. Rosen is a former top official of AIPAC. The filing is his response to AIPAC's request that he return AIPAC documents in his possession. Rosen's court filing substantiates the following classified information was obtained and circulated by AIPAC and/or its officials over a 20 year period:

1. A "secret National Security Decision Directive #99 calling on the Armed Services and Secretary of Defense to explore the potential for stepped-up strategic cooperation." (Attachment B #3, highlighted in red).
2. AIPAC's possession of an FBI investigation of Libyan donations to African American activists. (Attachment B #4, highlighted in red)
3. A press clipping about AIPAC's receipt of a 300 page classified trade document. (Attachment B #6, #7 highlighted in red).
4. Reference to an AIPAC report that executive lobbying would inevitably result in "contact with government secrets." (Attachment B #8, highlighted in red).
5. US signals intelligence obtained by an AIPAC board member and used in lobbying. (Attachment B #9, highlighted in red).
6. Documentation of AIPAC receipt of classified annual arms briefings. (Attachment B #10, highlighted in red)

¹ Superior Court of the District of Columbia, Civil Actions Branch, case number 2009 CA 001256 B, Steven J. Rosen v American Israel Public Affairs Committee, Inc, et.al.

7. AIPAC lobbyist receipt of classified information about Khartoum. (Attachment B #23, highlighted in red).
8. AIPAC employee receipt of classified information about US understandings with Saudi Arabia, and intelligence about Osama bin laden, Hamas, Hezbollah. (Attachment B #26, highlighted in red).
9. Internal AIPAC memo about how to deal with criminal investigations into AIPAC's possession of classified information. (Attachment B #30, highlighted in red).
10. Email between Steve Rosen and legal counsel about AIPAC receipt of classified information about Libya. (Attachment B #31, highlighted in red).

As stated in our complaint the IRS received on December 2, AIPAC is not, and has never been, authorized to receive US government classified information. Their documented possession in DC Superior Court over a 20 year period of such information is the equivalent of a "fence" being found by police in possession of stolen goods. AIPAC's ongoing solicitation, receipt and circulation of classified information is additional evidence that AIPAC is not a bona fide social welfare organization and should retroactively lose its tax exempt status.

Sincerely,

A handwritten signature in black ink, appearing to read "Grant F. Smith", with a long horizontal stroke extending to the right.

Grant F. Smith
Director of Research