

FW: [EXTERNAL] RE: OIG Investigation: USSS Missing Polygraph Audio

[REDACTED] [REDACTED] <[REDACTED]>

Wed 6/20/2018 1:30 PM

[REDACTED] <[REDACTED]>

From: Benedict, Michael [mailto:michael.benedict@oig.dhs.gov]

Sent: Monday, June 18, 2018 10:30 AM

To: [REDACTED] [REDACTED] <[REDACTED]>; Redmond, Michael <michael.redmond@oig.dhs.gov>

Cc: Tom Gagliardo <tomgagliardo@gmail.com>

Subject: [EXTERNAL] RE: OIG Investigation: USSS Missing Polygraph Audio

Mr. [REDACTED]

Thank you for your email. I received the court related documents. I am still working on gathering additional materials and I hope to receive these remaining items soon. Once I have them I will schedule more time to discuss them with you.

Thank you for forwarding the information Mr. Gagliardo received from the other examinee. I would encourage the individual to report any misconduct or criminal activity that they are aware of to the DHS OIG so it can be investigated. The individual can call our Hotline at 1-800-323-8603 or file a report online at <https://www.oig.dhs.gov/hotline>.

If the individual would be more comfortable speaking with me directly, please feel free to provide them my contact information.

Michael T. Benedict
Senior Special Agent
Special Investigations Division
Office of Inspector General
U.S. Department of Homeland Security
202-632-0207 (O)
202-834-3099 (C)

From: [REDACTED] [REDACTED] <[REDACTED]>

Sent: Wednesday, June 13, 2018 3:42 PM

To: Benedict, Michael <michael.benedict@oig.dhs.gov>; Redmond, Michael <michael.redmond@oig.dhs.gov>

Cc: Tom Gagliardo <tomgagliardo@gmail.com>

Subject: OIG Investigation: USSS Missing Polygraph Audio

Importance: High

Mr. Benedict and Mr. Redmond,

I wanted to get back with you on some action items from our last meeting in Mr. Gagliardo's office.

I have looked for any Lafayette Software computer files related to my polygraph exam provided by USSS. It looks like USSS only provided us paper copies of the examination. Do you know the extension of the files you would like for me to search for? We provided the original CD/DVD that USSS provided to us with the Audio Files to Judge Eates. You may want to ask Judge Eates for a copy of that CD/DVD in the event they were on that CD/DVD and we

did not copy them. I know you wanted to compare what USSS provided to us versus what USSS provides to OIG to see if they would be the same. Unfortunately, the USSS attorney, Mr. Giballa, considers the production of any materials from us to OIG in this matter as a violation of the Judge's protective order, and the Judge has not given us permission to provide you with anything.

Also, my Attorney Mr. Gagliardo was contacted by another individual who claims to have undergone a polygraph from Agent Ripperger in May 2014 and "had a similar experience with the same unethical/illegal behavior regarding past mental health treatment." This individual alludes to the fact in their email that there exists recordings of Agent Ripperger making said comments to him, and a recording proving that her immediate supervisor was made aware of her behavior at the time. This individual further goes on to state "What Ripperger did frustrates me because she is supposed to be the Paragon of integrity and then abuses her access to PII/PHI... Repeatedly... And she can also lie under oath about it and destroy evidence..." In a second email to Mr. Gagliardo this individual explicitly states "The moment I met her I had a bad feeling, so I left my cell on recording. While it was outside the room in my bag it recorded her saying it. So this is more than a he said/she said and it doesn't matter if they tampered with the recording on their side. If my recording was tampered with then I think it shows a potential pattern of behavior on their part to conceal wrongdoing."

Last, it was suggested by Mr. Redmond during our first meeting that the audio distortion on my polygraph recording might be caused by "flapping papers from a fan" on a table in front of the microphone. I think this is highly unlikely for several reasons. First, who would let the papers flap on the table for over 45 minutes (and wouldn't the papers just blow off the table)? If papers were flapping that loudly for a significant portion of the exam, why would an examiner allow such a distraction during an exam? Last, I have no recollection of either a fan or flapping papers in the exam room. If OIG has not already done so, I suggest they send the recording provided by USSS to an Audio Forensic Expert for enhancement and analysis. Doing so avoids the appearance of any impropriety, and can provide a much more definitive set of probabilities as to if this recording is really the untouched original, if sections of the recordings were tampered with, or if sections of the recordings were replaced with outright fabrications.

I know that both of you wanted to talk with myself and Mr. Gagliardo a second time at a later period after gathering more evidence, and I look forward to talking with you again at a later time. I will also continue to search for any Lafayette Software computer files in the event I have misplaced them and the Judge or USSS will provide us permission to make them available to you for comparison to what USSS provides to OIG.

Sincerely,

[REDACTED]

[REDACTED]
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"Always tell the truth quickly. Unlike wine, bad news doesn't get better with age."

- Colonel Kelly NJSP