



United States Marshals Service

Chapter 373

[fma.usmarshals@gmail.com](mailto:fma.usmarshals@gmail.com)

July 11, 2022

The Honorable Richard J. Durbin  
Chairman  
Senate Judiciary Committee  
711 Hart Senate Office Building  
Washington, D.C. 20510

The Honorable Charles E. Grassley  
Ranking Member  
Senate Judiciary Committee  
135 Hart Senate Office Building  
Washington, D.C. 20510

**SUBJECT:** **UPDATE** – Freedom of Information Act (FOIA) disclosure reveals nearly \$1 million in executive bonuses and cash awards paid at the U.S. Marshals Service (USMS)

Dear Chairman Durbin and Ranking Member Grassley:

On April 25, 2022, we wrote to you expressing our concerns with the timely processing of FOIA requests at USMS.<sup>1</sup> We have seen no improvement, with some responses to simple requests still taking an unreasonably long period of time that can exceed more than 6 months. This stands in the way of enabling citizens to understand the operations of government and hold public servants accountable.

Regarding the subject matter of this letter, we shared with you that we appealed the April 19th decision by USMS to redact certain information from a response that took **more than 5 months** to receive. On June 27th, we were notified by the U.S. Department of Justice, Office of Information Policy—following its review of our appeal—it was remanding our request to USMS for further processing.<sup>2</sup> On July 1st, or **more than 8 months** from the date of our original request, we were provided unredacted copies of the tables reflecting bonuses and cash awards

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<sup>1</sup> <https://fedmanagers.org/?bid=23&issuepage=2248>

<sup>2</sup> Letter from Daniel Castellano to Jason Wojdylo, June 27, 2022 [Exhibit 1]

paid to USMS executives, data that should have been released without unnecessary and seemingly intentional delay.<sup>3</sup>

FOIA is designed to provide Americans with information about our government. It raises serious questions about compliance by USMS with the provisions of the law, and equally how Attorney General Merrick Garland’s new FOIA Guidelines are being applied.<sup>4</sup> At the time he released the standards he said, “Timely disclosure of records is also essential to the core purpose of FOIA.”<sup>5</sup>

We reiterate our call for the Senate Judiciary Committee to continue to provide comprehensive and deliberative oversight of USMS and in its administration of FOIA, **to include its imparted delays with responses and the improper use of non-qualifying exemptions to redact information that should be released under the law.** Otherwise, USMS may continue to flout the regulation, without consequence. Others may likely accept redactions the Agency makes from documents at face value and not challenge USMS practices of contriving its own exemption rules.

We also again ask that you consider introducing legislation that would require all Government agencies to post annual SES bonus and cash award details on their public websites. This practice would be consistent with visibility of compensation packages of corporate executives—including their bonuses—that are widely available for publicly-traded companies.

We share the Committee’s interest in FOIA compliance. Yet it seems clear USMS does not.

Sincerely,

*Dave Barnes*

Dave Barnes  
President

*Jason R. Wojdylo*

Jason R. Wojdylo  
Vice-President for  
Law Enforcement Operations

cc: All U.S. Marshals Service Employees

The Honorable Lisa O. Monaco  
Deputy Attorney General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530-0001

The Honorable Michael E. Horowitz  
Inspector General  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530-0001

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<sup>3</sup> FY 2019, 2020, and 2021 tables, as originally redacted on April 19, 2022, and unredacted on July 1, 2022 [Exhibit 2] and [Exhibit 3]

<sup>4</sup> <https://www.justice.gov/opa/pr/attorney-general-merrick-b-garland-issues-new-foia-guidelines-favor-disclosure-and>

<sup>5</sup> <https://www.justice.gov/ag/page/file/1483516/download>

The Honorable Gene L. Dodaro  
Comptroller General  
Government Accountability Office  
441 G Street, N.W.  
Washington, D.C. 20548

The Honorable Ronald L. Davis  
Director  
U.S. Marshals Service  
Washington, D.C. 20530-0001

Ms. Alina M. Semo  
Director, Office of Government Information Services  
National Archives and Records Administration  
8601 Adelphi Road  
College Park, MD 20740-6001

Mr. Bobak Talebian  
Director, Office of Information Policy  
U.S. Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, D.C. 20530-0001

Mr. James R. McTigue, Jr.  
Director, Strategic Issues  
Government Accountability Office  
441 G Street, N.W.  
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Government Executive  
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# Exhibit 1



**U.S. Department of Justice**  
Office of Information Policy  
Sixth Floor  
441 G Street, NW  
Washington, DC 20530-0001

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Telephone: (202) 514-3642

June 27, 2022

Jason Wojdylo

fma.usmarshals@gmail.com

Re: Appeal No. A-2022-01166  
Request No. 2022-USMS-  
000111  
DRC:AMF

**VIA: Email**

Dear Jason Wojdylo:

You appealed from the action of the United States Marshals Service (USMS) on your Freedom of Information Act (FOIA) request for access to records concerning: (1) performance award (bonus) for each career executive within the Senior Executive Service (SES), current and former, for the most three recent appraisal periods; (2) any Presidential Rank Award to any career executive within SES, current and former, for the most recent three appraisal periods; and (3) any cash awards to any career executive within SES, current and former, for most three recent appraisal periods. I note that your appeal concerns the withholdings applied to the responsive records, as well as the adequacy of the search.

After carefully considering your appeal, and as a result of discussions between USMS personnel and this Office, I am remanding your request to USMS for further processing of the responsive records. If USMS determines that additional records are releasable, it will send them to you directly, subject to any applicable fees. You may appeal any future adverse determination made by USMS. If you would like to inquire about the status of this remanded request or to receive an estimated date of completion, please contact USMS directly at 703-740-3943. I am otherwise affirming USMS's action on this request. As to your appeal concerning the adequacy of USMS's search for responsive records subject to the FOIA, I have determined that USMS's response was correct and that it conducted an adequate, reasonable search for such records. USMS searched the locations where records were likely to be found. USMS provided records responsive to Parts One and Three of your request to you. USMS did not find any responsive records for Part Two of your request. The search was adequate and reasonable.

Please be advised that this Office's decision was made only after a full review of this matter. Your appeal was assigned to an attorney with this Office who thoroughly reviewed and

analyzed your appeal, your underlying request, and the action of USMS in response to your request.

If you are dissatisfied with my action on your appeal, the FOIA permits you to file a lawsuit in federal district court in accordance with 5 U.S.C. § 552(a)(4)(B).

For your information, the Office of Government Information Services (OGIS) offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; email at [ogis@nara.gov](mailto:ogis@nara.gov); telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769. If you have any questions regarding the action this Office has taken on your appeal, you may contact this Office's FOIA Public Liaison for your appeal. Specifically, you may speak with the undersigned agency official by calling (202) 514-3642.

Sincerely,

X *Daniel Castellano*

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Daniel Castellano,  
Associate Chief, for  
Matthew W. Hurd,  
Chief, Administrative Appeals Staff

# Exhibit 2

Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
WHITE, DARRELL H	USMS	\$15,000.00	
ROBINSON, ROBERTO I	USMS	\$18,000.00	
TYLER, JEFFREY R	USMS	\$18,000.00	
DRISCOLL, DERRICK D	USMS	\$22,500.00	
(b)(6), (b)(7)(C)	USMS	\$22,500.00	
(b)(6), (b)(7)(C)	USMS	\$22,500.00	
O BRIEN, HOLLEY B	USMS	\$22,500.00	
DICKINSON, LISA M	USMS	\$18,000.00	
VIRTUE, TIMOTHY R	USMS	\$18,000.00	
BROWN, SHANNON B	USMS	\$18,000.00	
CAMPBELL KRIEGER, DIANNE M	USMS	\$16,500.00	
O HEARN, DONALD P	USMS	\$12,366.00	
(b)(6), (b)(7)(C)	USMS	\$12,000.00	
MATHIAS, KARL S	USMS	\$12,000.00	
(b)(6), (b)(7)(C)	USMS	\$12,000.00	
AUERBACH, GERALD	USMS		\$9,500.00
O BRIEN-ROGAN, CAROLE A	USMS		\$9,500.00



Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
BROSHOW, BRENT	USMS	\$10,000	N/A
BROWN, SHANNON B	USMS	\$18,000	N/A
(b)(6), (b)(7)(C)	USMS	\$12,000	N/A
CAMPBELL, DIANNE M	USMS	\$22,145	N/A
DICKINSON, LISA M	USMS	\$18,000	N/A
DRISCOLL, DERRICK D	USMS	\$26,000	N/A
(b)(6), (b)(7)(C)	USMS	\$0	N/A
MATHIAS, KARL S	USMS	\$14,000	N/A
O BRIEN, HOLLEY B	USMS	\$26,000	N/A
O BRIEN-ROGAN, CAROLE A	USMS	\$12,000	N/A
O HEARN, DONALD P	USMS	\$18,000	N/A
PETERSON, AMANDA	USMS	\$0	N/A
ROBINSON, ROBERTO I	USMS	\$26,000	N/A
SHEEHAN, JOHN P.	USMS	\$16,000	N/A
SMITH, ANDREW C.	USMS	\$16,000	N/A
TYLER, JEFFREY R	USMS	\$26,000	N/A
VIRTUE, TIMOTHY R	USMS	\$18,000	N/A
WALKER, HEATHER	USMS	\$0	N/A
WHITE, DARRELL H	USMS	\$18,000	N/A

Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
BRANDT, ROBERT	USMS	\$0	N/A
BROSHOW, BRENT L	USMS	\$17,000	N/A
BROWN, SHANNON B	USMS	\$20,000	N/A
(b)(6), (b)(7)(C)	USMS	\$17,000	N/A
CAMPBELL, DIANNE M	USMS	\$18,500	N/A
DICKINSON, LISA M	USMS	\$20,000	N/A
KELLY, RICHARD T	USMS	\$18,500	N/A
MATHIAS, KARL S	USMS	\$20,000	N/A
O BRIEN, HOLLEY B	USMS	\$28,224	N/A
O BRIEN-ROGAN, CAROLE A	USMS	\$17,000	N/A
O HEARN, DONALD P	USMS	\$28,224	N/A
PETERSON, AMANDA M	USMS	\$11,500	N/A
PITTELLA, MARK PAUL	USMS	\$10,000	N/A
ROBINSON, ROBERTO I	USMS	\$28,224	N/A
SHEEHAN, JOHN P	USMS	\$20,000	N/A
SMITH, ANDREW C	USMS	\$0	N/A
(b)(6), (b)(7)(C)	USMS	\$0	N/A
TYLER, JEFFREY R	USMS	\$28,224	N/A
VIRTUE, TIMOTHY R	USMS	\$17,000	N/A
WALKER, HEATHER	USMS	\$15,500	N/A
(b)(6), (b)(7)(C)	USMS	\$0	N/A

# Exhibit 3

Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
WHITE, DARRELL H	USMS	\$15,000.00	
ROBINSON, ROBERTO I	USMS	\$18,000.00	
TYLER, JEFFREY R	USMS	\$18,000.00	
DRISCOLL, DERRICK D	USMS	\$22,500.00	
HACKMASTER, NELSON	USMS	\$22,500.00	
MOHAN, KATHERINE T	USMS	\$22,500.00	
O BRIEN, HOLLEY B	USMS	\$22,500.00	
DICKINSON, LISA M	USMS	\$18,000.00	
VIRTUE, TIMOTHY R	USMS	\$18,000.00	
BROWN, SHANNON B	USMS	\$18,000.00	
CAMPBELL KRIEGER, DIANNE M	USMS	\$16,500.00	
O HEARN, DONALD P	USMS	\$12,366.00	
BRUNER, JARROD D	USMS	\$12,000.00	
MATHIAS, KARL S	USMS	\$12,000.00	
HICKMAN, KATE D	USMS	\$12,000.00	
AUERBACH, GERALD	USMS		\$9,500.00
O BRIEN-ROGAN, CAROLE A	USMS		\$9,500.00

Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
BROSHOW, BRENT	USMS	\$10,000	N/A
BROWN, SHANNON B	USMS	\$18,000	N/A
BRUNER, JARROD D	USMS	\$12,000	N/A
CAMPBELL, DIANNE M	USMS	\$22,145	N/A
DICKINSON, LISA M	USMS	\$18,000	N/A
DRISCOLL, DERRICK D	USMS	\$26,000	N/A
INCLAN, JAVIER E.	USMS	\$0	N/A
MATHIAS, KARL S	USMS	\$14,000	N/A
O BRIEN, HOLLEY B	USMS	\$26,000	N/A
O BRIEN-ROGAN, CAROLE A	USMS	\$12,000	N/A
O HEARN, DONALD P	USMS	\$18,000	N/A
PETERSON, AMANDA	USMS	\$0	N/A
ROBINSON, ROBERTO I	USMS	\$26,000	N/A
SHEEHAN, JOHN P.	USMS	\$16,000	N/A
SMITH, ANDREW C.	USMS	\$16,000	N/A
TYLER, JEFFREY R	USMS	\$26,000	N/A
VIRTUE, TIMOTHY R	USMS	\$18,000	N/A
WALKER, HEATHER	USMS	\$0	N/A
WHITE, DARRELL H	USMS	\$18,000	N/A

Last Name, First Initial	Bureau	Performance (\$)	Special Act (\$)
BRANDT, ROBERT	USMS	\$0	N/A
BROSHOW, BRENT L	USMS	\$17,000	N/A
BROWN, SHANNON B	USMS	\$20,000	N/A
BRUNER, JARROD D	USMS	\$17,000	N/A
CAMPBELL, DIANNE M	USMS	\$18,500	N/A
DICKINSON, LISA M	USMS	\$20,000	N/A
KELLY, RICHARD T	USMS	\$18,500	N/A
MATHIAS, KARL S	USMS	\$20,000	N/A
O BRIEN, HOLLEY B	USMS	\$28,224	N/A
O BRIEN-ROGAN, CAROLE A	USMS	\$17,000	N/A
O HEARN, DONALD P	USMS	\$28,224	N/A
PETERSON, AMANDA M	USMS	\$11,500	N/A
PITTELLA, MARK PAUL	USMS	\$10,000	N/A
ROBINSON, ROBERTO I	USMS	\$28,224	N/A
SHEEHAN, JOHN P	USMS	\$20,000	N/A
SMITH, ANDREW C	USMS	\$0	N/A
TAYLOR, LEAH B	USMS	\$0	N/A
TYLER, JEFFREY R	USMS	\$28,224	N/A
VIRTUE, TIMOTHY R	USMS	\$17,000	N/A
WALKER, HEATHER	USMS	\$15,500	N/A
HUGHES, MICHAEL A	USMS	\$0	N/A