

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

MICHAEL T. FLYNN,

Defendant


Crim. No. 17-232 (EGS)

**GOVERNMENT'S SUPPLEMENTAL FILING IN SUPPORT OF
MOTION TO DISMISS**

On May 7, 2020, the United States of America, by and through its United States Attorney for the District of Columbia, submitted a motion to dismiss with prejudice the charges against the defendant, Michael T. Flynn. The motion stated that the Government had determined that continued prosecution of this case would not serve the interests of justice citing, among other things, concern with the FBI's "frail and shifting justifications for its ongoing probe of Mr. Flynn, as well as the irregular procedure that preceded his interview." ECF Doc. 198, at 16. In subsequent discovery filings, we noted that beginning in January 2020, the United States Attorney for the Eastern District of Missouri has been conducting an ongoing review of the FBI investigation that led to charges in this case. ECF Docs. 181-1, 187-1, 210-1, 230-1 and 235-1. Pursuant to that continuing review, an interview was recently conducted of the former case agent, SA William Barnett, who handled the counterintelligence investigation of Mr. Flynn, and was thereafter assigned to the Special Counsel's Office investigating Russian interference in the 2016 Presidential Election. The FBI 302 of that interview is affixed hereto as Exhibit 1.

Respectfully submitted,

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Dated: September 24, 2020