

United States Senate

WASHINGTON, DC 20510

November 12, 2025

VIA ELECTRONIC TRANSMISSION

Mr. Art Seaver
Chief Executive Officer
Southern First Bank

Dear Mr. Seaver:

On October 6, 2025, Federal Bureau of Investigation (FBI) Deputy Director Dan Bongino informed us that as part of the Biden FBI's Arctic Frost investigation, by September 27, 2023, officials in the FBI's Washington Field Office possessed call logs from the personal phones of at least nine Members of Congress. According to Deputy Director Bongino, the FBI obtained call logs for the period of January 4, 2021 – January 7, 2021, from the affected Members' phone carriers. This period would have covered a time when Congress executed a core constitutional duty—the certification of the electoral college. Since then, our offices have been made aware of at least 44 grand jury subpoenas, 43 to Verizon and 1 to AT&T, issued by former Special Counsel Jack Smith. Of those, three subpoenas to Verizon and one to AT&T requested information associated with at least 13 Members of Congress.

More recently, our offices have obtained an email exchange from May 19, 2022, to May 22, 2022, indicating that your company received at least one subpoena connected to Arctic Frost.¹ The subject line states, "Arctic Frost Returns/Uploads" and the email reads:²

[CONTINUED ON NEXT PAGE]

¹ Exhibit 1.

² *Id.*

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From: Krause, Kathy A - Merrifield, VA <KAKrause@uspis> (mailto: < >)
Sent: Sunday, May 22, 2022 3:15 PM
To: Mehochko, Daniel A. (WF) (FBI) < > (mailto: < >); Windom, Thomas (USADC) < > (mailto: < >); Leach, Matthew (USADC) [Contractor] < > (mailto: < >); Duree, Timothy (CRM) < > (mailto: < >); McHenry, Teresa (CRM) < > (mailto: < >); Bogle, Christine (NSD) < > (mailto: < >); Baset, Ahmed (USADC) < > (mailto: < >); Garman, Jamie Roseannlyn (WF) (FBI) < > (mailto: < >); Ball, Michelle (WF) (FBI) < > (mailto: < >); david.berry@nara < > (mailto: < >); david.stupar@nara < > (mailto: < >)
Subject: RE: [EXTERNAL] Arctic Frost Returns/Uploads

Uploaded – Microsoft 22-SC-729 – account does not exist

From: Daniel Mehochko < >@fbi < > (mailto: < >)>
Sent: Thursday, May 19, 2022 5:15 PM
To: Thomas.Windom@ < >doj < > (mailto: < >); Matthew.Leach@ < >doj < > (mailto: < >); Timothy.Duree2@ < >doj < > (mailto: < >); Teresa.McHenry@ < >doj < > (mailto: < >); Christine.Bogle2@ < >doj < > (mailto: < >); Ahmed.Baset@ < >doj < > (mailto: < >)
Cc: Jamie Garman < >fbi < > (mailto: < >); Michelle Ball < >fbi < > (mailto: < >); Krause, Kathy A - Merrifield, VA < >uspis < > (mailto: < >); david.berry@nara < > (mailto: < >); david.stupar@nara < > (mailto: < >)
Subject: [EXTERNAL] Arctic Frost Returns/Uploads

CAUTION: This email originated from outside USPS. **STOP and CONSIDER** before responding, clicking on links, or opening attachments.

The following productions are now on USAFX and MSTEams for review:

GJ052 TDS GJ2022041889686 (Grabins)

GJ022 Verion GJ2022032488783

GJ027 Verizon GJ2022032488790

GJ060 Lumens GJ2022040789371 – Thomas/Matthew, this was the strange zip file we were having trouble with.

GJ030 AT&T GJ2022032488793

D052 Google 22sc869 **needs lift to red/conversion*

I served the following today:

D056 Microsoft 22sc1344 (Still GA)

D057 Google 2sc1345 (Poprik PA)

GJ089 AT&T GJ2022051890763

GJ090 Southern First Bank GJ2022051890759

The email records appear to indicate that your company provided information pursuant to a subpoena or other legal process related to the Arctic Frost investigation. As such, we are requesting that you provide the following information no later than November 26, 2025:

1. Is the information provided in the email exchange between FBI, DOJ, USPIS, and NARA accurate? If so, please explain in detail, including how many subpoenas or legal process you received relating to the Arctic Frost matter before and after Jack Smith was appointed as Special Counsel, and how many subpoenas or legal process you received were accompanied by a nondisclosure order (NDO).
2. Did the grand jury subpoena or legal process referenced in the DOJ, FBI, USPIS, and NARA emails include requests for information connected to Members of Congress? If yes, include the name of the member, date of the request, when the data or information was provided, and whether there were any notifications to members or NDOs.
3. Did the Department of Justice (DOJ) or any federal law enforcement agency make a request to your company or any of its subsidiaries, informally or formally, through service of legal process for data or information connected to any Member of Congress related to the Arctic Frost investigation before or after Jack Smith was appointed as Special Counsel? If yes, provide all records, including, but not limited to, copies of all subpoenas and communications referring or relating to these subpoenas.³
4. If the DOJ or the FBI placed your company or any of its subsidiaries under an NDO to prevent it from notifying Members, answer the following:
 - a. On what legal basis was the NDO issued, when was it issued, and is it still operative? Provide copies of all NDOs your company received, both through legal process or informally, related to the affected Members.
5. Did you challenge the subpoena or NDO on any grounds? If yes, please explain and note the outcome. If not, why not?
6. Which company officer(s) approved the release of the information to the government?

We request all records relating to Members of Congress as part of the Arctic Frost investigation, including, but not limited to, subpoenas your company received prior to Jack Smith's appointment as Special Counsel. In an effort to assist your search for subpoenas or legal process, and associated records connected to Arctic Frost, before or after Jack Smith's appointment as Special Counsel, attached to this cover letter is a list of search terms we have identified. The terms include what we believe to be an identification number associated with subpoenas issued as part of Arctic Frost; the names and known email addresses of FBI and DOJ personnel involved in these investigations; and a series of additional phone numbers. You should use the provided terms to search for any subpoenas or other legal process, as well as any related records, for the time period from January 1, 2022, to January 20, 2025.

³ "Records" include any written, recorded, or graphic material of any kind, including letters, memoranda, reports, notes, electronic data (emails, email attachments, and any other electronically created or stored information), calendar entries, inter-office communications, meeting minutes, phone/voice mail or recordings/records of verbal communications, and drafts (whether they resulted in final documents).

Thank you for your prompt review and response. If you have any questions, please contact our Committee staff.

Sincerely,



Charles E. Grassley
Chairman
Committee on the Judiciary



Ron Johnson
Chairman
Permanent Subcommittee
on Investigations