

# **EXHIBIT 12**

THE WHITE HOUSE

WASHINGTON

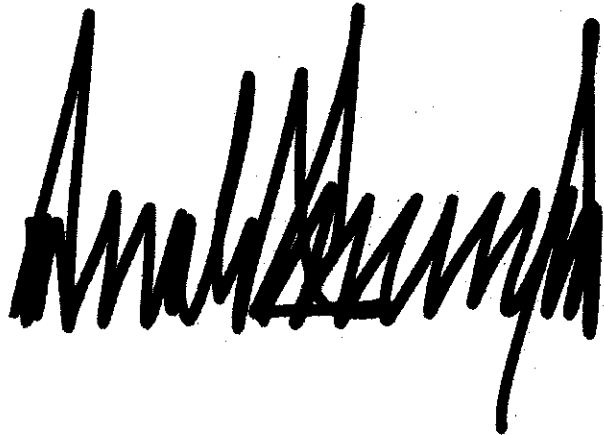
September 28, 2018

Dear Mr. Speaker:

In accordance with section 9023 of division A and section 113(b) of division C of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (H.R. 6157; the "Act"), I hereby designate for Overseas Contingency Operations/Global War on Terrorism all amounts (including rescissions) and contributions from foreign governments so designated by the Congress in the Act pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as outlined in the enclosed list of accounts.

The details of this action are set forth in the enclosed memorandum from the Director of the Office of Management and Budget.

Sincerely,

A large, bold, handwritten signature in black ink, characteristic of Donald Trump's signature style, consisting of several tall, vertical strokes and a series of horizontal, wavy lines at the bottom.

The Honorable Paul D. Ryan  
Speaker of the  
House of Representatives  
Washington, D.C. 20515

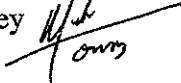


EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

September 27, 2018

THE DIRECTOR

MEMORANDUM FOR THE PRESIDENT

FROM: Mick Mulvaney   
Director

SUBJECT: Designation of Funding for Overseas Contingency Operations/Global War on Terrorism

Section 9023 of division A of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (H.R. 6157; the "Act") provides that the availability of amounts appropriated in such division of the Act that is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 ("BBEDCA") is contingent upon the President subsequently so designating all such amounts and transmitting such designations to the Congress. In addition, section 113(b) of division C of the Act provides that the availability of funds appropriated in such division of the Act that is designated by the Congress for Overseas Contingency Operations/Global War on Terrorism pursuant to section 251(b)(2)(A) of BBEDCA is contingent upon the President subsequently so designating all such amounts and transmitting such designations to the Congress.

The amounts appropriated by the Act for Overseas Contingency Operations/Global War on Terrorism cover the military and civilian costs necessary to achieve U.S. national security goals in Afghanistan, the broader Middle East, and other designated conflict zones and to address other emergent crises. I recommend that you designate for Overseas Contingency Operations/Global War on Terrorism all amounts (including rescissions) and contributions from foreign governments so designated by the Congress in section 9023 of division A and section 113(a) of division C of the Act pursuant to section 251(b)(2)(A) of BBEDCA, as outlined in the enclosed list of accounts. Upon transmittal of these designations to the Congress, these funds will be available for obligation and expenditure on October 1, unless otherwise restricted in the Act. No further congressional action will be required.

The designation of these funds for Overseas Contingency Operations/Global War on Terrorism allows for adjustments to the discretionary spending limits in fiscal year (FY) 2019, as specified in section 251(b)(2)(A) of BBEDCA. These adjustments will be reflected when the Office of Management and Budget submits its final sequestration report for FY 2019 in accordance with section 254(f) of BBEDCA.

I have reviewed this proposed action and am satisfied it is necessary at this time. Therefore, I recommend that you make the requested funds available by signing the enclosed letters to the Speaker of the House of Representatives and the President of the Senate.

Enclosures

**Accounts in the Department of Defense and Labor, Health and Human Services, and  
Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (the "Act"),  
with Funding Designated by the President for Overseas Contingency Operations/Global  
War on Terrorism**

**Division A – Department of Defense Appropriations Act, 2019**

**Department of Defense**

**Military Personnel:**

- Military Personnel, Army
- Military Personnel, Navy
- Military Personnel, Marine Corps
- Military Personnel, Air Force
- Reserve Personnel, Army
- Reserve Personnel, Navy
- Reserve Personnel, Marine Corps
- Reserve Personnel, Air Force
- National Guard Personnel, Army
- National Guard Personnel, Air Force

**Operation and Maintenance:**

- Operation and Maintenance, Army
- Operation and Maintenance, Navy
- Operation and Maintenance, Marine Corps
- Operation and Maintenance, Air Force
- Operation and Maintenance, Defense-Wide
- Operation and Maintenance, Army Reserve
- Operation and Maintenance, Navy Reserve
- Operation and Maintenance, Marine Corps Reserve
- Operation and Maintenance, Air Force Reserve
- Operation and Maintenance, Army National Guard
- Operation and Maintenance, Air National Guard
- Afghanistan Security Forces Fund (including contributions)
- Counter-ISIS Train and Equip Fund (including contributions)

**Procurement:**

- Aircraft Procurement, Army
- Missile Procurement, Army
- Procurement of Weapons and Tracked Combat Vehicles, Army
- Procurement of Ammunition, Army
- Other Procurement, Army
- Aircraft Procurement, Navy
- Weapons Procurement, Navy
- Procurement of Ammunition, Navy and Marine Corps

- Other Procurement, Navy
- Procurement, Marine Corps
- Aircraft Procurement, Air Force
- Missile Procurement, Air Force
- Procurement of Ammunition, Air Force
- Other Procurement, Air Force
- Procurement, Defense-Wide

Research, Development, Test and Evaluation:

- Research, Development, Test and Evaluation, Army
- Research, Development, Test and Evaluation, Navy
- Research, Development, Test and Evaluation, Air Force
- Research, Development, Test and Evaluation, Defense-Wide

Revolving and Management Funds:

- Defense Working Capital Funds

Other Department of Defense Programs:

- Defense Health Program
- Drug Interdiction and Counter-Drug Activities, Defense
- Office of the Inspector General

General Provisions

Appropriation in section 9013 of title IX of division A:

- Ukraine Security Assistance Initiative

Appropriation in section 9018 of title IX of division A:

- Transfer to the operation and maintenance, military personnel, and procurement accounts to improve intelligence, surveillance, and reconnaissance capabilities of the Department of Defense

Rescissions in section 9021 of title IX of division A:

- Procurement of Ammunition, Navy and Marine Corps, 2017/2019
- Operation and Maintenance, Defense-Wide: Coalition Support Fund, 2018/2019
- Operation and Maintenance, Defense-Wide: DSCA Security Cooperation, 2018/2019
- Counter-ISIS Train and Equip Fund, 2018/2019
- Aircraft Procurement, Air Force, 2018/2020

Division C – Continuing Appropriations Act, 2019

Department of Homeland Security

- Coast Guard, Operating Expenses

Department of State

Administration and Foreign Affairs:

- Diplomatic and Consular Programs
- Office of Inspector General
- Embassy Security, Construction, and Maintenance

International Organizations:

- Contributions to International Organizations
- Contributions for International Peacekeeping Activities

**United States Agency for International Development**

Funds Appropriated to the President:

- Operating Expenses
- Office of Inspector General

**Bilateral Economic Assistance**

Funds Appropriated to the President:

- International Disaster Assistance
- Transition Initiatives
- Complex Crises Fund
- Economic Support Fund

Department of State:

- Migration and Refugee Assistance

**International Security Assistance**

Department of State:

- International Narcotics Control and Law Enforcement
- Nonproliferation, Anti-Terrorism, Demining and Related Programs
- Peacekeeping Operations

Funds Appropriated to the President:

- Foreign Military Financing Program

**General Provisions**

Section 7034(o)

- Use of prior-year OCO funds for purposes of loans or loan guarantees

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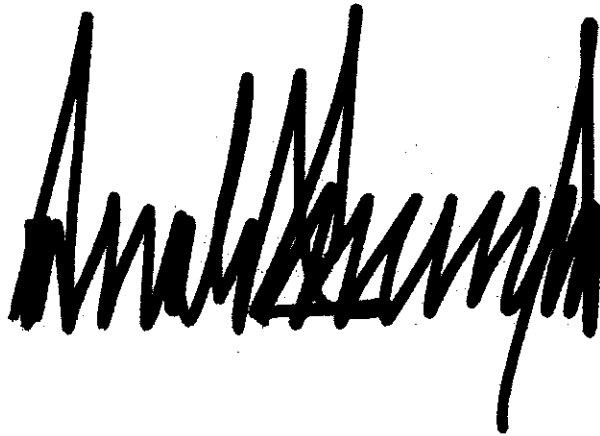
September 28, 2018

Dear Mr. President:

In accordance with section 9023 of division A and section 113(b) of division C of the Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019 and Continuing Appropriations Act, 2019 (H.R. 6157; the "Act"), I hereby designate for Overseas Contingency Operations/Global War on Terrorism all amounts (including rescissions) and contributions from foreign governments so designated by the Congress in the Act pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as outlined in the enclosed list of accounts.

The details of this action are set forth in the enclosed memorandum from the Director of the Office of Management and Budget.

Sincerely,

A large, bold, handwritten signature in black ink, appearing to be "Donald Trump", is written over the "Sincerely," text.

The Honorable Michael R. Pence  
President of the Senate  
Washington, D.C. 20510






EXECUTIVE OFFICE OF THE PRESIDENT  
OFFICE OF MANAGEMENT AND BUDGET  
WASHINGTON, D.C. 20503

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- Military Personnel, Navy
- Military Personnel, Marine Corps
- Military Personnel, Air Force
- Reserve Personnel, Army
- Reserve Personnel, Navy
- Reserve Personnel, Marine Corps
- Reserve Personnel, Air Force
- National Guard Personnel, Army
- National Guard Personnel, Air Force

**Operation and Maintenance:**

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- Operation and Maintenance, Air Force
- Operation and Maintenance, Defense-Wide
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- Procurement of Weapons and Tracked Combat Vehicles, Army
- Procurement of Ammunition, Army
- Other Procurement, Army
- Aircraft Procurement, Navy
- Weapons Procurement, Navy
- Procurement of Ammunition, Navy and Marine Corps

- Other Procurement, Navy
- Procurement, Marine Corps
- Aircraft Procurement, Air Force
- Missile Procurement, Air Force
- Procurement of Ammunition, Air Force
- Other Procurement, Air Force
- Procurement, Defense-Wide

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- Research, Development, Test and Evaluation, Air Force
- Research, Development, Test and Evaluation, Defense-Wide

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- Counter-ISIS Train and Equip Fund, 2018/2019
- Aircraft Procurement, Air Force, 2018/2020

**Division C – Continuing Appropriations Act, 2019**

**Department of Homeland Security**

- Coast Guard, Operating Expenses

**Department of State**

Administration and Foreign Affairs:

- Diplomatic and Consular Programs
- Office of Inspector General
- Embassy Security, Construction, and Maintenance

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Section 7034(o)

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