

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

JUDICIAL WATCH, INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 13-cv-1363 (EGS)
)	
U.S. DEPARTMENT OF STATE,)	
)	
Defendant.)	
)	

**PLAINTIFF’S INTERROGATORIES TO FORMER U.S. SECRETARY
OF STATE HILLARY RODHAM CLINTON**

Plaintiff Judicial Watch, Inc., pursuant to the Court’s August 19, 2016 order and Rule 33 of the Federal Rules of Civil Procedure, submits the following interrogatories to be answered under oath by former U.S. Secretary of State Hillary Rodham Clinton.

INSTRUCTIONS AND DEFINITIONS

1. Your answers to these interrogatories should include information within your actual or constructive possession, custody, or control, including information which may be held by your attorneys, representatives, all persons acting under, by, or through you, or subject to your control or supervision, and all persons acting on your behalf.

2. If you cannot answer an interrogatory fully and completely, answer as much as you can and provide all facts upon which you rely in support of your contention that you cannot answer fully and completely.

3. If you object to any portion of an interrogatory, but not the entire interrogatory, identify the specific portion of the interrogatory to which objection is made and answer the portion of the interrogatory to which no objection is made.

4. If you object to any interrogatory on the grounds that the interrogatory is overly broad or unduly burdensome, answer the interrogatory by providing all information that is not alleged to be overly broad or unduly burdensome and identify the nature, quality, quantity, or volume of the withheld information and the effort that would be required to provide the withheld information.

5. If you object to any interrogatory on the grounds that the interrogatory calls for information that is subject to a claim of privilege, state the privilege that is claimed to apply and identify all information sufficient to permit Plaintiff to contest the claim of privilege and to permit the Court to reach a determination concerning the validity of the claim of privilege, together with the factual and legal basis for the claim of privilege.

6. “And” and “or” are to be construed both conjunctively and disjunctively, as necessary, to make the interrogatory inclusive rather than exclusive. Similarly, any use of the singular shall also mean the plural and vice versa, to give the interrogatory its broadest possible meaning.

7. The definitions provided below are hereby incorporated into each interrogatory in which the term appears:

a. “Clintonemail.com email system” refers to the email system, server(s), provider(s) and infrastructure that hosted any email account with the domain name “clintonemail.com.”

b. “Clintonemail.com account” refers to any email address with the domain name “clintonemail.com.”

c. “Communication” refers to any transmission, conveyance, or exchange of information, whether facts, ideas, inquiries, or otherwise, and regardless of form, method, or

medium. It shall include, without limitation, any conference, contact, conversation, correspondence, discussion, email, internet posting, instant message, letter, meeting, telegram, telefax, text message, “tweet,” or voice mail message.

d. “Department” or “State Department” refers to the U.S. Department of State, the defendant in this action.

e. “FOIA” refers to the Freedom of Information Act, 5 U.S.C. § 552.

INTERROGATORIES

1. Describe the creation of the clintonemail.com system, including who decided to create the system, the date it was decided to create the system, why it was created, who set it up, and when it became operational.

2. Describe the creation of your clintonemail.com email account, including who decided to create it, when it was created, why it was created, and, if you did not set up the account yourself, who set it up for you.

3. When did you decide to use a clintonemail.com email account to conduct official State Department business and whom did you consult in making this decision?

4. Identify all communications in which you participated concerning or relating to your decision to use a clintonemail.com email account to conduct official State Department business and, for each communication, identify the time, date, place, manner (*e.g.*, in person, in writing, by telephone, or by electronic or other means), persons present or participating, and content of the communication.

5. In a *60 Minutes* interview aired on July 24, 2016, you stated that it was “recommended” you use a personal email account to conduct official State Department business. What recommendations were you given about using or not using a personal email account to

conduct official State Department business, who made any such recommendations, and when were any such recommendations made?

6. Were you ever advised, cautioned, or warned, was it ever suggested, or did you ever participate in any communication, conversation, or meeting in which it was discussed that your use of a clintonemail.com email account to conduct official State Department business conflicted with or violated federal recordkeeping laws. For each instance in which you were so advised, cautioned or warned, in which such a suggestion was made, or in which such a discussion took place, identify the time, date, place, manner (e.g., in person, in writing, by telephone, or by electronic or other means), persons present or participating, and content of the advice, caution, warning, suggestion, or discussion.

7. Your campaign website states, “When Clinton got to the Department, she opted to use her personal email account as a matter of convenience.” What factors other than convenience did you consider in deciding to use a personal email account to conduct official State Department business? Include in your answer whether you considered federal records management and preservation requirements and how email you used to conduct official State Department business would be searched in response to FOIA requests.

8. After President Obama nominated you to be Secretary of State and during your tenure as secretary, did you expect the State Department to receive FOIA requests for or concerning your email?

9. During your tenure as Secretary of State, did you understand that email you sent or received in the course of conducting official State Department business was subject to FOIA?

10. During your tenure as Secretary of State, how did you manage and preserve emails in your clintonemail.com email account sent or received in the course of conducting

official State Department business, and what, if anything, did you do to make those emails available to the Department for conducting searches in response to FOIA requests?

11. During your tenure as Secretary of State, what, if any, effort did you make to inform the State Department's records management personnel (*e.g.*, Clarence Finney or the Executive Secretariat's Office of Correspondence and Records) about your use of a clintonemail.com email account to conduct official State Department business?

12. During your tenure as Secretary of State, did State Department personnel ever request access to your clintonemail.com email account to search for email responsive to a FOIA request? If so, identify the date access to your account was requested, the person or persons requesting access, and whether access was granted or denied.

13. At the time you decided to use your clintonemail.com email account to conduct official State Department business, or at any time thereafter during your tenure as Secretary of State, did you consider how emails you sent to or received from persons who did not have State Department email accounts (*i.e.*, "state.gov" accounts) would be maintained and preserved by the Department or searched by the Department in response to FOIA requests? If so, what was your understanding about how such emails would be maintained, preserved, or searched by the Department in response to FOIA requests?

14. On March 6, 2009, Assistant Secretary of State for Diplomatic Security Eric J. Boswell wrote in an Information Memo to your Chief of Staff, Cheryl Mills, that he "cannot stress too strongly, however, that any unclassified BlackBerry is highly vulnerable in any setting to remotely and covertly monitoring conversations, retrieving email, and exploiting calendars." A March 11, 2009 email states that, in a management meeting with the assistant secretaries, you approached Assistant Secretary Boswell and mentioned that you had read the "IM" and that you

“get it.” Did you review the March 6, 2009 Information Memo, and, if so, why did you continue using an unclassified BlackBerry to access your clintonemail.com email account to conduct official State Department business? Copies of the March 6, 2009 Information Memo and March 11, 2009 email are attached as Exhibit A for your review.

15. In a November 13, 2010 email exchange with Huma Abedin about problems with your clintonemail.com email account, you wrote to Ms. Abedin, in response to her suggestion that you use a State Department email account or release your email address to the Department, “Let’s get a separate address or device.” Why did you continue using your clintonemail.com email account to conduct official State Department business after agreeing on November 13, 2010 to “get a separate address or device?” Include in your answer whether by “address” you meant an official State Department email account (*i.e.*, a “state.gov” account) and by “device” you meant a State Department-issued BlackBerry. A copy of the November 13, 2010 email exchange with Ms. Abedin is attached as Exhibit B for your review.

16. Email exchanges among your top aides and assistants in August 30, 2011 discuss providing you with a State Department-issued BlackBerry or State Department email address. In the course of these discussions, State Department Executive Secretary Stephen Mull wrote, “[W]e are working to provide the Secretary per her request a Department issued BlackBerry to replace her personal unit which is malfunctioning (possibly because of her personal email server is down). We will prepare two versions for her to use – one with an operating State Department email account (which would mask her identity, but which would also be subject to FOIA requests).” Similarly, John Bentel, the Director of Information and Records Management in the Executive Secretariat, wrote, “You should be aware that any email would go through the Department’s infrastructure and [be] subject to FOIA searches.” Did you request a State-

Department issued Blackberry or a State Department email account in or around August 2011, and, if so, why did you continue using your personal device and clintonemail.com email account to conduct official State Department business instead of replacing your device and account with a State Department-issued BlackBerry or a State Department email account? Include in your answer whether the fact that a State Department-issued BlackBerry or a State Department email address would be subject to FOIA affected your decision. Copies of the email exchanges are attached as Exhibit C for your review.

17. In February 2011, Assistant Secretary Boswell sent you an Information Memo noting “a dramatic increase since January 2011 in attempts . . . to compromise the private home email accounts of senior Department officials.” Assistant Secretary Boswell “urge[d] Department users to minimize the use of personal web-email for business.” Did you review Assistant Secretary Boswell’s Information Memo in or after February 2011, and, if so, why did you continue using your clintonemail.com email account to conduct official State Department business? Include in your answer any steps you took to minimize use of your clintonemail.com email account after reviewing the memo. A copy of Assistant Secretary Boswell’s February 2011 Information Memo is attached as Exhibit D for your review.

18. On June 28, 2011, you sent a message to all State Department personnel about securing personal email accounts. In the message, you noted “recent targeting of personal email accounts by online adversaries” and directed all personnel to “[a]void conducting official Department business from your personal email accounts.” Why did you continue using your clintonemail.com email account to conduct official State Department business after June 28, 2011, when you were advising all State Department Personnel to avoid doing so? A copy of the June 28, 2011 message is attached as Exhibit E for your review.

19. Were you ever advised, cautioned, or warned about hacking or attempted hacking of your clintonemail.com email account or the server that hosted your clintonemail.com account and, if so, what did you do in response to the advice, caution, or warning?

20. When you were preparing to leave office, did you consider allowing the State Department access to your clintonemail.com email account to manage and preserve the official emails in your account and to search those emails in response to FOIA requests? If you considered allowing access to your email account, why did you decide against it? If you did not consider allowing access to your email account, why not?

21. After you left office, did you believe you could alter, destroy, disclose, or use email you sent or received concerning official State Department business as you saw fit? If not, why not?

22. In late 2014, the State Department asked that you make available to the Department copies of any federal records of which you were aware, “such as an email sent or received on a personal email account while serving as Secretary of State.” After you left office but before your attorneys reviewed the email in your clintonemail.com email account in response to the State Department’s request, did you alter, destroy, disclose, or use any of the email in the account or authorize or instruct that any email in the account be altered, destroyed, disclosed, or used? If so, describe any email that was altered, destroyed, disclosed, or used, when the alteration, destruction, disclosure, or use took place, and the circumstances under which the email was altered, destroyed, disclosed, or used? A copy of a November 12, 2014 letter from Under Secretary of State for Management Patrick F. Kennedy regarding the State Department’s request is attached as Exhibit F for your review.

23. After your lawyers completed their review of the emails in your clintonemail.com email account in late 2014, were the electronic versions of your emails preserved, deleted, or destroyed? If they were deleted or destroyed, what tool or software was used to delete or destroy them, who deleted or destroyed them, and was the deletion or destruction done at your direction?

24. During your October 22, 2015 appearance before the U.S. House of Representatives Select Committee on Benghazi, you testified that 90 to 95 percent of your emails “were in the State’s system” and “if they wanted to see them, they would certainly have been able to do so.” Identify the basis for this statement, including all facts on which you relied in support of the statement, how and when you became aware of these facts, and, if you were made aware of these facts by or through another person, identify the person who made you aware of these facts.

25. Identify all communications between you and Brian Pagliano concerning or relating to the management, preservation, deletion, or destruction of any emails in your clintonemail.com email account, including any instruction or direction to Mr. Pagliano about the management, preservation, deletion, or destruction of emails in your account when transferring the clintonemail.com email system to any alternate or replacement server. For each communication, identify the time, date, place, manner (*e.g.*, in person, in writing, by telephone, or by electronic or other means), persons present or participating, and content of the communication.

Dated: August 30, 2016

Respectfully submitted,

/s/ Michael Bekesha

Michael Bekesha

D.C. Bar No. 995749

JUDICIAL WATCH, INC.

425 Third Street S.W., Suite 800

Washington, DC 20024

(202) 646-5172

Counsel for Plaintiff Judicial Watch, Inc.

Exhibit A

Obtained by Judicial Watch, Inc. via FOIA



RELEASE IN PART
B1, 1.4(G), 1.4(E), B7(C), B6, 1.4(C)

FILE COPY

United States Department of State

Washington, D.C. 20520

www.state.gov

MAR 6 2009

~~SECRET/NOFORN~~
DECL: 03/02/2019

INFORMATION MEMO FOR CHERYL D. MILLS - S

FROM: DS - Eric J. Boswell

1.4(E)
1.4(G)
B1

SUBJECT: Use of Blackberries in Mahogany Row

We have worked closely [redacted] to review all options that would allow Secretary Clinton, you, and a small number of staff to use Blackberries [redacted]

[redacted] Our review reaffirms our belief that the vulnerabilities and risks associated with the use of Blackberries in the Mahogany Row [redacted] considerably outweigh the convenience their use can add to staff that have access to the unclassified OpenNet system on their desktops. [redacted]

1.4(E)
1.4(G)
B1

[redacted] We also worry about the example that using Blackberries in Mahogany Row might set as we strive to promote crucial security practices and enforce important security standards among State Department staff.

As an alternative, we suggest that DS work with S/BS-IRM to make access to the Secretary's OpenNet account on her desktop workstation as easy and convenient as possible. For example, we are happy to work with IRM to lengthen or even eliminate the time-out function to allow the Secretary's Special Assistant to log-on to review her emails and schedules.

While we cannot recommend using Blackberries inside the Mahogany Row [redacted] we do not want to stand in the way of issuing Department Blackberries to the Secretary and her senior staff for use outside Mahogany Row. These Blackberries can be synchronized with your OpenNet Microsoft Outlook accounts, provide full cellular, e-mail, and internet functionality, and provide unclassified mobile technology when you are away from Mahogany Row.

1.4(E)
1.4(G)
B1

I cannot stress too strongly, however, that any unclassified Blackberry is highly vulnerable in any setting to remotely and covertly monitoring conversations, retrieving e-mails, and exploiting calendars. I am attaching reports from DS's

~~SECRET/NOFORN~~

Classified by: DS - Eric J. Boswell

E.O. 12958, Reasons: 1.4 (c), (d), and (e)

0535

~~SECRET/NOFORN~~

- 2 -

Office of Computer Security's Cyber Threat & Analysis Division that give further background on these risks. [REDACTED]

1.4(E)
1.4(G)
B1

If, after considering the vulnerabilities that I describe above and the alternatives that I propose, the Secretary determines that she wants a limited number of staff to use Blackberries in the Mahogany Row [REDACTED]

1.4(E)
1.4(G)
B1

Attachments:

Tab 1 - Excerpts from DS/CS/CTAD Reports on Blackberry Vulnerabilities;

Tab 2 - [REDACTED]

1.4(C)

Tab 3 - New York Times Article: "Obama's Phone Security and Yours"

1.4(E)

Tab 4 - Washington Post Article: "Your Cell and Your Berry: Tools for the Enemy"

1.4(G)
B1

~~SECRET/NOFORN~~

Drafted: DS/SI/IS - [redacted]
DS/C/ST - [redacted]

B6
B7(C)

Cleared: DS/DSS - G. Starr (ok)
DS/SI/CS - M. Holland (ok)
DS/SI - D. Reid (ok)
DS/C - P. Donovan (ok)
INR - [redacted] (ok)
M - [redacted] (ok)
IRM - [redacted] (ok)
S/ES-IRM - J. Bentel (ok)
S/ES-IRM - M. Horowitz (ok)

B6
B7(C)

[Redacted]

B7(C)
B6

From: [Redacted]
Sent: Wednesday, March 11, 2009 1:17 PM
To: Reid, Donald R; [Redacted]
Cc: Donovan, Patrick D; [Redacted]
Subject: RE: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row

RELEASE IN PART
B5, B7(C), B6

Thanks Don...the boss is reading it now. He was made aware of this information...a few weeks? ago - so no break down on keeping him in the loop. I'll get back to you IF he needs anything further. Best, [Redacted]

B7(C)
B6

From: Reid, Donald R
Sent: Wednesday, March 11, 2009 12:21 PM
To: [Redacted]
Cc: Donovan, Patrick D; [Redacted]
Subject: RE: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row

B7(C)
B6

[Redacted]...we'll get this done...but you should have the intel on your JWICS system...it is Secret/St...I sure hope we didn't leave the boss out of the loop on this...there is a related development I'll get to you on the high side now..

From: [Redacted]
Sent: Wednesday, March 11, 2009 12:12 PM
To: [Redacted]
Cc: Reid, Donald R; Donovan, Patrick D; [Redacted]
Subject: FW: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row
Importance: High

B7(C)
B6

After this morning's "management meeting" with the A/Secys, Secretary Clinton approached Ambassador Boswell and mentioned that she had read the IM and that she "gets it". Her attention was drawn to the sentence that indicates we (DS) have intelligence concerning this vulnerability during her recent trip to Asia.

B7(C)
B6

Secretary Clinton has asked Ambassador Boswell for this information. Please prepare a short informal paper OR provide the A/Secy with a briefing on this matter. Your assistance is appreciated. The Secretary did not provide a "due date" ..BUT the Ambassador would like to close this loop as soon as possible. Thanks, [Redacted]

B7(C)
B6

SA [Redacted]
Executive Assistant
Office of the Assistant Secretary
Diplomatic Security

From: [Redacted]
Sent: Thursday, March 05, 2009 8:13 AM
To: [Redacted]
Cc: DS Staffers; [Redacted]
Subject: FW: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row
Importance: High

B7(C)
B6

[Redacted] - In reference to the subject info Memo, Amb. Boswell requested we obtain IRM clearance. In doing so we received the guidance below (highlighted in red). Please follow-up to determine whether or not this will affect the Memo in anyway.

125 5/5

Thank you.

[Redacted]

B7(C)
B6

From: [Redacted]
Sent: Wednesday, March 04, 2009 3:36 PM
To: [Redacted]
Cc: [Redacted] (CIO/EA); [Redacted]
Subject: FW: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row
Importance: High

B7(C)
B6

[Redacted] we have made one minor edit at the beginning of para two. Inserted S/ES-IRM vs IRM as IRM does not manage Mahogany Row desktops. Also, [Redacted]

[Redacted] This info may have some bearing on your final wording (or not). With the minor edit, IRM (D/CIO - [Redacted] clears [Redacted]

B5

B7(C)
B6

[Redacted]
Office of the CIO
(ManTech)

[Redacted]

From: [Redacted]
Sent: Wednesday, March 04, 2009 8:46 AM
To: IRM-Front-Office
Cc: DS Staffers
Subject: For Your Clearance: IM to S (Cheryl Mills) - Use of Blackberries in Mahogany Row
Importance: High

B7(C)
B6

We request clearance from [Redacted] on the attached info Memo. Thank you.

B7(C)
B6

Thank you.

[Redacted]

DS/FO

[Redacted]

Exhibit B

From: H <HDR22@clintonemail.com>
Sent: Saturday, November 13, 2010 1:40 PM
To: Huma Abedin <Huma@clintonemail.com>
Subject: Re:

RELEASE IN FULL

Let's get separate address or device but I don't want any risk of the personal being accessible.

REVIEW AUTHORITY: Archie
Bolster, Senior Reviewer

Also, I didn't get an ops email, only the Jake one. I'm forwarding my response to Dan or Kyl.

----- Original Message -----

From: Huma Abedin
To: H
Sent: Sat Nov 13 13:21:53 2010
Subject: Re:

We should talk about posting you on state email or releasing your email address to the department so you are not going to spam. Its not the phone message system, its the device delay.

----- Original Message -----

From: H
To: Huma Abedin
Sent: Sat Nov 13 13:04:47 2010
Subject: Re:

I emailed back yes but ops told me they didn't hear from you so didn't make call which I just ordered them to do. Also Jake said had been trying to reach me and ops said they had called you about that too. This is not a good system.

----- Original Message -----

From: Huma Abedin
To: H
Sent: Sat Nov 13 12:28:17 2010
Subject: RE:

Konchar can do 12:45
ok?

HA 09/01/2015

Exhibit C

From: Abedin, Huma
To: Mull, Stephen D
Subject: Re: S Communications
Date: Tuesday, August 30, 2011 5:34:07 PM

RELEASE IN PART
B7(E)

Its pretty silly and she knows it.

From: Mull, Stephen D
Sent: Tuesday, August 30, 2011 05:18 PM
To: Abedin, Huma
Subject: RE: S Communications

Thanks for reminding all of this very helpful context!!! ☺

From: Abedin, Huma
Sent: Tuesday, August 30, 2011 17:17 PM
To: Mull, Stephen D; Mills, Cheryl D
Cc: Kennedy, Patrick F; Hanley, Monica R
Subject: Re: S Communications

REVIEW AUTHORITY: Barbara
Nilsen, Senior Reviewer

Steve - let's discuss the state blackberry, doesn't make a whole lot of sense.
As for the equipment, the commo team was limited in some capacity because we did not have authorization from owners of residence to install equipment. We did it regardless. Additionally, as S knows, the team didn't have access to the property until a couple of hours before S arrived. Finally, as even the white house attested, this was a pretty wide spread problem, not just affecting us. So we should bear that in mind.

From: Mull, Stephen D
Sent: Tuesday, August 30, 2011 01:39 PM
To: Mills, Cheryl D
Cc: Abedin, Huma; Kennedy, Patrick F; Hanley, Monica R
Subject: S Communications

Cheryl,

Thanks again for alerting me to the communications issues the Secretary has been having. Here's a status report:

- On the immediate problem of the Secretary's not being able to have her calls transferred, [redacted]
- [redacted]
- The technicians are onsite now [redacted]
- [redacted]

B7(E)

- On the more long term issue, I've asked our team to develop an enhanced

EXHIBIT
6
N.J. 6-3-16

package of capabilities and equipment that we would propose deploying with the Secretary to be as closely co-located as possible with her when she is on travel away from her usual residences. The package will include things that anticipate the normally unexpected such as hurricanes, power outages, earthquakes, locusts, etc, such as generators, uninterrupted power supplies, supplementary satellite capabilities, including satellite phones for when local infrastructure fails (as it did in NY over the weekend).

Separately, we are working to provide the Secretary per her request a Department issued Blackberry to replace her personal unit which is malfunctioning (possibly because of her personal email server is down). We will prepare two versions for her to use - one with an operating State Department email account (which would mask her identity, but which would also be subject to FOIA requests), and another which would just have phone and internet capability. We're working with Monica to hammer out the details of what will best meet the Secretary's needs.

Please let me know if you need anything more for now, and I'll be in touch with the above longer term options soon.

Thanks,

Steve

RELEASE IN FULL

From: Hanley, Monica R.
To: Archie Bolster
Subject: Fw: S berry
Date: Tuesday, August 30, 2011 4:15:15 PM

SSHRC@state.gov

REVIEW AUTHORITY: Archie Bolster,
Senior Reviewer

----- Original Message -----

From: Bentel, John A
Sent: Tuesday, August 30, 2011 04:15 PM
To: Hanley, Monica R
Subject: RE: S berry

Monica: We actually have an account previously set up: SSHRC@state.gov. There are some old emails but none since Jan '11 -- we could get rid of them. You should be aware that any email would go through the Department's infrastructure and subject to FOIA searches.

Let me know if any questions and what you would like us to do.

Thanks!
John

SAU
This email is UNCLASSIFIED

----- Original Message -----

From: Hanley, Monica R.
Sent: Tuesday, August 30, 2011 3:59 PM
To: Bentel, John A
Subject: S berry

Do you know what her email address would be on a state dept berry?

Exhibit D

FILED

RELEASE IN PART
B1,1.4(G),1.4(E),B7(C),B6



REVIEW AUTHORITY: Barbara Nielsen, Senior Reviewer

~~SECRET//REL TO FVEY~~
DECL: 02/22/2026

INFORMATION MEMO FOR THE SECRETARY

FROM: DS - Eric J. Boswell

SUBJECT: ~~(S//REL)~~ Compromise of Officials' Personal E-mail Accounts

~~(S//REL)~~ Threat analysis by the DS cyber security team and related incident reports indicate a dramatic increase since January 2011 in attempts by [redacted] to compromise the private home e-mail accounts of senior Department officials. The actors, [redacted]

1.4(E)
1.4(G)
B1

[redacted] are targeting senior United States government officials and their staffs. Victims include personnel at the Ambassadorial, Assistant Secretary, and Under Secretary levels at DoS, EOP, DoD, DOJ, Treasury, and the U.S. Senate. The attachment provides a snapshot of affected Department personnel; many of the email account owners play major roles in forming diplomatic and economic policy. Secretary Gates and others are being briefed on malicious activity within their organizations.

~~(S//REL)~~ Specifically, the actors are sending cleverly forged e-mails to victims' private web-based accounts (e.g., Gmail, Hotmail, Yahoo). These "spoof phishing" messages appear to be sent by U.S. government officials but are designed to trick recipients into activating embedded malicious code by clicking on an attachment or link. Although the targets are unclassified, personal e-mail accounts, the likely objective is to compromise user accounts and thereby gain access to policy documents and personal information that could enable technical surveillance and possibly blackmail. The personal e-mail of family members also is at risk.

~~(S//REL)~~ DS is working directly with affected Department officials and defending against this activity on OpenNet. We also urge Department users to minimize the use of personal web e-mail for business, as some compromised home systems have been reconfigured by these actors to automatically forward copies of all composed e-mails to an undisclosed recipient. DS stands ready to brief you on the full scope of these [redacted] cyber espionage campaigns.

1.4(E)
1.4(G)
B1

Attachment:

~~(S//REL)~~ Personnel Targeted by [redacted] (as known 2/28/2011)

~~SECRET//REL TO FVEY~~

Classified by: DS, Assistant Secretary Eric J. Boswell
E.O. 13526, Reasons: 1.4 (e) and (g)

8334

Drafted: DS/SI/CS/CTAD - [redacted]
(After hours POC: [redacted])

B6
B7(C)

Approved: DS Assistant Secretary - Eric J. Boswell

Cleared: DS/DSS - [redacted] (ok)
DS/SI - DReid (ok)
DS/SVCS - [redacted] (ok)
DS/CS/CTAD - [redacted] (ok)
DSi - [redacted] (ok)
DiL - [redacted] (ok)
P - [redacted] (ok)
S/P - [redacted] (ok)
M - [redacted] (ok)
G - [redacted] (ok)
IRM - [redacted] (ok)
E - [redacted] (info)
I - [redacted] (ok)
INR - [redacted] (ok)
S/CC - [redacted] (ok)

B6
B7(C)

Exhibit E

UNCLASSIFIED



MRN: 11 STATE 65111
Date/DTG: Jun 28, 2011 / 282223Z JUN 11
From: SECSTATE WASHDC
Action: ALL DIPLOMATIC AND CONSULAR POSTS COLLECTIVE ROUTINE
E.O.: 13526
TAGS: APCS, ASEC, AADP, AMGT
Subject: Securing Personal E-mail Accounts

UNCLAS STATE 065111

E.O. 13526: N/A
TAGS: APCS, ASEC, AADP, AMGT
SUBJECT: Securing Personal E-mail Accounts

Reference:

A) 12 FAM 544.3

1. Department of State users are encouraged to check the security settings and change passwords of their home e-mail accounts because of recent targeting of personal e-mail accounts by online adversaries. Security guidelines have been posted on the DS/SI/CS Cyber Security Awareness web page: <https://intranet.ds.state.sbu/DS/SI/CS/Awareness1/Content/Personal%20Email.aspx>.

2. Recently, Google asserted that online adversaries are targeting the personal Gmail accounts of U.S. government employees. Although the company believes it has taken appropriate steps to remediate identified activity, users should exercise caution and follow best practices in order to protect personal e-mail and prevent the compromise of government and personal information. The DS/SI/CS Cyber Security Awareness web site contains guides to help secure the web-based e-mail accounts of users and their families. This information can be accessed at: <https://intranet.ds.state.sbu/DS/SI/CS/Awareness1/Content/Personal%20Email.aspx>.

3. What can you and your family members do?
(a) Follow the personal e-mail guides posted on the Awareness site to change your password, to ensure that messages are not

auto-forwarding to an unintended address, and to verify that other security settings are properly configured.
(b) Beware of e-mail messages that include links to password reset web pages. These can be easily faked.
(c) Create strong passwords for all of your online accounts, change them often, and never use the same password for more than one account.
(d) Avoid conducting official Department business from your personal e-mail accounts.
(e) Do not reveal your personal e-mail address in your work "Out of Office" message.
(f) Do not auto-forward Department e-mail to personal e-mail accounts, which is prohibited by Department policy (12 FAM 544.3).

4. Questions regarding cyber security awareness should be addressed to awareness@state.gov
CLINTON

Exhibit F

UNDER SECRETARY OF STATE
FOR MANAGEMENT
WASHINGTON

Cheryl

NOV 12 2014

Dear Ms. Mills:

The Department of State has a longstanding and continuing commitment to preserving the history of U.S. diplomacy, established in authorities under the Federal Records Act of 1950. I am writing to you, the representative of Secretary of State Hillary Clinton, as well as to representatives of other former Secretaries (principals), to request your assistance in further meeting this requirement.

The Federal Records Act of 1950, as amended, 44 U.S.C. chapters 29, 31 and 33, seeks to ensure the preservation of an authoritative record of official correspondence, communications, and documentation. Last year, in *Bulletin 2013-03*, the National Archives and Records Administration (NARA) clarified records management responsibilities regarding the use of personal email accounts for official government business. NARA recommended that agencies refer to its guidance when advising incoming and departing agency employees about their records management responsibilities. This bulletin was followed by additional NARA guidance on managing email issued on September 15, 2014. See enclosed.

We recognize that some period of time has passed since your principal served as Secretary of State and that the NARA guidance post-dates that service. Nevertheless, we bring the NARA guidance to your attention in order to ensure that the Department's records are as complete as possible. Accordingly, we ask that should your principal or his or her authorized representative be aware or become aware in the future of a federal record, such as an email sent or received on a personal email account while serving as Secretary of State, that a copy of this record be made available to the Department. In this regard, please note that diverse Department records are subject to various disposition schedules, with most

Enclosures - 3

Ms. Cheryl Mills,
[REDACTED]
[REDACTED]

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Secretary of State records retained permanently. We ask that a record be provided to the Department if there is reason to believe that it may not otherwise be preserved in the Department's recordkeeping system.

The Department is willing to provide assistance to you in this effort. In the meantime, should you have any questions regarding this request, please do not hesitate to contact William Fischer, A/GIS/IPS/RA, Agency Records Officer, at (202) 261-8369.

We greatly appreciate your consideration of and assistance with this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Patrick F. Kennedy', written in a cursive style.

Patrick F. Kennedy