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DATE 10-27-2016 BY J37J85T94 NSICG

INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY
WASHINGTON, DC 20511

July 6, 2015

Mr. Randall Coleman
Assistant Director, Counterintelligence Division
Federal Bureau of Investigation
935 Pennsylvania Ave., N.W.
Washington, DC 20535

SUBJECT: Section 811(c) Referral – Potential Compromise of Classified Information

SENT VIA SECURE FACSIMILE

Dear Mr. Coleman,

(U) On March 12, 2015, Senate Committee Chairmen Burr, Corker, and Johnson requested that the State Department Inspector General (State IG) conduct a review of State employees' use of personal email and non-government networks for official purposes. The Chairmen asked State IG to address several specific areas, including whether classified information was transmitted or received. The Chairmen also requested State IG coordinate their review with the Inspector General of the Intelligence Community (IC IG). State IG thereafter initiated a review and requested IC IG support.

(U) Concomitant with the State IG review, State FOIA officials are reviewing more than 30,000 emails provided by former Secretary of State Hillary Clinton. According to the former Secretary, these 30,000 emails were transmitted via personal hardware and software devices during her tenure at State.

(U//~~FOUO~~) In support of State IG's review, IC IG reviewed 296 of the 30,000 emails. State had FOIA-processed these 296 emails and released them publicly on May 22, 2015. IC IG found that two of these 296 emails contained classified information. One email had been redacted using a "B1" FOIA Exemption. The other email had been processed and released in an unclassified

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Mr. Randall Coleman

and unredacted form. This second email should have been marked SECRET//SI//REL USA, FVEY according to FOIA officials at the Defense Intelligence Agency (DIA), National Geospatial-Intelligence Agency (NGA), and National Security Agency (NSA). These Intelligence Community FOIA officials confirmed that State FOIA officials did not coordinate with them in regard to the public release of this second email.

(U//~~FOUO~~) As part of its review, State IG sent former Secretary Clinton's personal attorney, Mr. David E. Kendall, a preservation request regarding systems and devices related to the 30,000 emails. IC IG co-signed this request. Mr. Kendall replied to the request (see enclosure), and noted that he had stored electronic copies of all 30,000 emails on a thumb drive located in his law office. Mr. Kendall also noted that the former Secretary's personal server is in the custody of a company named "Platte River Networks."

(U//~~FOUO~~) As the thumb drive and personal server contain classified information and are not currently in the Government's possession, we are referring this matter to your office for any action you deem appropriate.

(U) Please do not hesitate to contact me, at with any questions or concerns.

b3 per ODNI

Sincerely,



I. Charles McCullough, III

Enclosure: As stated

CC: The Honorable James R. Clapper
The Honorable Steve A. Linick
Mr. William R. Evanina

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LAW OFFICES
WILLIAMS & CONNOLLY LLP

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EDWARD BENNETT WILLIAMS (1920-1988)
PAUL R. CONNOLLY (1922-1978)

June 24, 2015

BY ELECTRONIC MAIL

[Redacted]

Office of Inspector General
U.S. Department of State

[Redacted]

Dear [Redacted]

I write as personal counsel to former Secretary Clinton in response to your June 9 e-mail request for additional details regarding our preservation efforts related to Secretary Clinton's work-related e-mail from her tenure as Secretary of State.

I note at the outset that the Department of State is in possession of all of Secretary Clinton's work-related and potentially work-related e-mails. Specifically, in response to an October 2014 letter request from the Department of State, Secretary Clinton's counsel identified all work-related or potentially work-related e-mail in her possession, custody, or control. In total, 30,490 e-mails, all of which were from her @clintonemail.com account, were identified and provided in hard copy to the Department of State in December 2014. As her personal counsel, we continue to retain a preservation copy of the .pst file containing the electronic copies of those e-mails, on a thumb drive that is stored in a secured safe at the offices of Williams & Connolly LLP, 725 12th Street NW, Washington DC 20005. The only two persons authorized to access that thumb drive are me and my law partner, Katherine Turner.

In addition, we have taken steps to retain the server equipment that hosted Secretary Clinton's @clintonemail.com account during her tenure as Secretary of State, even though that equipment is no longer active and, we believe, no longer contains any data from Secretary Clinton's @clintonemail.com account. The equipment is in the custody of Platte River Networks and is maintained at a secure data center. In response to preservation notices related to Secretary Clinton's e-mail received that I have received

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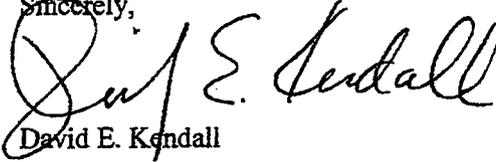
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b6
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[Redacted]
June 24, 2015
Page 2

from certain entities, I have confirmed Platte River Networks's receipt of such notices as well.

Sincerely,


David E. Kendall

Cc:

[Redacted]

b3 per ODNI
b6 per ODNI, FBI
b7C per ODNI, FBI

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INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY
WASHINGTON, DC 20511

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: Update to IC IG support to State Department IG.
(Re: 12 March 2015 letter from Chairmen Burr,
Corker, and Johnson)

(U//~~FOUO~~) On 12 March 2015, the Inspector General of the State Department (State IG) received a letter from Chairmen Burr, Corker, and Johnson asking for, among other requests, a review of State Department employees' usage of personal email for official purposes. The letter also requested State IG to coordinate with my office to determine whether classified information was transmitted or received by State Department employees over personal systems. On April 16, 2015, State IG initiated a review of the use of personal communications hardware and software by five Secretaries of State and their immediate staffs.

(U//~~FOUO~~) In December 2014, former Secretary Clinton provided the State Department with approximately 55,000 pages of electronic documents. These documents were deemed to be official business, and had been transmitted via personal communications hardware and software. The State Department is in the process of reviewing these documents for potential public release in response to Freedom of Information Act (FOIA) requests.

(U//~~FOUO~~) State IG asked my office to validate the procedures being used by State Department FOIA staff as they process the 55,000 pages of electronic documents. Our preliminary assessment of the FOIA pre-release process determined that State Department FOIA staff lacked sufficient familiarity with Intelligence Community (IC) equities to properly identify potentially classified information. We provided State IG with some recommendations, and State IG forwarded our recommendations to the State Department FOIA staff. One of our recommendations was that State Department FOIA staff request support from IC FOIA officials to better protect potentially classified information.

(U//~~FOUO~~) My staff also reviewed 296 emails released by State FOIA officials on 22 May 2015. We identified one document that had been released in an

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SUBJECT: Update to IC IG support to State Department IG (Re: 12 March 2015 letter from Chairmen Burr, Corker, and Johnson)

unclassified and unredacted form that --according to DIA, NSA, and NGA FOIA officials -- should have been marked and handled as SECRET//NOFORN. Further, these IC FOIA officials confirmed that the document in question had not been coordinated with the appropriate IC elements before public release.

(U//~~FOUO~~) My office notified the National Counterintelligence and Security Center (NCSC) as well as other appropriate CI/Security officials of this released, unredacted document. Under Intelligence Community Directive 701, *Deterrence, Detection, Reporting, and Investigation of Unauthorized Disclosures of Classified National Intelligence.*, NCSC (formerly National Counterintelligence Executive) is responsible for assessing unauthorized disclosures of classified information and making any notifications they deem necessary to the Department of Justice.

(U) Please contact me or [redacted] with any questions or concerns.

b3 per ODNI
b6 per ODNI
b7C per ODNI


I. Charles McCullough, III
Inspector General of the Intelligence Community

6-19-2015
Date

DISTRIBUTION: The Honorable Richard Burr
The Honorable Dianne Feinstein
The Honorable Devin Nunes
The Honorable Adam Schiff
The Honorable James Clapper, Director National Intelligence

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INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY
WASHINGTON, DC 20511

MEMORANDUM FOR: DISTRIBUTION

SUBJECT: Classified Material on Personal Electronic
Storage Devices

(U//~~FOUO~~) On 19 June 2015 my office notified your committees that we had recently assessed the Freedom of Information Act (FOIA) document review process at the Department of State (State). This assessment was limited to the ongoing process being used by State FOIA officials reviewing almost 55,000 pages of emails that had been provided to State by former Secretary of State Clinton. These emails had previously existed on, and had been transmitted via, a non-government communication system but were deemed to be official business by former Secretary Clinton's staff.

(U//~~FOUO~~) As part of our assessment, we also reviewed a subset of these same documents, some 296 emails, that had already been reviewed and released by State FOIA officials in response to several FOIA requests. According to DIA, NSA, and NGA FOIA officials – at least one of these unredacted emails should have been marked and treated as SECRET//NOFORN.

(U//~~FOUO~~) On 24 June 2015, the State Inspector General received the attached letter from former Secretary Clinton's personal counsel, David Kendall. This letter discusses the former Secretary's provision of documents from her personal server to State; the current location of the personal server; and information about a mobile electronic storage device (thumb drive) presently in her counsel's possession. The above-mentioned SECRET//NOFORN document is likely on the thumb drive and possibly on the personal server (although Mr. Kendall notes he believes the personal server no longer contains any data).

(U//~~FOUO~~) Given the likelihood that classified material may exist on at least one unsecured, non-government system, the IC IG and State IG immediately notified security officials at ODNI, State, DIA, NSA, and NGA in accordance with Intelligence Community Directive 701, *Deterrence, Detection, Reporting, and Investigation of Unauthorized Disclosures of Classified National*

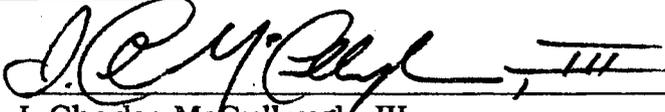
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SUBJECT: Classified Material on Personal Electronic Storage Devices

Intelligence. The State and IC IG defer to the National Counterintelligence and Security Center and the various agency security officials with regard to coordination of appropriate security/CI actions and the disposition of these electronic storage devices.

b3 per ODNI
b6 per ODNI
b7C per ODNI

(U) Please contact me or the [redacted]
[redacted] with any questions or concerns.


I. Charles McCullough, III
Inspector General of the Intelligence Community

6/25/2015
Date

DISTRIBUTION: The Honorable Richard Burr
The Honorable Dianne Feinstein
The Honorable Devin Nunes
The Honorable Adam Schiff
The Honorable James Clapper, Director National Intelligence



INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY
WASHINGTON, DC 20511

15 June 2015

The Honorable Steve Linick
Inspector General
Department of State
2201 C Street, NW (SA-3, Suite 8100)
Washington, DC 20520

Dear Mr. Linick:

(U//~~FOUO~~) Thank you for reaching out to my office to assist you in your current review entitled "Use of Personal Communications Hardware and Software by Five Secretaries of State and Their Immediate Staffs." Thus far, our assistance has been tailored to reviewing State Department's Freedom of Information Act (FOIA) process and how classified information is safeguarded in that process.

(U//~~FOUO~~) Our preliminary review identified four areas that may require immediate attention by State FOIA officials, in coordination with Intelligence Community FOIA officials. Those areas are detailed in the attached memorandum. My team has briefed your team members on these developments and will continue to refine findings and recommendations as the review progresses.

Sincerely,

I. Charles McCullough, III

cc: [redacted] Counselor,
State Department Office of Inspector General

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[redacted]
Office of the Inspector General of the Intelligence Community

b3 per ODNI
b6 per ODNI
b7C per ODNI

Attachment:
(U) MFR, [redacted] dtd 15 June, 2015) (U//~~FOUO~~)



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OFFICE OF THE INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY
 INSPECTIONS AND EVALUATIONS DIVISION
 WASHINGTON, DC 20511

MEMORANDUM FOR THE RECORD

15 June 2015

PROJECT: (U) Special Inquiry 2015-001: Assistance to State Department Inspector General Review of Use of Personal Communications Hardware and Software by Five Secretaries of State and Their Immediate Staffs

INSPECTOR: (U)

b3 per ODNI
 b6 per ODNI
 b7C per ODNI

PURPOSE: (U//~~FOUO~~) Document Potential Issues Identified in Preliminary Review of the State Department FOIA Process.

(U//~~FOUO~~) The Office of the Inspector General of the Intelligence Community (IC IG) is assisting the State Department IG's office in the above referenced review; focused on the handling of potentially classified material during the State Department Freedom of Information Act (FOIA) review process. I am conducting a preliminary review of the handling of potentially classified material during the State FOIA review process being used to review the 33,000 emails provided by former Secretary Clinton from her personal email server. Thus far, I have identified four areas that may require expedited attention by State FOIA officials, in coordination with IC FOIA officials. Those areas are:

1. (U//~~FOUO~~) **Evaluation of other agencies' equities is not optimal.** State Department is currently relying on retired senior Foreign Service Officers to review for other agencies' equities in FOIA cases. For example, a review of the first set of 296 emails received from former-Secretary Clinton and released on the State Department FOIA website identified material that should have been referred to IC FOIA officials for review prior to release. **Recommend State Department FOIA Office request staff support from IC FOIA offices to assist in the identification of intelligence community equities.**

THIS IS A DELIBERATIVE PROCESS DOCUMENT AND INTENDED SOLELY FOR OFFICIAL USE BY THE IC IG. RECIPIENTS MAY NOT FURTHER DISSEMINATE WITHOUT THE EXPRESS PERMISSION OF IC IG PERSONNEL.

(U//~~FOUO~~) Document Potential Issues Identified in Preliminary Review of the State Department FOIA Process.

2. (U//~~FOUO~~) **Storage and distribution of FOIA material is occurring on a SECRET level network.** State Department is using a SECRET level network (ClassNet) to store the 33,000 emails acquired from former-Secretary Clinton. State is also using ClassNet to distribute the FOIA material for review by both the intra-and-inter-agency. Material at the SECRET//NOFORN level was identified in the first set of 296 emails prior to their release. **Recommend IC FOIA officers review the emails to ensure ClassNet use is appropriate before transmitting to the State Bureaus for review.**
3. (U//~~FOUO~~) **Applying appropriate FOIA exemptions to protect classified information.** State Department FOIA personnel recommended five "B1" (Classified National Security Information) FOIA exemptions for proposed redactions in the first set of 296 emails to protect classified information. According to State FOIA personnel, during the State Department Legal Office's review, four of the B1 exemptions were removed and changed to "B5" FOIA exemptions (Privileged Communications). **Recommend State Department FOIA Office seek classification expertise from the interagency to act as a final arbiter if there is a question regarding potentially classified materials.**
4. (U//~~FOUO~~) **It is unclear if the Department of Justice is reviewing the emails before FOIA release.** Former-Secretary Clinton's emails are the subject of numerous FOIA requests and multiple FOIA lawsuits. It may be prudent to integrate the Department of Justice into the FOIA process review to ensure the redactions can withstand potential legal challenges. **If not already being done, recommend the State Department FOIA Office incorporate the Department of Justice into the FOIA process to ensure the legal sufficiency review of the FOIA exemptions and redactions.**

**UNDER SECRETARY OF STATE
FOR MANAGEMENT
WASHINGTON**

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JUN 25 2015

MEMORANDUM FOR THE INSPECTOR GENERAL

FROM: M – Patrick F. Kennedy *PKK*

SUBJECT: Potential Issues Identified by the Office of the Inspector General of the Intelligence Community Concerning the Department of State's Process for the Review of Former Secretary Clinton's Emails under the Freedom of Information Act (ESP-15-04)

I am in receipt of the subject Memorandum (dated June 19, 2015) and its accompanying Memorandum and Attachment from the Inspector General of the Intelligence Community (ICIG). Responses to the four recommendations are contained in the attached.

The Department of State's FOIA processes are consistent with those of other agencies. State's FOIA personnel analyze responsive records for disclosure pursuant to the provisions of the FOIA and apply exemptions to the documents as appropriate. Department FOIA reviewers are trained in applying the exemptions, using guidance made available by the Department of Justice's Office of Information Policy. The reviewers consult with subject matter experts in Department components and with FOIA attorneys in the Department's Office of the Legal Adviser, as appropriate. In turn, the Department's attorneys consult regularly with attorneys at DOJ's Federal Programs Branch and attorneys at U.S. Attorney's Offices on legal issues that arise in the context of the FOIA and FOIA litigation. Consistent with the long-standing practice of third-agency review within the Executive branch and DOJ Policy on Referrals, Consultations, and Coordination, the Department consults with other agencies with respect to the review and disclosure of records that contain information that is of interest to another agency.

Taking the above in account, the Department finds the issues raised by the ICIG are either already addressed in current processes or are inconsistent with interagency practices. Further, the recommendations provided by the ICIG would add to the FOIA review process schedule and make it more difficult to meet the U.S. District Court order for rolling productions without meaningfully enhancing the review process.

Attachment:

As stated.

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HRC-393

Recommendation #1

The process utilized by the State Department to identify other agency equities is one with parallels throughout the United States Government.

Prior to undertaking the current effort, a senior level meeting was held with representatives of a number of agencies (including the CIA and ODNI); the process to be utilized was outlined; and no objection was entered.

The retired senior Foreign Service Officers are utilized because of their years of both FOIA experience and substantive expertise in the various regional and functional issues that are reviewed.

If there are specific examples from the "Benghazi" 296 set that are of concern, the Department would welcome further information.

Recommendation #2

The State Department Classified network is authorized to handle up to SECRET material, including NOFORN, and thus ClassNet is the appropriate system for the storage and distribution of these FOIA materials.

Should the Department identify an e-mail that potentially contains material that could be classified at a higher level, that material would be pulled from the database and transmitted for review via an appropriate channel.

Recommendation #3

Final determinations of classification decisions are made by senior personnel within the Department's FOIA office, assisted by subject matter experts in relevant bureaus and in the Office of the Legal Adviser, after referral of other agency equities have been made to the appropriate agencies and their comments received. These individuals have the experience and expertise necessary to carry out this responsibility correctly.

Recommendation #4

Emails with Department of Justice equities (including those of its component entities) are forwarded to the relevant DOJ entities for review. Legal sufficiency review of the FOIA exemptions and redactions are conducted by attorneys from the Office of the Legal Adviser; they consult regularly with the Department of Justice's Federal Programs Branch regarding FOIA issues and litigation, including litigation involving the former Secretary's emails. This type of process is common throughout the interagency.

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OIG Office of Inspector General
U.S. Department of State • Broadcasting Board of Governors

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June 29, 2015

MEMORANDUM FOR UNDER SECRETARY KENNEDY

FROM:  Steve A. Linick, Inspector General, Department of State
I. Charles McCullough, III, Inspector General, Intelligence Community

SUBJECT: Potential Issues Identified by the Office of the Inspector General of the Intelligence Community Concerning the Department of State's Process for the Review of Former Secretary Clinton's Emails under the Freedom of Information Act (ESP-15-05)

We understand that, in compliance with a federal court order connected to pending Freedom of Information Act (FOIA) litigation, the Department plans to publish tomorrow a portion of the 55,000 pages of emails produced by former Secretary Clinton. We are therefore providing this Memorandum as follow up to our June 19, 2015, Memorandum to you, to provide additional information supporting our concerns about the current process underway to review the 55,000 pages of emails prior to publication.

On June 26 and June 27, 2015, Department staff responsible for FOIA issues further reviewed a portion of the 55,000 pages that have been or are to be reviewed. They report discovering hundreds of potentially classified emails within the collection. In addition, there is concern that possible classified material will be posted in tomorrow's release. Staff members from the Office of Inspector General for the Intelligence Community (IC IG) are now taking steps to verify the classification of some of these emails.

Under the circumstances, we continue to urge the Department to adopt the recommendations made by the IC IG in our June 19 Memorandum in order to enhance the current review system and to further minimize risk. The Department should ensure that no classified documents are publically released.

cc: D-MR - Heather A. Higginbottom

[Redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

From: Chuck McCullough [Redacted]
Sent: Monday, June 29, 2015 7:49 PM
To: [Redacted]
Subject: [AIN] FW: Follow Up Memorandum

b3 per ODNI

[Large Redacted Block]

I. Charles McCullough, III
Intelligence Community Inspector General

[Redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

From: Kennedy, Patrick F [mailto:KennedyPF@state.gov]
Sent: Monday, June 29, 2015 7:15 PM
To: Linick, Steve A (OIG)
Cc: Higginbottom, Heather A; Chuck McCullough
Subject: RE: Follow Up Memorandum

Steve

I would appreciate your advising the IC IG that if his office believes that there is material that needs to be withheld, it needs to identify the specific documents involved. The ?Bates Stamp? number on the document is a sufficient reference item to let us know which are of concern.

Since we are set by court order to publish the first tranche tomorrow, I would hope that we get this material soonest.

pat

From: Linick, Steve A (OIG)
Sent: Monday, June 29, 2015 7:11 PM
To: Kennedy, Patrick F
Cc: Higginbottom, Heather A; Chuck McCullough
Subject: Follow Up Memorandum



b3 per ODNI
b6 per ODNI
b7C per ODNI

Dear Pat:

Please see attached follow-up Memorandum regarding potential issues identified by the IC IG concerning the Department's process for the review of former Secretary Clinton's emails. Please feel free to contact Chuck McCullough with any questions. Best, Steve

[Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: [Redacted] (OIG) [Redacted]
Sent: Thursday, July 02, 2015 12:37 PM
To: [Redacted]
Cc: Kennedy, Patrick F; Linick, Steve A (OIG) [Redacted]
[Redacted] (OIG)
Subject: [AIN] Follow Up from Yesterday's Meeting

b3 per ODNI

[Redacted]

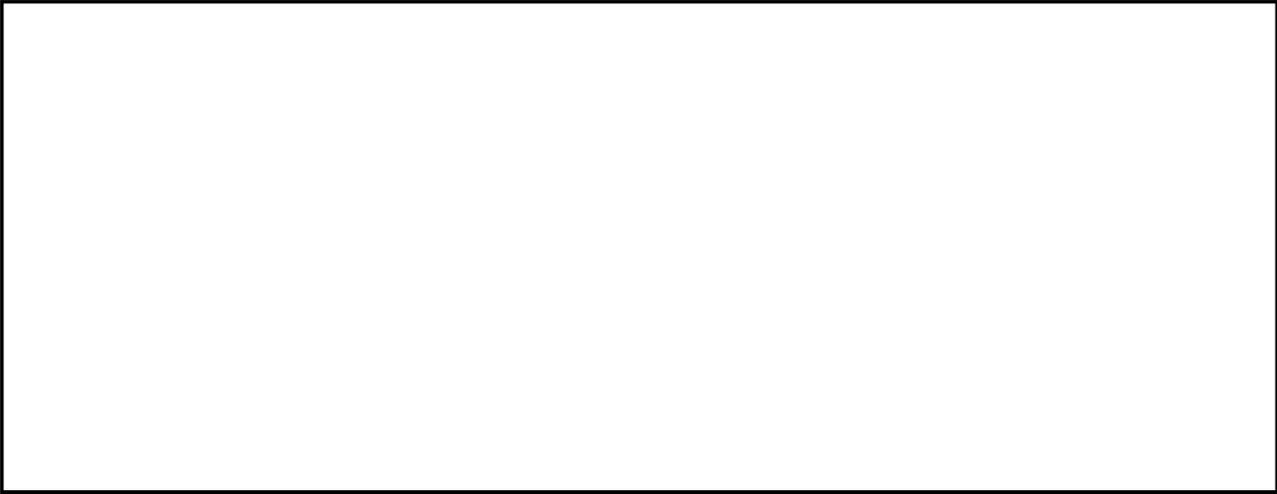
[Redacted]

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[Redacted]

b5 per DOS

b5 per DOS



Thanks.



Office of Inspector General

U.S. Department of State

b6
b7C



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symbol of their commitment to disarm the militias and anti-government groups, and increased their involvement accordingly.)

b3 per ODNI
b6 per FBI, ODNI,
b7C per FBI, ODNI

From: Kennedy, Patrick F <KennedyPF@state.gov>
Sent: Thursday, July 02, 2015 8:12 PM
To: [Redacted]
Cc: Linick, Steve A (OIG); [Redacted]
Subject: [AIN] RE: Follow Up from Yesterday's Meeting

b3 per ODNI

[Redacted]

b6
b7C

[Redacted]

b5 per DOS

Regards

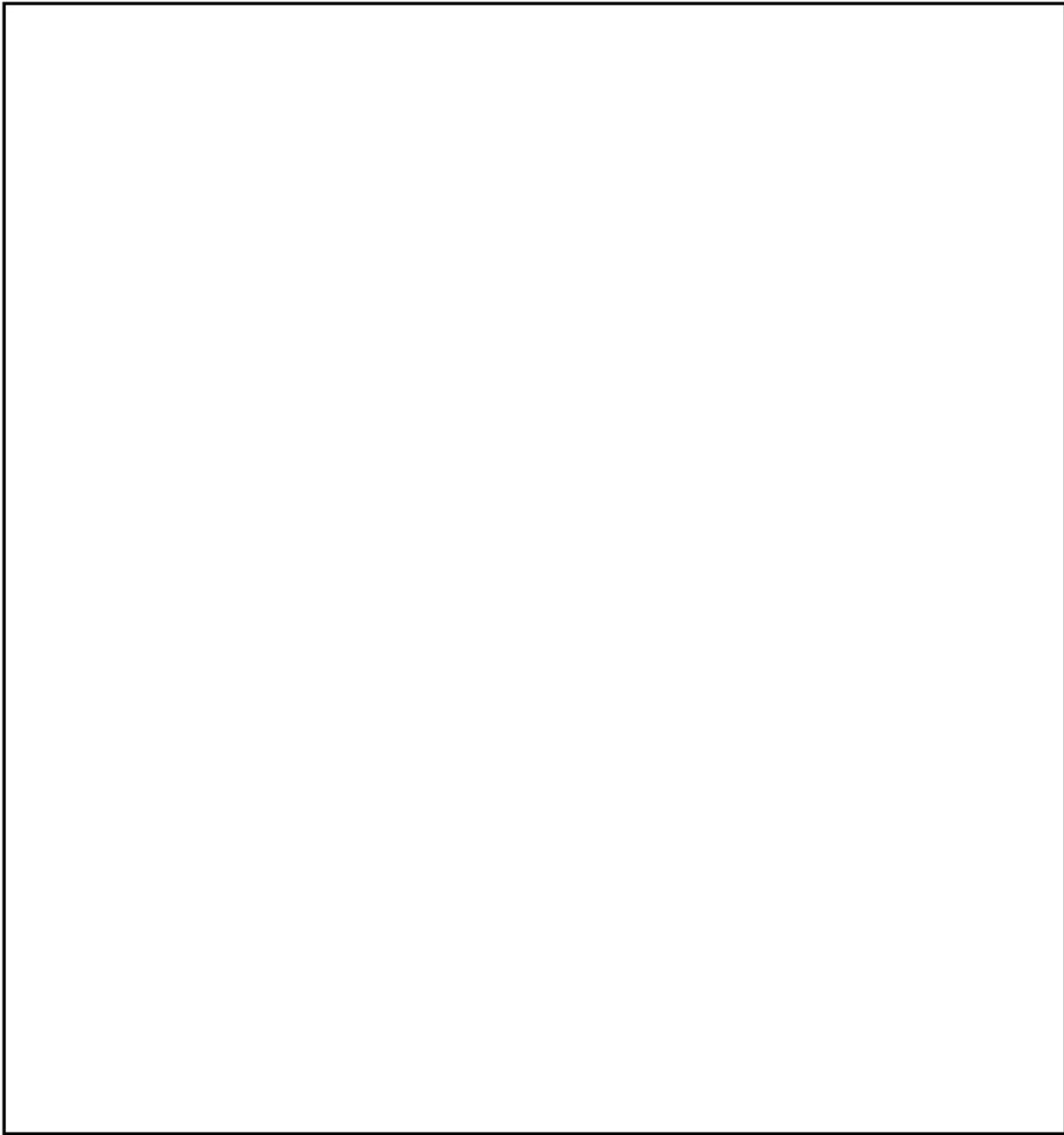
pat

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: [Redacted] (OIG)
Sent: Thursday, July 02, 2015 12:37 PM
To: [Redacted]
Cc: Kennedy, Patrick F; Linick, Steve A (OIG); [Redacted]
[Redacted]
(OIG)
Subject: Follow Up from Yesterday's Meeting

[Redacted]

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b7C



b5 per DOS

Thanks.

[Redacted]

Office of Inspector General

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b7C

U.S. Department of State



b6
b7C

~~SDU~~

This email is UNCLASSIFIED.

[Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: [Redacted]
Sent: Monday, July 06, 2015 3:27 PM
To: Jennifer L Hudson; [Redacted]
Cc: [Redacted] (OIG); [Redacted]
Subject: [AIN] RE: Request for assistance from IC FOIA Officials

b3 per ODNI

[Large Redacted Block]

Thanks Jennifer. Please advise if you require any further information from us.

[Redacted]

b6
b7C

Please advise if you will begin to coordinate with Ms. Hudson, and other IC FOIA officials, on the additional assistance to identify IC equities. Also, advise if you need any additional information from us.

Cheers,

[Redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

Office of the Inspector General of the Intelligence Community

[Redacted]

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b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: Jennifer L Hudson
Sent: Monday, July 06, 2015 2:51 PM

To: [redacted]
Cc: [redacted] (OIG)'; [redacted]

Subject: RE: Request for assistance from IC FOIA Officials

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

We are willing to provide assistance to State in recognizing IC equities. At this point I know NSA and NGA are willing to help, and I believe CIA may also be willing to participate.

This would be to help State identify equities so that records could be referred through the normal process. I do not think that anyone intends to send officers down to State on a full-time basis to review and redact.

Jennifer

Jennifer Hudson

Director, Information Management Division

ODNI/CIO

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: [redacted]
Sent: Monday, July 06, 2015 2:12 PM
To: Jennifer L Hudson
Cc: [redacted] (OIG)'; [redacted]
[redacted]
Subject: Request for assistance from IC FOIA Officials

Greetings Jennifer,

I hope that you are well. As discussed, the IC IG recommended that State FOIA officials seek the assistance of IC FOIA officials for identifying IC equities in the current State FOIA review of over 30,000 emails provided by Former Secretary Clinton. As the ODNI FOIA official, we are seeking your assistance with this recommendation. Please advise if you are willing to provide such assistance to the State FOIA officials and if you are, can you reach out to other IC FOIA officials and ascertain if they too are willing to provide such assistance. We look forward to your response.

Thanks in advance,

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

Office of the Inspector General of the Intelligence Community

[redacted]

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[Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: [Redacted]
Sent: Monday, July 06, 2015 5:14 PM
To: [Redacted] Jennifer L Hudson
Cc: [Redacted] (OIG); [Redacted] (OIG); [Redacted]
[Redacted] Grafeld, Margaret P; [Redacted]
Subject: [AIN] RE: Request for assistance from IC FOIA Officials

b3 per ODNI

[Large Redacted Block]

[Redacted] This offer of assistance by the IC is something the IC OIG will need to work out with the Under Secretary for Management Patrick Kennedy. [Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

[Redacted]

b6
b7C

Director
Office of Information Programs and Services (IPS)
Bureau of Administration
Department of State
SA-2, Room 5021
Washington, DC 20520

[Redacted] (u)
202-261-8590 (fax)

b6
b7C

From: [Redacted]
Sent: Monday, July 06, 2015 3:27 PM

b3 per ODNI
b6 per ODNI
b7C per ODNI

To: Jennifer L. Hudson; [redacted]
Cc: [redacted] (OIG); [redacted] (OIG); [redacted]

Subject: RE: Request for assistance from IC FOIA Officials

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

Thanks Jennifer. Please advise if you require any further information from us.

[redacted]

b6
b7C

Please advise if you will begin to coordinate with Ms. Hudson, and other IC FOIA officials, on the additional assistance to identify IC equities. Also, advise if you need any additional information from us.

Cheers,

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

Office of the Inspector General of the Intelligence Community

[redacted]

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b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: Jennifer L Hudson
Sent: Monday, July 06, 2015 2:51 PM

To: [redacted]
Cc: [redacted] (OIG)'; [redacted]
[redacted]

Subject: RE: Request for assistance from IC FOIA Officials

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

We are willing to provide assistance to State in recognizing IC equities. At this point I know NSA and NGA are willing to help, and I believe CIA may also be willing to participate.

This would be to help State identify equities so that records could be referred through the normal process. I do not think that anyone intends to send officers down to State on a full-time basis to review and redact.

Jennifer

Jennifer Hudson
Director, Information Management Division

ODNI/CIO

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

From: [redacted]
Sent: Monday, July 06, 2015 2:12 PM
To: Jennifer L Hudson
Cc: [redacted] (OIG)'; [redacted]
[redacted]

Subject: Request for assistance from IC FOIA Officials

Greetings Jennifer,

I hope that you are well. As discussed, the IC IG recommended that State FOIA officials seek the assistance of IC FOIA officials for identifying IC equities in the current State FOIA review of over 30,000 emails provided by Former Secretary Clinton. As the ODNI FOIA official, we are seeking your assistance with this recommendation. Please advise if you are willing to

provide such assistance to the State FOIA officials and if you are, can you reach out to other IC FOIA officials and ascertain if they too are willing to provide such assistance. We look forward to your response.

Thanks in advance,



b3 per ODNI
b6 per ODNI
b7C per ODNI

Office of the Inspector General of the Intelligence Community



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[Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: Linick, Steve A (OIG) <linicksa@state.gov>
Sent: Monday, July 06, 2015 6:40 PM
To: Kennedy, Patrick F
Cc: Chuck Mccullough

[Redacted]
[Redacted]
[Redacted] (OIG) [Redacted]

Subject: [AIN] FW: Follow Up from Yesterday's Meeting

b3 per ODNI

[Large Redacted Block]

Pat,

Concerning Item #1, as reflected in the email immediately below from Jennifer Hudson that I have copied into this email, ODNI has been gathering IC resources to support the review. I urge you to contact Jennifer, directly, to facilitate ODNI's offered assistance.

Please contact me at your earliest convenience on the results, and whether you will be providing a memorandum supplementing your June 19, 2015 response.

Steve

From: Jennifer L Hudson [Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

Sent: Monday, July 06, 2015 2:51 PM

To: [Redacted]
Cc: [Redacted] (OIG); [Redacted] (OIG); [Redacted]

Subject: RE: Request for assistance from IC FOIA Officials

[Redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

We are willing to provide assistance to State in recognizing IC equities. At this point I know NSA and NGA are willing to help, and I believe CIA may also be willing to participate.

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Jennifer

Jennifer Hudson
Director, Information Management Division
ODNI/CIO

[Redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

~~SBU~~

This email is UNCLASSIFIED.

From: Kennedy, Patrick F
Sent: Thursday, July 02, 2015 8:12 PM
To: [Redacted] (OIG); [Redacted]
Cc: Linick, Steve A (OIG); [Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

[Redacted]

Subject: RE: Follow Up from Yesterday's Meeting

[Redacted]

b6
b7C

[Redacted]

b5 per DOS



b5 per DOS

Regards

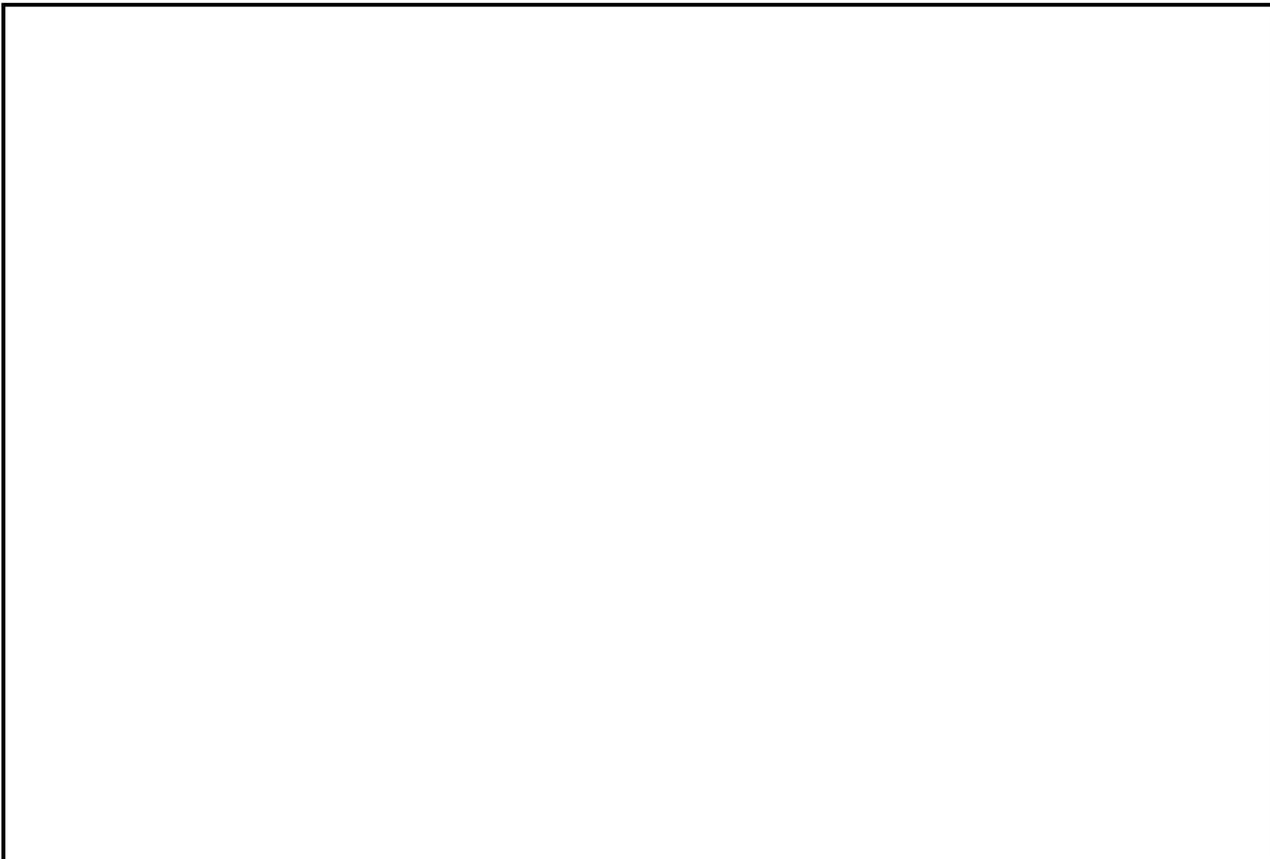
pat

From: [redacted] (OIG)
Sent: Thursday, July 02, 2015 12:37 PM
To: [redacted]
Cc: Kennedy, Patrick F; Linick, Steve A (OIG); [redacted]
[redacted]
); [redacted] (OIG)
Subject: Follow Up from Yesterday's Meeting

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

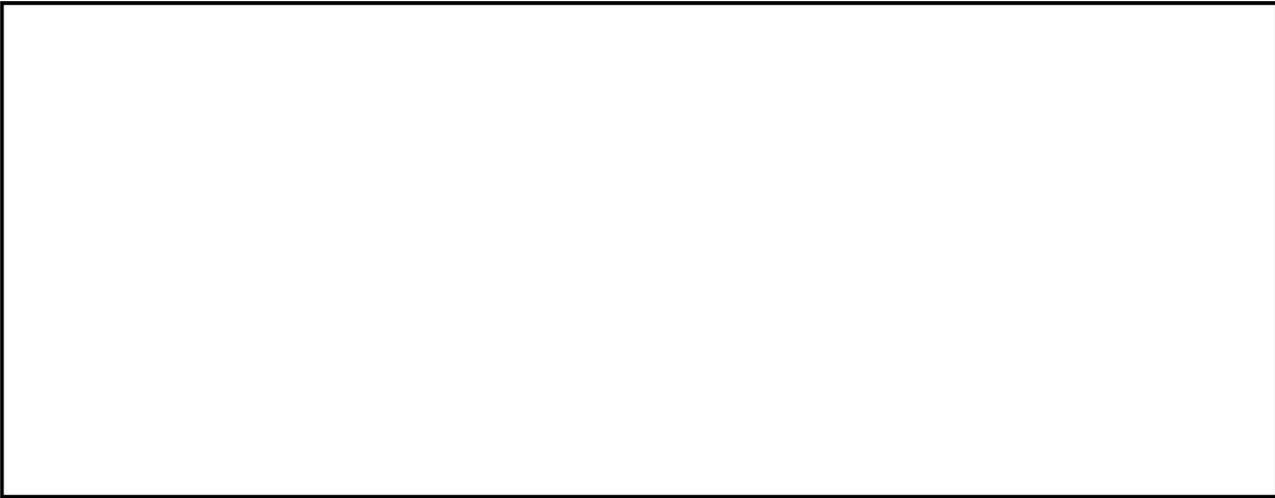


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b5 per DOS

b5 per DOS



Thanks.



Office of Inspector General
U.S. Department of State

b6
b7C



~~SBU~~

This email is UNCLASSIFIED.

[Redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

From: Kennedy, Patrick F <KennedyPF@state.gov>
Sent: Tuesday, July 07, 2015 8:47 AM
To: Linick, Steve A (OIG)
Cc: [Redacted] (OIG); [Redacted]
[Redacted] (OIG); [Redacted]
Subject: [AIN] Re: Follow Up from Yesterday's Meeting

b3 per ODNI

[Large Redacted Block]

Steve

Jennifer has reached out directly to the Department's FOIA officer to say she is in discussion with other IC elements.

[Large Redacted Block]

b5 per DOS

Regards
Pat

From: Linick, Steve A (OIG)
Sent: Tuesday, July 07, 2015 12:39 AM
To: Kennedy, Patrick F
Cc: Chuck Mccullough [Redacted]; [Redacted]
(OIG); [Redacted]; [Redacted]
[Redacted]; [Redacted]
(OIG); [Redacted]
Subject: FW: Follow Up from Yesterday's Meeting

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

Pat,

Concerning Item #1, as reflected in the email immediately below from Jennifer Hudson that I have copied into this email, ODNI has been gathering IC resources to support the review. I urge you to contact Jennifer, directly, to facilitate ODNI's offered assistance.

Please contact me at your earliest convenience on the results, and whether you will be providing a memorandum supplementing your June 19, 2015 response.

Steve

From: Jennifer L Hudson [redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

Sent: Monday, July 06, 2015 2:51 PM

To: [redacted]

Cc: [redacted] (OIG); [redacted] (OIG); [redacted]

Subject: RE: Request for assistance from IC FOIA Officials

[redacted]

b3 per ODNI
b6 per ODNI
b7C per ODNI

We are willing to provide assistance to State in recognizing IC equities. At this point I know NSA and NGA are willing to help, and I believe CIA may also be willing to participate.

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Jennifer

Jennifer Hudson

Director, Information Management Division

ODNI/CIO

[redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

~~SBU~~

This email is UNCLASSIFIED.

From: Kennedy, Patrick F
Sent: Thursday, July 02, 2015 8:12 PM
To: [redacted] (OIG); [redacted]
Cc: Linick, Steve A (OIG); [redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

[redacted]

Subject: RE: Follow Up from Yesterday's Meeting

[redacted]

b6
b7C

[redacted]

b5 per DOS

Regards

pat

From: [redacted] (OIG)
Sent: Thursday, July 02, 2015 12:37 PM
To: [redacted]
Cc: Kennedy, Patrick F; Linick, Steve A (OIG); [redacted]

b3 per ODNI
b6 per FBI, ODNI
b7C per FBI, ODNI

[redacted]

[redacted] (OIG)
Subject: Follow Up from Yesterday's Meeting

[redacted]

b6
b7C

[redacted]

b5 per DOS

b5 per DOS



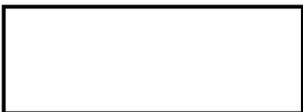
Thanks.



Office of Inspector General

U.S. Department of State

b6
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b6
b7C

~~SDU~~

This email is UNCLASSIFIED.



OIG Office of Inspector General
U.S. Department of State • Broadcasting Board of Governors

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July 10, 2015

MEMORANDUM FOR UNDER SECRETARY KENNEDY

FROM: Steve A. Linick, Inspector General, Department of State
ICM Charles McCullough, III, Inspector General, Intelligence Community

SUBJECT: Request for Electronic Copy of Former Secretary Clinton's Emails

As you know, the Office of the Inspector General (OIG) is currently reviewing the use of personal communications hardware and software by five Secretaries of State and their immediate staffs, and is receiving assistance from the Office of the Inspector General of the Intelligence Community (ICIG).

During our July 1, 2015, meeting with you and [redacted] at the ICIG [redacted] advised us that the Department has obtained from Secretary Clinton's counsel an electronic copy of the 55,000 pages of emails produced by Secretary Clinton in hard copy to the Department in December 4, 2014. As further background, on June 24, 2015, Secretary Clinton's counsel sent OIG a letter, which was shared with you the following day, advising that her counsel retained "a preservation copy of the .pst file containing the electronic copies of those e-mails, on a thumb drive that is stored in a secured safe" in counsel's offices. OIG now requests that you provide to OIG two copies of this .pst file, for use by OIG and ICIG.

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b7c

If you or your colleagues have any questions, please contact [redacted]

b6
b7c

cc: D-MR - Heather A. Higginbottom

United States Department of State

*Under Secretary of State
for Management*

Washington, D.C. 20520

UNCLASSIFIED
MEMORANDUM

July 22, 2015

TO: OIG – Steve A. Linick

FROM: M – Patrick F. Kennedy *PKC*

SUBJECT: Your Request for Electronic Copy of Former Secretary Clinton's
 Emails

This memorandum is in response to your July 10, 2015, memorandum in which you ask that the Department provide to OIG and to the Inspector General for the Intelligence Community (ICIG) .pst files containing all of the emails that Secretary Clinton produced to the Department in hard copy in December 2014.

First, to clarify, [] told [] that the Department has requested Secretary Clinton's counsel to provide an electronic copy of the emails that were produced. [] also advised that, while Secretary Clinton's counsel agreed to do so, we had not yet received – nor have we since received – such a copy.

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b7c

As you know, the Bureau of Administration (A) has, scanned and loaded the emails in a .pdf file into a system on CLASSNET for record keeping purposes and the ongoing Freedom of Information Act (FOIA) review of this material, as well as to fulfill other FOIA requests.

In the course of the current review, your staff has been given access to those electronic records on CLASSNET, including the ability to conduct searches on particular segments. This electronic access can be extended to the entire body of material via CLASSNET if you wish.

Given the intense public interest in and the sensitivity of the former Secretary's emails, we would have serious concerns about providing the emails outside of the Department in a removable/transferrable medium. Moreover, we have concerns about providing any such removable copy to the ICIG for the simple reason that much of what is contained in Secretary Clinton's emails relate to the programs and operations of the Department of State and not to programs and

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operations over which the ICIG has oversight responsibilities. *See* Inspector General Act §2; *et seq.* For example, there are numerous emails relating to deliberations and decisions regarding the appointment of individuals to positions at the Department of State. It seems beyond the scope of the ICIG's authority to review such emails and could be an unnecessary invasion of the privacy of the individuals being considered. Similarly, the emails include information, much of it deliberative, concerning a broad range of Department programs and operations that cannot reasonably be said to implicate IC equities.

At the invitation of the A Bureau, IC FOIA reviewers are reviewing emails and identifying those emails that might implicate IC equities. Copies of any such emails are then being provided to the IC for its review. The ICIG can obtain those emails from the IC entities for which it has oversight responsibility, or, if you wish, we can identify those emails to your office so that you can work with the ICIG.

cc: The Deputy Secretary for Management and Resources

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