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May 25, 2016

VIA ELECTRONIC DELIVERY

Ramona R. Cotca
Senior Attorney
Judicial Watch, Inc.
425 Third Street, SW, Suite 800
Washington, DC 20024

Re: Judicial Watch, Inc. v. Dep't of State, Case No. 13-1363 (D.D.C.)

Dear Ms. Cotca,

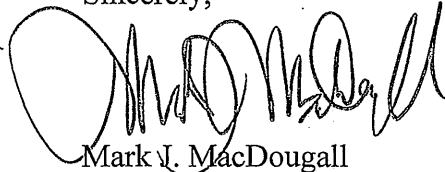
We understand from your May 24, 2016 email that Judicial Watch is insisting that our client, Bryan Pagliano, appear for a deposition and assert his rights under the Fifth Amendment on the record on June 6, 2016.

The subpoena that was served on Mr. Pagliano provides that the deposition will be recorded by "stenographic and audiovisual means." As you know, the only proper purpose of a videotaped deposition is to record a deponent's demeanor in order to assist the trier of fact in assessing credibility. We have made clear that, given the scope of the Court's order, Mr. Pagliano will decline to answer each and every question in reliance on his Fifth Amendment rights. Accordingly, there can be no proper purpose in seeking to make a video recording of Mr. Pagliano's testimony.

We would like your advance assurance that Mr. Pagliano's deposition will be recorded solely by stenographic means. If you are unwilling to provide that assurance, please let us know immediately so that we may timely seek a protective order.

Nothing in this letter is intended to waive, modify or release any right, privilege or remedy that may be available to our client.

Sincerely,



Mark J. MacDougall
Sean D'Arcy
Constance D. O'Connor
Connor Mullin