

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

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JUDICIAL WATCH, INC.,

Plaintiff,

v.

U.S. DEPARTMENT OF STATE,

Defendant.

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Civil Action No. 13-cv-1363 (EGS)

**NON-PARTY DEPONENT CHERYL MILLS' RESPONSES TO PLAINTIFF'S  
INTERROGATORIES**

On May 27, 2016, non-party deponent Cheryl Mills sat for a deposition in the above captioned case and answered Plaintiff's questions, to the best of her ability, for nearly 5 hours. During that time, counsel for Ms. Mills instructed her not to answer certain questions that appeared to call for information covered by the attorney-client privilege. Subsequently, Plaintiff informed Ms. Mills of its intent to file a motion to compel Ms. Mills to answer certain questions objected to on that basis. In an effort to resolve this dispute without the involvement of the Court, Ms. Mills and Plaintiff agreed that Plaintiff would prepare detailed interrogatories specifying the particular information it sought for Ms. Mills' review. Having reviewed those interrogatories, Ms. Mills is able to provide the responses set forth below without divulging information protected by the attorney-client or work product privilege. Plaintiff has agreed that Ms. Mills' provision of these responses obviates the need for the motion to compel it had previously contemplated.

By providing these responses, Ms. Mills does not, and does not intend to, waive any privilege. Nor does she waive any objections made by her counsel to questions posed during her

May deposition, including objections to information Plaintiff sought being outside the scope of permissible discovery as defined by the Court in its Order of May 4, 2016.

### **DEFINITIONS**

The following words or terms shall be deemed to mean the following:

1. The term “clintonemail.com email system” shall mean the email system, server(s), provider(s) and infrastructure that hosted the email accounts used by former Secretary of State Hillary Rodham Clinton and her deputy chief of staff, Huma Abedin, during their tenure at the State Department with the domain name “clintonemail.com.”

2. The term “clintonemail.com email account” for former Secretary of State Hillary Rodham Clinton shall mean the email account used by Secretary Clinton during her tenure at the State Department with the domain name “clintonemail.com.”

3. The term “clintonemail.com email account” for Huma Abedin shall mean the email account used by Ms. Abedin during her tenure at the State Department with the domain name “clintonemail.com.”

4. The term “concerning” shall mean affecting, bearing upon, comprising, constituting, containing, dealing with, embodying, embracing, encompassing, entailing, evidencing, germane to, identifying, implicating, including, incorporating, involving, pertaining to, regarding, relating to, referring to, or reflecting in any manner.

5. The term “describe” shall mean to fully and completely state, explain, illustrate, characterize, define, delineate, recount, detail, designate, expound, elucidate, or recapitulate.

### **INSTRUCTIONS**

1. If you object to any interrogatory on the grounds that the interrogatory calls for information that is subject to a claim of privilege, state with specificity 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.

### **INTERROGATORIES**

1. Describe with specificity each conversation you had with Bryan Pagliano concerning the setup of the "clintonemail.com" system that hosted Secretary Clinton's and Ms. Abedin's "clintonemail.com" email accounts, including, to the extent such issues were discussed, any and all server(s) used for the system and accounts, when the servers and accounts were set up, who set them up, where they were set up, how they were set up, and why they were set up. Also include in your answer, when each conversation took place, names of all persons present during each conversation, method of communication (whether in person or otherwise) and the approximate duration of each conversation. You may limit your answer to the time period after you left the State Department on or around February 1, 2013.

#### **Response:**

I recall having conversations with Bryan Pagliano, which I believe were by telephone, in three time periods following February 2013:

- 1) In or around March 2013, when the email account of Sidney Blumenthal was compromised by a hacker known as Guccifer. As I recall, these discussions involved whether this event might affect Secretary Clinton's email;
- 2) In or around Spring 2013, during the transition to Platte River Networks. As I recall, these discussions were in the context of contract negotiations with Platte River Networks and involved how the needs of the clintonemail.com system would be met by the services proposed by Platte River Networks; and
- 3) In and or around Summer or Fall 2014, when we were seeking to gather Secretary Clinton's emails to provide those that were work-related to the Department of State. As I recall, these discussions involved whether Platte River Networks would have the technical capacity and be the appropriate source from which to gather Secretary Clinton's email from the clintonemail.com system.

I do not recall discussing in any of the above conversations the initial set up of the clintonemail.com system, including who set up the system, when it was set up, where the system was located, the reason for which it had been established, or anything related to Huma Abedin's email account. While I do not recall the duration of these conversations, I do believe that Bryan and I were the only parties to these conversations.

2. Name all individuals Bryan Pagliano identified, if any, in all conversations described in your answers to Interrogatory No. 1 above with knowledge about the setup of the "clintonemail.com" system. Include in your answer the title and positions of all persons he identified, including but not limited to all employees identified from the State Department.

Response:

As described in Response 1 above, I do not recall conversations regarding the initial set up of the clintonemail.com system. As such, I do not recall Bryan identifying to me any person or persons with knowledge of the initial set up of the clintonemail.com system.

3. Describe with specificity each conversation you had with Justin Cooper concerning the setup of the "clintonemail.com" system that hosted Secretary Clinton's and Ms. Abedin's "clintonemail.com" email accounts, including, to the extent such issues were discussed, any and all server(s) used for the system and accounts, when the servers and accounts were set up, who set them up, where they were set up, how they were set up, and why they were set up. Also include in your answer, when each conversation took place, names of all persons present during each conversation, method of communication (whether in person or otherwise) and the approximate duration of each conversation. You may limit your answer to the time period after you left the State Department on or around February 1, 2013.

Response:

To the best of my recollection, I had telephone conversations with Justin Cooper about the initial set up of Secretary Clinton's email in early 2015. I recall that Justin advised me that President Clinton's office originally hosted its office staff email on an Apple server, and that in 2009, their email was migrated to a newer server that was acquired from excess equipment available from Secretary Clinton's 2008 presidential campaign. I recall that

Justin advised me that Secretary Clinton's clintonemail.com account was later added to this existing server when she transitioned from the email address she had used while she was in the Senate. I believe that Justin advised me that Bryan Pagliano had assisted with the installation of this newer server. While I do not recall the duration of these conversations, I do believe that Justin and I were the only parties to these conversations.

4. Name all individuals Justin Cooper identified, if any, in all conversations described in your answers to Interrogatory No. 3 above with knowledge about the setup of the "clintonemail.com" system. Include in your answer the title and positions of all persons he identified, including but not limited to all employees identified from the State Department.

Response:

To the best of my recollection, I believe Justin identified Bryan Pagliano as having knowledge about the initial set up of the clintonemail.com system.

5. Describe with specificity each conversation you had with Oscar Flores concerning the setup of the "clintonemail.com" system that hosted Secretary Clinton's and Ms. Abedin's "clintonemail.com" email accounts, including, to the extent such issues were discussed, any and all server(s) used for the system and accounts, when the servers and accounts were set up, who set them up, where they were set up, how they were set up, and why they were set up. Also include in your answer, when each conversation took place, names of all persons present during each conversation, method of communication (whether in person or otherwise) and the approximate duration of each conversation. You may limit your answer to the time period after you left the State Department on or around February 1, 2013.

Response:

To the best of my recollection, I recall one telephone conversation with Oscar Flores about Secretary Clinton's email system in early 2015. While I do not recall the duration of the call, I do believe it was relatively short and that Oscar and I were the only parties to this conversation. I recall that Oscar advised me that President Clinton's personal staff's email had been on an Apple computer or server and that at some point the personal staff's email

was migrated to new equipment. I believe that Oscar advised me that Justin Cooper, who had previously served as President Clinton's aide and advisor, might have more information about the email system than Oscar had.

6. Name all individuals Oscar Flores identified, if any, in all conversations described in your answers to Interrogatory No. 5 above with knowledge about the setup of the "clintonemail.com" system. Include in your answer the title and positions of all persons he identified, including but not limited to all employees identified from the State Department.

Response:

To the best of my recollection, I believe that Oscar identified Justin Cooper as potentially having more information than Oscar had about the initial set up of the clintonemail.com system.

Dated: July 11, 2016

Respectfully submitted,

/s/ Beth A. Wilkinson


Beth A. Wilkinson (D.C. Bar No. 462561)  
Alexandra M. Walsh (D.C. Bar No. 490484)  
WILKINSON WALSH + ESKOVITZ LLP  
1900 M Street NW, Suite 800  
Washington, D.C. 20036  
Telephone: (202) 847-4000  
Facsimile: (202) 847-4005  
bwilkinson@wilkinsonwalsh.com  
awalsh@wilkinsonwalsh.com

*Counsel for Ms. Mills*

**VERIFICATION**

I hereby declare under penalty of perjury that the facts stated in the foregoing responses to Judicial Watch's Interrogatories (Nos. 1-6) are true and correct to the best of my knowledge, information, and belief.

Dated: July 11, 2016

  
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CHERYL D. MILLS

**CERTIFICATE OF SERVICE**

I hereby certify that on July 11, 2016, the foregoing Interrogatory Responses were served upon the parties in this case via electronic mail.

/s/ Beth A. Wilkinson  
*Counsel for Cheryl D. Mills*