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Transcript of



Date: November 13, 2019

Case: Judicial Watch, Inc. -v- U.S. Department of State

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Transcript of [REDACTED]
Conducted on November 13, 2019

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PROCEEDINGS	
VIDEO SPECIALIST: Here begins Disk	
Number 1 in the videotaped deposition of [REDACTED]	
[REDACTED] in the matter of Judicial Watch, Inc., V	
the U.S. Department of State, in the U.S. District	
Court for the District of Columbia, Case Number	
14-CV-1242.	
Today's date is November 13, 2019. The	
time on the video monitor is 9:56. The	
videographer today is Jeremy Dineen, representing	
Planet Depos. This deposition is taking place at	
the offices of Planet Depos, at 1100 Connecticut	
Avenue, Northwest, in Washington, DC.	
Would counsel please voice-identify	
themselves and state whom they represent.	
MS. BURKE: Lauren Burke, representing	
Judicial Watch.	
MS. COTCA: Ramona Cotca, representing	
Judicial Watch.	
MR. PRINCE: Robert Prince, representing	
State.	
MR. PEZZI: Stephen Pezzi, from the	
1 Department of Justice, on behalf of defendant	
2 State Department.	
MR. LIEBERMAN: Michael Lieberman, with	
the State Department.	
VIDEO SPECIALIST: The court reporter	
today is Debbie Whitehead, representing Planet	
Depos.	
Would the reporter please swear in the	
witness.	
[REDACTED]	
having been duly sworn, testified as follows:	
MR. PRINCE: And, for the record, we	
reserve the right to read and sign.	
EXAMINATION BY COUNSEL FOR PLAINTIFF	
BY MS. BURKE:	
Q Good morning. Could you please state and	
spell your name, for the record.	
A Sure. [REDACTED]	
[REDACTED]	
Q Thank you, [REDACTED] Thank you again	
for being here.	
Have you ever been deposed before?	
A No, ma'am.	
Q You have not. So I'm just going to go	
over a couple of the rules just to make the record	
clear and -- and make sure that we have, you know,	
a smooth couple of hours together here.	
A Uh-huh.	
Q You've just been sworn in by the court	
reporter. And so all of your answers are under	
oath. And so as long as you speak truthfully,	
that will work for everybody.	
You see that she -- everything here is	
being transcribed. And so I ask that you don't	
speak over me, and I'll do the same for you. Let	
me finish a question even if you feel that you	
anticipate what is coming. And I'll do the same	
to make sure that you give answers fully and	
finally before I continue on.	
And the same goes, your attorneys are	
here. They may voice objections for the record.	
Please let them voice those objections so the	
court reporter can get them down on record. But	
even -- unless your attorneys advise you not to	

9

1 answer, you may still go ahead and answer the
2 question.
3 I'll try and be as clear as possible.
4 But if anything is confusing or you need
5 clarifications, please don't hesitate to ask.
6 And if at any point that you need a
7 break, you want some water, just speak with your
8 attorneys or a restroom break, just let us know.
9 We're happy to accommodate.
10 And before coming here today, other than
11 with your attorneys, did you review any documents
12 or speak with anybody about your deposition today?
13 **A No, ma'am.**
14 **Q Did you review any of your own materials?**
15 **A No, ma'am.**
16 **Q Are you familiar with the case that**
17 **brings you here today?**
18 **A Through the news, yes.**
19 **Q And specifically this case actually is a**
20 **FOIA case. It was a request from Judicial Watch,**
21 **who is the plaintiff here, related to talking**
22 **22 points about the Benghazi attacks in 2012.**

0

1 Do you know why you've been asked to come
2 here and testify in this case?
3 **A Precisely, probably not a hundred**
4 **percent, no.**
5 **Q What is it that -- what is your**
6 **understanding of why you're here today?**
7 **A As an issue with FOIA dealing with e-mail**
8 **records. But past that I'm not sure what my**
9 **involvement is with that.**
10 **Q Okay. And I will let you know that you**
11 **were identified through some of our discovery as**
12 **somebody who might have relevant knowledge**
13 **regarding the discovery that has come up in this**
14 **case. And so that's why you're here today. And**
15 **we do appreciate that.**
16 I'm going to start. I just want to get a
17 little bit of a background of you. What is your
18 current position?
19 **A I'm currently the [REDACTED]**
20 **[REDACTED] at the [REDACTED] in [REDACTED]**
21 **Q And how long have you had that position?**
22 **A Started in July, so about four months.**

1 **Q And that's July 2019?**
2 **A Uh-huh. I'm on a [REDACTED]-year assignment.**
3 **Q How long have you been employed with the**
4 **State Department?**
5 **A Twenty years.**
6 **Q And so, the -- the relevant timeline that**
7 **we're sort of looking at is from the period of**
8 **2009 through 2014.**
9 **A Okay.**
10 **Q But do want to go back just a little bit.**
11 **What was the previous -- what was your previous**
12 **position prior to the embassy in [REDACTED]**
13 **A Before [REDACTED] I was in [REDACTED]**
14 **[REDACTED]. I was the deputy RIMC director.**
15 **Q Can you repeat that? Deputy?**
16 **A Deputy RIMC, R-I-M-C. It stands for**
17 **regional information management center.**
18 **Q And how long were you in that position?**
19 **A I was in that for three years.**
20 **Q And prior to that?**
21 **A Prior to that I was in [REDACTED]**
22 **for a one-year assignment.**

2

1 **Q So you were in [REDACTED] from about two**
2 **thousand --**
3 **A '16.**
4 **Q 2016 until July of this year.**
5 **A Correct.**
6 **Q And then and in [REDACTED] for one year?**
7 **A '15. July of '15 to July of '16.**
8 **Q And what was your position there?**
9 **A I was the information programs officer in**
10 **[REDACTED] the first time.**
11 **Q And prior to that detail in [REDACTED]?**
12 **A I was in [REDACTED].**
13 **Q How long were you there?**
14 **A I was there for three years.**
15 **Q And what was your position?**
16 **A I was the information management officer**
17 **in charge of all of [REDACTED].**
18 **Q Was that around 2012 to 2015?**
19 **A Exactly.**
20 **Q And prior to [REDACTED]**
21 **A I was in [REDACTED].**
22 **Q How long were you there?**

3
1 A I was there from January of 2010 to the
2 summer of '15 when I went to [REDACTED] So it was
3 about two-and-a-half years.
4 Q And prior to [REDACTED]?
5 A I worked for S/ES-IRM.
6 Q And, for the record, what is S/ES-IRM?
7 A Office of the Secretary, Executive
8 Secretariat, information resource management.
9 Q And how long were you in S/ES-IRM?
10 A I was total of four years in two
11 different positions.
12 Q And what were those positions?
13 A The first position was the [REDACTED]
14 [REDACTED]
15 [REDACTED]
16 [REDACTED]
17 Q And what -- if you could give the date
18 range?
19 A The date range? It's 2006 to 2008 time
20 frame.
21 Q So you were [REDACTED]
22 [REDACTED]. Who was the Secretary at that time?

4
1 A Secretary Rice.
2 Q And what was the second position that --
3 A [REDACTED]
4 [REDACTED] for the
5 last two years I was there.
6 Q And that was in 2008?
7 A Approximately. I'm within six months of
8 accuracy. It wasn't -- it wasn't right at the
9 two-year mark. It kind of happened mid
10 assignment.
11 Q So you became [REDACTED] at S/ES-IRM
12 at -- during Secretary Rice's tenure?
13 A Correct.
14 Q And you were still in that position in
15 2009 when Secretary Clinton began her tenure.
16 A Yes, I was.
17 Q Were you part of any transition team
18 bringing the new Secretary in?
19 A I did work for the transition, but I
20 wasn't the lead on the transition team.
21 Q Who was the lead?
22 A John Bentel, the director, had the lead

5
1 on the transition.
2 Q Who was on the team?
3 A I couldn't tell. It was -- I mean, the
4 whole organization had roles, but I don't know the
5 actual transition team. I don't know who they
6 were.
7 Q But it was led by John Bentel.
8 A The IT piece --
9 Q The IT piece.
10 A -- was.
11 Q And who is John Bentel?
12 A The director of S/ES-IRM at the time that
13 I -- during those last two years.
14 Q When did he become director, do you know?
15 A 2008, approximately? Two thousand --
16 late 2008, I believe.
17 Q And do you know how long he held that
18 position?
19 A Which position, ma'am?
20 Q Director of S/ES-IRM for the IT.
21 A He was still in it when I left. I know
22 he held it for a couple of years, but I don't know

6
1 the precise date of his retirement.
2 Q Do you know who -- who took over his
3 position as director?
4 A I believe it was Brett Gittleston.
5 Q And did you ever work under
6 Mr. Gittleston?
7 A No, ma'am.
8 Q So you worked in S/ES-IRM as the [REDACTED]
9 [REDACTED] for -- from 2008 until you left for [REDACTED]
10 in 2010. Is that correct?
11 A Well, I left December of 2009.
12 Q While you were working at S/ES-IRM as
13 [REDACTED], what were your responsibilities?
14 A My primary responsibility was the
15 Secretary's travel team. That head person
16 reported to me as a foreign service officer. That
17 foreign service position, because I was familiar
18 with the HR systems and how overseas IT works
19 better coming from an overseas environment. So my
20 portfolio focused on that team, its composition,
21 recruiting, and keeping it staffed. And then the
22 logistics of getting all that equipment for every

7
1 stop in the world the Secretary went to.
2 Q So your primary responsibilities were the
3 travel aspect, the IT -- the handling IT for the
4 travel aspect of the Secretaries?
5 A That was the primary. Probably 80
6 percent.
7 Q What would the other 20 percent be?
8 A I also supervised the technical support
9 team for S/ES-IRM.
10 That team maintained the -- the data
11 center's network infrastructure for the S bureau,
12 and so they reported to me. And they were the
13 back-end piece of how we connected. So it kind of
14 made logical sense that the TR3 support when we're
15 overseas and how we called back were all under the
16 same supervision.
17 Q And who headed the [REDACTED]
18 [REDACTED]?
19 A [REDACTED]
20 Q Was [REDACTED] your main point of contact?
21 A For [REDACTED]?
22 Q Uh-huh.

8
1 A Yeah, everything routed through [REDACTED] for
2 the infrastructure.
3 I did also oversee the -- the -- our
4 mobile desk as well.
5 Q What is the mobile desk?
6 A If you needed to sign out a phone or a
7 laptop, like a little kiosk for getting your
8 mobile device, I did supervise that team.
9 Q Who -- typically who would be persons
10 that would need to sign out a laptop or a mobile
11 device?
12 A The biggest users were the -- the line,
13 the people that traveled and supported the
14 Secretary. They would all need, like, a mobile
15 laptop, printer, office-type stuff for the hotels
16 where they stayed in support of the Secretary.
17 But most, over half of the customers in
18 the S bureau had some kind of a smartphone at the
19 time. It would have been BlackBerry at the time.
20 This predates having the ability to use iPhones.
21 Q And would those that had BlackBerrys or
22 mobile phones, would they be State Department

9
1 issued?
2 A Yes.
3 Q But if there was a need for a State
4 Department phone, that -- that hadn't been issued
5 to somebody, they would sign something out at the
6 mobile desk?
7 A Yes.
8 Q Did Secretaries ever need to sign out?
9 A No, ma'am.
10 Q Why not?
11 A I don't know why they -- they didn't need
12 them.
13 Q And so you said that you were the [REDACTED]
14 [REDACTED] S/ES-IRM. And -- and your
15 responsibilities were -- the majority of your
16 responsibilities were to -- the travel team, to
17 support the travel team, as well as the technical
18 support team.
19 Were there other [REDACTED] that worked
20 alongside you?
21 A One.
22 Q Who was that?

20
1 A Andrew Scott. He was civil service, as
2 opposed to me being foreign service.
3 Q And what's the difference between civil
4 service and foreign service?
5 A Well, his position is fixed. He doesn't
6 travel. His assignment was there. And promotions
7 are dependent upon him bidding on a lateral
8 position and moving. So he was in that job until
9 he submitted a résumé and applied for a different
10 one. Whereas our was -- I guess the term in state
11 is you promote within the position instead of --
12 or within grade. I don't know. It's different HR
13 system. Complicated.
14 Q Okay. So the -- and -- so you were
15 [REDACTED] was
16 Andrew Scott?
17 A Yes.
18 Q Were there [REDACTED]
19 A No, ma'am. That's it.
20 Q Who -- who did you report to, you and
21 Andrew report to, at that time?
22 A John Bentel.

<p>2</p> <p>1 Q Do you know who Yvette Jacks is?</p> <p>2 A I do.</p> <p>3 Q Who is she?</p> <p>4 A She was an employee working in INR when I</p> <p>5 was working for S/ES-IRM.</p> <p>6 Q And INR, is that international</p> <p>7 research -- I apologize. What is INR?</p> <p>8 A I'm not sure I can recall what that</p> <p>9 acronym stands for. Something with research. But</p> <p>10 I can't remember exactly what it stands for.</p> <p>11 Q Does intelligence research sound --</p> <p>12 A Yes.</p> <p>13 Q -- correct?</p> <p>14 So she -- Ms. Jacks worked in INR while</p> <p>15 you were deputy director under John Bentel at</p> <p>16 S/ES-IRM.</p> <p>17 A Correct.</p> <p>18 Q Did you ever work with her at S/ES-IRM?</p> <p>19 A No, ma'am.</p> <p>20 Q Do you know what her position was at INR?</p> <p>21 A I know -- I know she was in IT, but I'm</p> <p>22 not sure what her exact position was.</p>	<p>23</p> <p>1 What is the difference between HR and IT?</p> <p>2 A For human resources? Well, and in that</p> <p>3 regard, to clarify, I was talking about the</p> <p>4 personnel system for writing employee evaluations.</p> <p>5 It's different for civil service versus foreign</p> <p>6 service. And since I know the process, because I</p> <p>7 am foreign service, I was given the foreign</p> <p>8 service travel team to report to me because I</p> <p>9 understood how to write their employee</p> <p>10 evaluations, their performance counseling, that</p> <p>11 kind of thing.</p> <p>12 It's a different HR system for civil</p> <p>13 service.</p> <p>14 Q So within S/ES-IRM, there was the HR</p> <p>15 aspect, foreign service and civil service, as well</p> <p>16 as IT support?</p> <p>17 A There --</p> <p>18 MR. PRINCE: Objection. Form.</p> <p>19 A Yeah, there was no HR within -- it was an</p> <p>20 IT office. But all -- no matter what office you</p> <p>21 work in, you have to do annual employee</p> <p>22 evaluations. HR office worked for the Executive</p>
<p>22</p> <p>1 Q Do you know what she was responsible for?</p> <p>2 A No, ma'am.</p> <p>3 Q Did you work with Yvette Jacks during</p> <p>4 your time at -- in S/ES-IRM?</p> <p>5 A We crossed paths on some briefings a few</p> <p>6 times, but that was it. We didn't actually work</p> <p>7 per se together.</p> <p>8 Q So did -- you were not -- you did not</p> <p>9 work in the same office.</p> <p>10 A No.</p> <p>11 Q Let me ask you, how is the office, the</p> <p>12 S/ES-IRM office, organized?</p> <p>13 MR. PRINCE: Objection. Form.</p> <p>14 Q If you can answer. If I can, I can</p> <p>15 clarify them.</p> <p>16 A I mean, I'm not sure what you're -- HR,</p> <p>17 IT? I'm not sure I understand what you're asking.</p> <p>18 Q And actually, let's back up a little bit.</p> <p>19 Because you have -- you did reference that you</p> <p>20 were very familiar with HR system in your</p> <p>21 responsibilities regarding the Secretary's travel</p> <p>22 team.</p>	<p>24</p> <p>1 Secretariat.</p> <p>2 Q And so you mentioned that the -- it was</p> <p>3 yourself and Mr. Scott [REDACTED]. How many</p> <p>4 other employees were in S/ES-IRM?</p> <p>5 A If you include contractors, I would</p> <p>6 say -- I'm going to give an approximate number</p> <p>7 would be around 80 at the time.</p> <p>8 Q Does that include the technical support</p> <p>9 team?</p> <p>10 A Yes. The number fluctuated a lot.</p> <p>11 Q Where was S/ES-IRM located?</p> <p>12 A The management offices are on the 7th</p> <p>13 floor.</p> <p>14 Q And who -- who would be the management</p> <p>15 offices?</p> <p>16 A The director, deputy directors. At the</p> <p>17 time the travel team branch chief, the IMO of the</p> <p>18 travel team.</p> <p>19 Q Who was that?</p> <p>20 A Maribel Pulido.</p> <p>21 Q And where was the rest of the S/ES-IRM</p> <p>22 team's staff or employees located?</p>

<p>25</p> <p>1 A There was an office on the other side of 2 the seventh floor where the technical team was 3 located. At some point during the transition they 4 were moved to the basement below Foggy Bottom, or 5 down by Foggy Bottom. 6 Q So the management offices for S/ES-IRM, 7 how close were they to the Secretary's office 8 itself? 9 A Down the same corridor. You could -- 10 when you come out the door, you look, you could 11 see at the very end of the hallway, you could see 12 their office door. If I was to guess the 13 distance, probably 150 feet or 200 to the -- to 14 the entryway into Mahogany Row. 15 Q What's Mahogany Row? 16 A That's the suite where all the principals 17 sit. 18 Q Did you often interact with the 19 principals or those in Mahogany Row? 20 A No, ma'am. 21 Q Why not? 22 A My job was to provide services. I didn't</p>	<p>27</p> <p>1 anything to do with it. 2 Q What kind of meetings? 3 A Security briefings. 4 Q Do you know if she's still at the State 5 Department? 6 A No, I do not. 7 Q And you said she was brought in for a 8 couple of security briefings. 9 What were they about? 10 MR. PRINCE: Objection. Form. 11 A I can honestly say I don't recall the 12 specifics of the random meetings that we did. I 13 just remember dealing with some briefings from INR 14 that she was in. But I can't recall the specific 15 ones that she was in or not in at this time. 16 Q Do you recall if any of those security 17 briefings related to Secretary Clinton e-mail -- 18 A No. 19 Q -- issues? 20 A They did not. 21 Q They did not. 22 And you mentioned you know [REDACTED]</p>
<p>26</p> <p>1 work with policy. 2 Q Did you have a point of contact for the 3 Secretary's office if you needed to reach out or 4 provide services? Who would you contact or who 5 would you communicate with? 6 A Through the Deputy Executive Secretary. 7 Q And who was that? 8 A Lew Lukens. He was the -- he's also the 9 executive director. We would go through him. 10 Q Directly? 11 A Yeah. We never went directly to the 12 Secretary's staff. 13 Q And this is more for clarification, 14 because I think you may have answered this. But 15 regarding Yvette Jacks, did you interact with her 16 daily? 17 A No, ma'am. 18 Q Did you interact with her directly in 19 your responsibilities at S/ES-IRM? 20 A I never interacted with her directly. 21 She was in a couple of meetings I was at. It was 22 arranged for her to be there. But I didn't have</p>	<p>28</p> <p>1 A Yes, I do. 2 Q How do you know [REDACTED] ? 3 A [REDACTED] worked for me. 4 Q Did [REDACTED] report directly to you? 5 A Yes, [REDACTED] did. 6 Q Did you interact with [REDACTED] daily? 7 A Yes, I did. 8 Q Do you still work with [REDACTED] ? 9 A No, ma'am. 10 Q Have you seen or spoken with [REDACTED] since 11 you've left S/ES-IRM? 12 A No. 13 Q And you reported directly to John Bentel, 14 who was the director? 15 A That's correct. 16 Q Did you work in the same office? 17 A In the same office suite, but I was in an 18 office across the hall. 19 Q Did you interact with him on a daily 20 basis? 21 A Yes, I did. 22 Q Do you still work with Mr. Bentel?</p>

<p>29</p> <p>1 A No.</p> <p>2 Q Have you seen or spoken with him since</p> <p>3 you left S/ES-IRM?</p> <p>4 A No, ma'am.</p> <p>5 Q You mentioned Brett Gittleson had</p> <p>6 succeeded Mr. Bentel as director. Did you ever</p> <p>7 work with Mr. Gittleson?</p> <p>8 A He was in charge of the software</p> <p>9 development team in S/ES-IRM, that reported to</p> <p>10 Andrew Scott, [REDACTED]</p> <p>11 Q Do you know how long he was in that</p> <p>12 position?</p> <p>13 A A couple of years, but I'm guessing. I</p> <p>14 would say approximate.</p> <p>15 Q Do you know if he worked in -- in any</p> <p>16 other capacity in S/ES-IRM prior to becoming the</p> <p>17 director?</p> <p>18 A I'm not aware of where else he worked.</p> <p>19 Q Did you work with him directly?</p> <p>20 A He didn't report to me, but I interacted</p> <p>21 with him in the same office.</p> <p>22 Q Do you still work with him?</p>	<p>3</p> <p>1 office at the time.</p> <p>2 Q What is his full name?</p> <p>3 A Pronouncing it is the challenge.</p> <p>4 Pagliano.</p> <p>5 Q Bryan Pagliano?</p> <p>6 A Yes.</p> <p>7 Q And so in 2009 you learned of her e-mail</p> <p>8 address through Bryan?</p> <p>9 A Correct.</p> <p>10 Q Can you describe the conversation?</p> <p>11 MR. PRINCE: Objection. Form.</p> <p>12 You may answer.</p> <p>13 A I had a brief meeting or conversation</p> <p>14 with -- with Bryan. But I can't remember all the</p> <p>15 details. Our focus was on -- primarily on</p> <p>16 security, as he was mentioning the -- the domain</p> <p>17 name or e-mail address. So I was asking how it</p> <p>18 was secured or -- and if it was with a private</p> <p>19 vendor. Was it, like, hosted by AOL or what.</p> <p>20 That was the primary focus, I guess, of the</p> <p>21 conversation, or at least that's what -- the focus</p> <p>22 that I recall.</p>
<p>30</p> <p>1 A No, ma'am.</p> <p>2 Q Have you seen or spoken with him since he</p> <p>3 left S/ES-IRM?</p> <p>4 A No, ma'am.</p> <p>5 Q I'm going to switch gears just a little</p> <p>6 bit.</p> <p>7 A Uh-huh.</p> <p>8 Q Are you familiar with Secretary -- I'm</p> <p>9 going to refer to Secretary Hillary Clinton as</p> <p>10 Secretary Clinton.</p> <p>11 A Okay.</p> <p>12 Q Are you familiar with her use of a</p> <p>13 personal e-mail address for work while her -- she</p> <p>14 was at the Department of State?</p> <p>15 A Through the news, yes.</p> <p>16 Q When did you first learn of Secretary</p> <p>17 Clinton's e-mail address?</p> <p>18 A I learned of her address in 2009.</p> <p>19 Q How did you learn of it?</p> <p>20 A Through a conversation with Bryan.</p> <p>21 Q Who's Bryan?</p> <p>22 A Bryan was a employee in the IRM's front</p>	<p>32</p> <p>1 Q Did he approach you?</p> <p>2 A I can't remember how the meeting came to</p> <p>3 be. I just remember we were chatting in my</p> <p>4 office.</p> <p>5 Q Who else was there?</p> <p>6 A I don't remember anyone else being there.</p> <p>7 Q Would you say it was just the two of you?</p> <p>8 A From what I recall.</p> <p>9 Q And you said that the focus was on</p> <p>10 security. Specifically you had questions about</p> <p>11 who was hosting the e-mail address?</p> <p>12 A Correct.</p> <p>13 Q What did you learn from that</p> <p>14 conversation?</p> <p>15 A That he had applied a security policy to</p> <p>16 her BlackBerry device so that it had like an</p> <p>17 enterprise-level security applied to it.</p> <p>18 Q And was this a State Department issued</p> <p>19 BlackBerry?</p> <p>20 A It was not.</p> <p>21 Q Did you learn who was hosting the e-mail</p> <p>22 address?</p>

33

1 A I know that he had a private domain name.
2 I don't know who the ISP was hosting it, or if he
3 was hosting it, precisely. It's very -- that's
4 very technical. I didn't ask that.

5 Q Do you remember when in 2009 this was?

6 A I left in December, so I know it was
7 before that. And he was working in IRM's office
8 as a State Department employee at that time. So
9 somewhere -- after he came on board with State
10 Department and before I left, I just know that
11 window.

12 Q And I'm just clarifying here. You don't
13 recall whether he approached you or whether you
14 called the meeting?

15 A I just remember talking to him in my
16 office about it.

17 Q And that was the first time you learned
18 of it, or had you -- were you aware of Secretary
19 Clinton's e-mail address prior to that
20 conversation?

21 A That's the first I learned of it.

22 That -- he discussed that it was an e-mail address

34

1 used at her campaign.

2 Q Do you know why this was raised with you?

3 A No, ma'am, I do not.

4 Q Who else in S/ES-IRM knew about the --
5 Secretary Clinton's e-mail?

6 MR. PRINCE: Objection. Form.

7 A Yes, I don't know who -- who all knew.

8 Q Do you know if John Bentel knew?

9 A I'm sure at some point, with his office
10 next door to mine, I passed along any information
11 I gained from -- from Bryan, to John.

12 Q So you had -- you discussed it --

13 A It would have been protocol. I don't
14 recall doing it, but it would have been protocol
15 to -- to talk, to have a conversation with him,
16 yes.

17 Q And this was at the time that you had the
18 meeting with Mr. Pagliano.

19 A Yes.

20 Q Do you recall Mr. Bentel's response or
21 reaction?

22 A I -- I don't recall pass -- talking to

35

1 him, but I'm sure I did.

2 Q Did you talk to Andrew Scott about the
3 information you learned?

4 A Not that I remember.

5 Q Was there anybody else in S/ES-IRM that
6 you specifically discussed your conversation with
7 Bryan Pagliano?

8 A Not that I recall, no.

9 Q So as protocol in reporting to your boss,
10 what -- what did you do to report the information
11 that you had learned? How did -- how was it
12 reported?

13 A Probably just verbal, since we met every
14 day. We had standup meetings almost daily. And,
15 also, we just -- we had kind of a routine of
16 sticking your head in since we were co-located. I
17 would just stick my head in the office and brief
18 him to -- to move things quickly.

19 Q Did you ever follow up or provide any
20 kind of report or written documentation of the
21 conversation you had with Mr. Pagliano?

22 A Not that I recall.

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1 Q Why do you -- why was this information
2 brought to your attention?

3 MR. PRINCE: Objection. Form.

4 A I'm not sure why the conversation was
5 there. I had it. I spoke to him about it. And
6 we talked about it, and I passed it on. But I
7 don't know the genesis of it.

8 Q And was this information significant to
9 your job or your -- your responsibilities?

10 A No, ma'am.

11 Q It was not?

12 A No.

13 Q [REDACTED] -- I'm going to relate to
14 you that [REDACTED] had testified that knowledge
15 of Secretary Clinton's e-mail address was known to
16 S/ES-IRM officials. And [REDACTED] did testify that this
17 was because it was necessary for S/ES-IRM to
18 perform their responsibilities, jobs, and duties.

19 Would you agree with that statement?

20 A Not in its general term and vagueness,
21 no.

22 Q What do you mean?

<p>37</p> <p>1 A Well, whether she had an e-mail address 2 or not didn't change how we provided support to 3 our customers. So I don't understand [REDACTED] comment. 4 Q Would S/ES-IRM have been able to provide 5 support for Secretary Clinton without knowledge of 6 her e-mail address and her use for State 7 Department work? 8 A Yes, ma'am. 9 Q You would have -- how so? 10 MR. PRINCE: Objection. Form. 11 A We provide support on the services that 12 we offer. Unless -- I mean, I'm not sure I 13 understand the question, ma'am. 14 Q Let me circle back to it. I -- I 15 understand. 16 A Okay. 17 Q Slightly vague. 18 And I think you mentioned this before, 19 but how did you or your team communicate with 20 Secretary Clinton? You said that it was through 21 Lew Lukens? Is that correct? 22 A Well, we would go through John Bentel to</p>	<p>39</p> <p>1 Q Did you know that she was? 2 A No, I did not. I had no visibility on 3 that. 4 Q And that begs the question, did you ever 5 see Secretary Clinton using a BlackBerry at the 6 State Department? 7 A No, ma'am. 8 Q Did you ever become aware that she did 9 use a BlackBerry during her tenure at the State 10 Department? 11 A When it made the news, yes. 12 Q When was that? 13 A Afterwards. I was in [REDACTED] 14 Q What was your reaction to the news? 15 A That she was using a BlackBerry? 16 Q Yes. 17 MR. PRINCE: Objection. Form. 18 A I -- it was ten years ago, eight years 19 ago. I can't remember what my reaction was to it. 20 I know I wasn't aware she was doing it. 21 Q So were you surprised? 22 A That she was using a personal e-mail?</p>
<p>38</p> <p>1 Lew Lukens. 2 Q Did you ever communicate directly with 3 Secretary Clinton's aides or chief of staff? 4 A Not that I recall. 5 Q Are you aware that Secretary Clinton used 6 a BlackBerry? 7 A After -- 8 MR. PRINCE: Objection. Form. 9 THE WITNESS: Sorry. 10 A The conversation with Bryan, he told me 11 she had one previously. I was not aware the 12 Secretary was using a BlackBerry currently in 13 2009. I'm not aware of the Secretary's personal 14 e-mail usage. 15 Q So the conversation that you had with 16 Bryan Pagliano -- this was at some time in 2009 -- 17 you became aware that she previously used a 18 BlackBerry? 19 A Correct. 20 Q Did you ask if she was presently using a 21 BlackBerry? 22 A No, I did not.</p>	<p>40</p> <p>1 Q Yes. 2 A Or -- I think everyone has a personal 3 e-mail address in this decade, so I would have to 4 say no. 5 Q Were you surprised that she was using a 6 BlackBerry for work purposes? 7 MR. PRINCE: Objection. Foundation. 8 A No. That to me was still to be 9 determined, what the extent and volume was. I 10 don't set policy, ma'am. 11 Q And you had mentioned that you had 12 learned when you were in [REDACTED]. This was around 13 January 2010? 14 A Correct. 15 Q Is that correct? 16 And you were there until 2015 in [REDACTED]? 17 A '12. 18 Q '12. 19 Did S/ES-IRM provide any support for 20 Secretary Clinton regarding a BlackBerry or -- or 21 mobile device? 22 MR. PRINCE: Objection. Form.</p>

4

1 A I'm not aware of -- of a specific request
2 for services for Secretary.
3 Q Would you have been made aware of those
4 types of requests?
5 A Not necessarily.
6 Q Who would have been?
7 A I'm sure that the director would have
8 known, John; and the mobile team that issued it
9 out. But routine requests were handled routinely.
10 Q And you mentioned that [REDACTED]
11 [REDACTED].
12 A Yes.
13 Q [REDACTED] was the [REDACTED].
14 Did [REDACTED] -- strike that. Sorry.
15 Did [REDACTED] report specific technical support
16 issues that they were handling regarding the
17 Secretary's office or Secretary technical issues?
18 MR. PRINCE: Objection. Form.
19 A I don't remember -- I don't recall having
20 any conversations, to my knowledge, with [REDACTED]
21 [REDACTED] about Secretary Clinton or her e-mail.
22 Q Would you have been copied or provided a

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1 copy of any reports or requests for support
2 regarding Secretary technical issues?
3 A It would depend on whether it was
4 underneath [REDACTED]
5 [REDACTED] portfolio or not, administrative or --
6 or infrastructure, on whether I would have been
7 copied.
8 Q Were there times that you were --
9 A Not that I recall.
10 Q -- copied on those issues?
11 A I'm not aware of any issues.
12 Q Do you know if Secretary Clinton had a
13 state.gov e-mail address issued to her during her
14 tenure?
15 A I'm not aware of one, no.
16 Q Is that something that would have gone
17 through your office?
18 A It would have been -- it would have gone
19 through John, and our office would have done it.
20 But I'm -- I'm not aware. That doesn't mean it
21 wasn't done; I just don't know. It would have
22 been created by a different team.

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1 Q What team would that have been?
2 A The administration team that worked for
3 John, [REDACTED] Andrew Scott.
4 Q Who was on the administration team under
5 John Bentel?
6 A Cindy.
7 Q Do you know her last name?
8 A Almodova? I didn't pronounce -- I can't
9 spell that.
10 Bev Keene.
11 Q How do you spell Keene?
12 A I think it was K-E-E-N-E.
13 And there was -- there was another -- I
14 think there was two more, but I don't remember
15 their names.
16 Q Do you know if they were male or female?
17 A They were all female.
18 Q And they were -- you said administration,
19 that they were the -- they supported John Bentel
20 in his role?
21 A Right. They did network administration
22 for S/ES-IRM.

44

1 Q So they would have created accounts or
2 e-mail addresses for incoming --
3 A Correct.
4 Q -- incoming Secretary -- employees.
5 MR. PRINCE: Could we take a quick break?
6 MS. BURKE: Sure.
7 MR. PRINCE: Okay. Thanks.
8 VIDEO SPECIALIST: We are going off the
9 record at 10:35.
10 (A recess was taken.)
11 VIDEO SPECIALIST: We are back on the
12 record at 10:45.
13 BY MS. BURKE:
14 Q I just want to backtrack a little bit, I
15 was going over some notes and get some
16 clarifications of some of the things that we've
17 talked about here.
18 Turning back to the conversation that you
19 had with Bryan Pagliano in your office in 2009.
20 You mentioned that that was -- that it was a focus
21 on security issues. Is that correct?
22 A Correct. It was focused on whether

<p>45</p> <p>1 the -- he had -- was there any security that he</p> <p>2 had done on the -- on her BlackBerry.</p> <p>3 Q Why was her BlackBerry raised at the --</p> <p>4 at that time?</p> <p>5 A That I do not know, ma'am.</p> <p>6 Q And you mentioned that she --</p> <p>7 Mr. Pagliano had applied a security policy to the</p> <p>8 BlackBerry?</p> <p>9 A That's what he informed, yes.</p> <p>10 Q What does that mean?</p> <p>11 A There is a template for a BlackBerry that</p> <p>12 has security settings that if you just check boxes</p> <p>13 on them, it will apply a security setting to the</p> <p>14 device remotely so that you can centrally manage a</p> <p>15 BlackBerry and secure it, so you can force it to</p> <p>16 be passwords, password lengths, encrypted at rest,</p> <p>17 things like that. And the question was, you know,</p> <p>18 did he have a policy like that on her device</p> <p>19 during the campaign.</p> <p>20 Q And this application of a security</p> <p>21 policy, did that appease any security issues or</p> <p>22 security concerns for the State Department?</p>	<p>47</p> <p>1 was the [REDACTED]. Correct?</p> <p>2 A Correct.</p> <p>3 Q Did [REDACTED] handle the security issues related</p> <p>4 to the technical aspect for S/ES-IRM?</p> <p>5 A For S/ES-IRM, the security on our</p> <p>6 servers, yes, [REDACTED] did.</p> <p>7 Q Would [REDACTED] have raised this issue with you?</p> <p>8 A No.</p> <p>9 Q And just -- I think you did answer this,</p> <p>10 but did you say that you weren't -- you don't know</p> <p>11 what the significance was or why the security</p> <p>12 issues on Secretary Clinton's BlackBerry was</p> <p>13 raised with Mr. Pagliano?</p> <p>14 A No, I do not.</p> <p>15 Q You had mentioned that you provided</p> <p>16 support for the transition team for Secretary</p> <p>17 Clinton coming in. What kind of support did you</p> <p>18 provide for them? What were your</p> <p>19 responsibilities?</p> <p>20 A When the new team comes in, they also</p> <p>21 come in with special envoys from the President.</p> <p>22 And as a result a lot of offices inside the</p>
<p>46</p> <p>1 MR. PRINCE: Objection. Form.</p> <p>2 A I'm not aware of any concerns. I was</p> <p>3 just asking him on what he had done, as kind of</p> <p>4 information, what he had done for her device. And</p> <p>5 he told me he had applied a policy equivalent to</p> <p>6 what State Department uses. And that was the</p> <p>7 information he passed along to me.</p> <p>8 Q And at that time were you aware that she</p> <p>9 was continuing to use that e-mail address?</p> <p>10 A I wasn't aware that she was using that</p> <p>11 address, no.</p> <p>12 MR. PRINCE: Nothing. Go ahead.</p> <p>13 Q And why was this issue raised with</p> <p>14 Mr. Pagliano? What was the significance?</p> <p>15 A I do not know the -- the reason for the</p> <p>16 conversation. I was talking to him about the</p> <p>17 security information, but I can't recall -- I</p> <p>18 actually do not know why anyone wanted to know the</p> <p>19 information.</p> <p>20 Q Who handled security?</p> <p>21 MR. PRINCE: Objection. Form.</p> <p>22 Q Well, sorry. I know that [REDACTED]</p>	<p>48</p> <p>1 building and a lot of personnel get moved. And</p> <p>2 the main headquarters building for the Department</p> <p>3 of State, the infrastructure is owned by IRM. But</p> <p>4 every office that falls under S/ES-IRM has to be</p> <p>5 recabled to be on our network. It connects to --</p> <p>6 excuse me. It connects to IRM, but it has to be</p> <p>7 on our infrastructure. So every time a new office</p> <p>8 comes in as part of the transition we would have</p> <p>9 to go into the space ahead of time and ensure</p> <p>10 network connectivity, cabling was all in place and</p> <p>11 all the workstations and printers were provided by</p> <p>12 us instead of by IRM.</p> <p>13 Q And, for the record, you are</p> <p>14 distinguishing S/ES-IRM from IRM.</p> <p>15 What is the distinguishing?</p> <p>16 A IRM manages IT for the Department of</p> <p>17 State, including in excess of 250 locations</p> <p>18 overseas. Well, it gets kind of complicated</p> <p>19 because overseas is runs by bureaus, but the gist</p> <p>20 of that.</p> <p>21 The domestic -- the S/ES-IRM does IT for</p> <p>22 the S bureau only.</p>

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1 Q And so you fall under IRM's jurisdiction.
2 A **No, ma'am.**
3 Q No. You fall under --
4 A **I was -- I am an IRM employee on an S**
5 **bureau assignment. I know it gets complicated.**
6 Q Okay. Did S/ES-IRM report to the IRM --
7 A **No, ma'am.**
8 Q -- office?
9 Did you interact with IRM?
10 A **You have to. S/ES-IRM is a small subset,**
11 **an IT organization that deals directly with the**
12 **customer. But the larger organization IRM**
13 **maintains the infrastructure that connects to the**
14 **outside world. You know, the internet. For your**
15 **e-mail to come and go through the department, it**
16 **all goes through IRM. So you have to interact**
17 **with them. It's a partnership.**
18 Q Who would you interact with at IRM?
19 A **It depends on the level of support**
20 **required. We could go directly to teams within**
21 **IRM or to the deputy CIO, or to the CIO. It just**
22 **depends on the question.**

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1 Q During your time there, who was the CIO?
2 A **Susan Swart.**
3 Q And what is -- chief information officer?
4 A **Yes.**
5 Q And you -- so we've distinguished IRM
6 from S/ES-IRM. S bureau is -- what does that
7 stand for?
8 A **Office of the Secretary.**
9 Q Office of the Secretary of State?
10 A **Yes.**
11 Q And what does ES stand for?
12 A **Executive Secretariat.**
13 **You're about to hit the end of my**
14 **knowledge with the terms.**
15 Q You said that sometimes when you're --
16 depending on the issue, you would go to different
17 departments at IRM. And the CIO at the time was
18 Susan Swart. Who was the [REDACTED] ?
19 A **The [REDACTED] was [REDACTED]**
20 **[REDACTED]**
21 Q Do you know how long [REDACTED] was in that
22 position?

5

1 A **No, ma'am, I do not.**
2 Q Do you know if [REDACTED] is still at the
3 Department of State?
4 A **I believe [REDACTED] retired, but I don't know**
5 **[REDACTED] exact status.**
6 Q Did you work directly with
7 [REDACTED]
8 A **I interacted with [REDACTED] frequently.**
9 Q What do you mean by "frequently"?
10 A **Oh, probably once a month.**
11 Q On what?
12 A **On a technical issue that required a team**
13 **under [REDACTED] supervision to support S/ES-IRM.**
14 Q A specific technical issue?
15 A **Yes.**
16 Q What technical issue?
17 A **Secure -- needing a telephone line**
18 **installed. [REDACTED] supervised the domestic operation**
19 **for telephone service. So if I needed a telephone**
20 **line installed somewhere, I would have to ask [REDACTED]**
21 **team to do it.**
22 Q Did you need to ask his team to do that

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1 for Secretary Clinton?
2 A **Yes, ma'am.**
3 Q Where did it need to be installed?
4 A **We do telephone line installs at all of**
5 **the Secretary and Deputy Secretaries' residences.**
6 Q Did you ever work with [REDACTED] --
7 sorry. Strike that.
8 Were there any other technical issues
9 that you worked with [REDACTED] on with
10 regards to Secretary Clinton?
11 A **None that I can remember specifically.**
12 Q And you mentioned that you were in charge
13 of, I think it was mobile team, or the mobile
14 desk. And that was issuing out electronics,
15 BlackBerrys, those type of things.
16 Did you ever work directly with Huma
17 Abedin regarding a need for mobile sign-outs?
18 A **That office would have, but I'm not aware**
19 **of the specific customers that requested services.**
20 **If she had one, that's where she got it.**
21 Q So did they come directly to you, or you
22 oversaw the mobile desk?

<p>53</p> <p>1 A I oversaw the mobile desk. But the</p> <p>2 customer would go directly to the mobile desk.</p> <p>3 Q How many people were on the mobile desk?</p> <p>4 A Two.</p> <p>5 Q Who were they?</p> <p>6 A Lynn Sweeney, and I can't remember the</p> <p>7 other person's name.</p> <p>8 Q Do you know if it was a male or female?</p> <p>9 A At one point in time it was one of each,</p> <p>10 there was three. But it was a contractor. And I</p> <p>11 can't recall if that person was working for the</p> <p>12 help desk and substituting or if they were a</p> <p>13 full-time employee. So I'm just trying to give</p> <p>14 accurate information.</p> <p>15 I only know -- I know Lynn was in charge,</p> <p>16 but I can't recall who the second team member was</p> <p>17 that was permanently assigned there.</p> <p>18 Q Do you recall who the contractor was?</p> <p>19 A No. I had some -- help desk people doing</p> <p>20 rotations through the mobile desk.</p> <p>21 Q And what is the help desk?</p> <p>22 A IT help desk for routine customer issues.</p>	<p>55</p> <p>1 creating accounts, moving accounts; the</p> <p>2 development team, software development; and the</p> <p>3 help desk.</p> <p>4 Q Would he have had direct interaction with</p> <p>5 the Secretary's office or her aides?</p> <p>6 MR. PRINCE: Objection. Form.</p> <p>7 A The IRM team, S/ES-IRM team, coordinated</p> <p>8 our efforts to the Secretary's office through the</p> <p>9 deputy executive -- the deputy executive director,</p> <p>10 Lew Lukens.</p> <p>11 Q Lew Lukens. Was Lew Lukens the deputy</p> <p>12 executive director the entire time you were at</p> <p>13 S/ES-IRM?</p> <p>14 A No, ma'am.</p> <p>15 Q Who --</p> <p>16 A Carol Perez was there for Secretary Rice.</p> <p>17 Q And who took Lew Lukens' position?</p> <p>18 A I have no idea, ma'am. I was gone.</p> <p>19 Q Was Andrew Scott part of the transition</p> <p>20 team when Secretary Clinton came on board?</p> <p>21 A I don't know the team composition, or if</p> <p>22 there was a designated transition team within</p>
<p>54</p> <p>1 Q Do you know how long was Andrew Scott</p> <p>2 [REDACTED] at S/ES-IRM?</p> <p>3 A He started after I was running the travel</p> <p>4 team. So when I was [REDACTED], he</p> <p>5 started after that. When I came on board.</p> <p>6 Q That was around 2006?</p> <p>7 A And he was gone when I left.</p> <p>8 Q Who took his position?</p> <p>9 A It was vacant when I left.</p> <p>10 Q Do you know --</p> <p>11 A As far as I remember.</p> <p>12 Q Do you know if Yvette Jacks eventually</p> <p>13 took his position?</p> <p>14 A She might have. If she was civil service</p> <p>15 it would make sense that it's her. But I don't</p> <p>16 know for certain.</p> <p>17 Q And what was Andrew Scott responsible</p> <p>18 for?</p> <p>19 A He was responsible for the administration</p> <p>20 team.</p> <p>21 Q What is the administration team?</p> <p>22 A System admin, as you're talking about,</p>	<p>56</p> <p>1 S/ES-IRM.</p> <p>2 He would have helped with the transition.</p> <p>3 Q In what way?</p> <p>4 A He was helping bring on, because he</p> <p>5 oversaw the help desk and the administration team.</p> <p>6 So all new arrivals would need services and</p> <p>7 offices set up. So the teams he supervised would</p> <p>8 have been actively involved in creating new</p> <p>9 accounts for all the new arrivals.</p> <p>10 Q Would Mr. Scott have been aware of</p> <p>11 Secretary Clinton's e-mail address?</p> <p>12 MR. PRINCE: Objection. Form.</p> <p>13 A I don't know how he would be aware of it.</p> <p>14 I have no knowledge for what Mr. Scott knew.</p> <p>15 Q Do you know where he went after the</p> <p>16 S/ES-IRM?</p> <p>17 MR. PRINCE: Objection. Form.</p> <p>18 A I'm not aware of Mr. Scott's employment.</p> <p>19 Q So we've been talking a little bit about</p> <p>20 Secretary Clinton's e-mail address. Shifting</p> <p>21 gears just a little bit. Are you familiar with</p> <p>22 Secretary Clinton's use of a private server during</p>

<p>57</p> <p>1 her time at the State Department?</p> <p>2 A I'm aware of what I've read in the news.</p> <p>3 Q And what was -- what is that?</p> <p>4 A That she was communicating via a personal</p> <p>5 BlackBerry with people at the State Department.</p> <p>6 Q And when did you learn that?</p> <p>7 A I can't remember specifically. I know</p> <p>8 I -- I read it in the newspaper, so it's whenever</p> <p>9 the story broke. But I don't remember specific</p> <p>10 dates.</p> <p>11 Q Do you have a general timeline or time</p> <p>12 frame?</p> <p>13 Do you remember where you were when you</p> <p>14 learned?</p> <p>15 A I was thinking it was the Benghazi news,</p> <p>16 when that broke, is when I learned of it. But it</p> <p>17 would have put me in [REDACTED] between 2012 and</p> <p>18 '15. I'm trying to reconnect the dots on that.</p> <p>19 Q During your tenure at the -- at S/ES-IRM,</p> <p>20 were you aware of Secretary Clinton's use of a</p> <p>21 private server?</p> <p>22 MR. PRINCE: Objection. Form.</p>	<p>59</p> <p>1 I'm not aware of ever doing that for anyone.</p> <p>2 Q For -- for personal purposes.</p> <p>3 A Right.</p> <p>4 Q But did S/ES-IRM ever provide support or</p> <p>5 services for Secretary Clinton officially under</p> <p>6 her private server, using her private server?</p> <p>7 MR. PRINCE: Objection. Form.</p> <p>8 A That's what I just said. Correct?</p> <p>9 Q Well, and maybe you can clarify for me.</p> <p>10 Because my understanding was that S/ES-IRM only</p> <p>11 provided services for State Department business</p> <p>12 and servers. Did -- but not for individuals'</p> <p>13 personal --</p> <p>14 A Correct.</p> <p>15 Q -- usage.</p> <p>16 And so my question is, did S/ES-IRM ever</p> <p>17 provide support or services for Secretary</p> <p>18 Clinton's private server used in an official</p> <p>19 capacity?</p> <p>20 A Wasn't aware that there was a private</p> <p>21 server used in official capacity, to clarify that</p> <p>22 point.</p>
<p>58</p> <p>1 A I learned that she had a server when I</p> <p>2 talked to Bryan. And she had a personal e-mail</p> <p>3 for the campaign when I talked to Bryan. I did</p> <p>4 not discuss usage.</p> <p>5 Q But you did learn that she had a private</p> <p>6 server?</p> <p>7 A I learned that she had formerly had a</p> <p>8 private for the campaign. The status of that, I</p> <p>9 did not know.</p> <p>10 Q And why don't -- why didn't you discuss</p> <p>11 that, the status --</p> <p>12 MR. PRINCE: Objection. Form.</p> <p>13 Q -- or usage of the private server?</p> <p>14 A I provide services for customers on State</p> <p>15 Department network. This was personal.</p> <p>16 Q Did you know, did the -- did S/ES-IRM</p> <p>17 ever provide services for Secretary Clinton's</p> <p>18 private server?</p> <p>19 A We wouldn't provide services for anything</p> <p>20 personal. But I -- no one that works for me was</p> <p>21 ever tasked to provide a personal service for a</p> <p>22 customer in S -- that we supported under S/ES-IRM.</p>	<p>60</p> <p>1 No one was ever dispatched to provide</p> <p>2 services or support for it, nor was I aware that</p> <p>3 she was using it for that capacity.</p> <p>4 Q During your time at S/ES --</p> <p>5 A During my time at S/ES-IRM.</p> <p>6 Q After you learned about her -- the use of</p> <p>7 a private server for -- in her official capacity,</p> <p>8 did you have any conversations with anyone at the</p> <p>9 State Department about it?</p> <p>10 A No, ma'am.</p> <p>11 Q Do you know why she used a private</p> <p>12 server?</p> <p>13 A No, I do not.</p> <p>14 Q Do you know why Secretary Clinton didn't</p> <p>15 use the State Department server or networks?</p> <p>16 A Secretaries traditionally didn't use</p> <p>17 e-mail, so I do not know why. She didn't. But</p> <p>18 they don't. Their day is scripted.</p> <p>19 Q Can you repeat that? What was --</p> <p>20 A Their day is very scripted.</p> <p>21 Q Day is scripted.</p> <p>22 A With a schedule. Everything is pushed to</p>

<p>6</p> <p>1 them on paper.</p> <p>2 Q Was there any time that you communicated</p> <p>3 or discussed the private server, Secretary</p> <p>4 Clinton's private server, with others in S/ES-IRM?</p> <p>5 A I don't recall ever talking about it to</p> <p>6 anyone other than Bryan that day. The subject</p> <p>7 never came up, as far as I could recall.</p> <p>8 Q And "that day," you're talking about the</p> <p>9 conversation in your office in 2009?</p> <p>10 A Correct.</p> <p>11 Q Did you ever have a similar conversation</p> <p>12 with him after that?</p> <p>13 A No, ma'am.</p> <p>14 Q You mentioned that your role was -- is to</p> <p>15 provide support for -- for the State Department.</p> <p>16 Who specifically was responsible for providing</p> <p>17 technical support?</p> <p>18 A Can you be more precise to -- I mean,</p> <p>19 what type of support, to which person, kind of?</p> <p>20 Q Any issues that -- that came in from the</p> <p>21 Secretary's office that required I guess e-mail or</p> <p>22 server support, who would -- who would handle</p>	<p>63</p> <p>1 Is there a classified network?</p> <p>2 A Yes.</p> <p>3 Q So those are two separate networks.</p> <p>4 A Yes.</p> <p>5 Q Did Secretary Clinton work through either</p> <p>6 of those two networks when -- in her official</p> <p>7 capacity?</p> <p>8 A Can you clarify? Do you mean did she</p> <p>9 personally work through that, or did she get</p> <p>10 traffic through that?</p> <p>11 Q Did she get traffic through that.</p> <p>12 A Everything goes through those networks to</p> <p>13 her, yes.</p> <p>14 Q How did she receive that traffic?</p> <p>15 A Through the Executive Secretariat.</p> <p>16 There's a whole mechanism in place for that.</p> <p>17 Q The Executive Secretariat --</p> <p>18 A The administrative arm of the S bureau.</p> <p>19 Q Do you know who handled that process?</p> <p>20 A It would depend on the nature of what the</p> <p>21 documents were. But "the line" is the term for</p> <p>22 it. All paper to the Secretary would go to the</p>
<p>62</p> <p>1 those technical issues?</p> <p>2 MR. PRINCE: Objection. Form.</p> <p>3 A If -- if something doesn't work on the</p> <p>4 network, our team, depending on what it is, would</p> <p>5 fix it. So, but I'm -- I'm not sure I understand.</p> <p>6 Q And what is the network?</p> <p>7 A Well, you're -- the LAN, the network</p> <p>8 connectivity, printers, the State e-mail system,</p> <p>9 files, networks, how you save your data.</p> <p>10 Q Is there only one network for the State</p> <p>11 Department?</p> <p>12 MR. PRINCE: Objection. Form.</p> <p>13 A I do not track for the whole State</p> <p>14 Department. There's a lot of sub elements. I</p> <p>15 can't speak to what everyone has.</p> <p>16 Q How about for the Secretary's office, or</p> <p>17 S/ES?</p> <p>18 A Unclassified network, yes.</p> <p>19 Q Did you say unclassified or on</p> <p>20 classified?</p> <p>21 A Unclassified.</p> <p>22 Q Unclassified network.</p>	<p>64</p> <p>1 line. They would pass it to the staff, who would</p> <p>2 give it to the Secretary. And then it would come</p> <p>3 back from the Secretary's office, back through the</p> <p>4 line, down to the departments within the</p> <p>5 Department of State.</p> <p>6 I can only speak to it at a high level.</p> <p>7 Q What -- what was the line? Who --</p> <p>8 A It was a team of office management</p> <p>9 specialists that work in the operations center.</p> <p>10 They also traveled with the Secretary. They made</p> <p>11 up -- they had a travel team that traveled along</p> <p>12 with our technicians. And they handle the paper</p> <p>13 flow to and from. They had a line officer and a</p> <p>14 line office management specialist, and they</p> <p>15 handled the paper to and from the Secretary.</p> <p>16 Q Who was the line officer for Secretary</p> <p>17 Clinton?</p> <p>18 A Oh, it was a team of them, 20 of them.</p> <p>19 Q Who headed it?</p> <p>20 A I don't know.</p> <p>21 Q And so there was a line officer. And</p> <p>22 what was the -- the next?</p>

<p>65</p> <p>1 A Office management specialist.</p> <p>2 Q Do you know who that was?</p> <p>3 A It was a team of them, ma'am. It was,</p> <p>4 like, 20 people.</p> <p>5 Q So it would go through the line, and then</p> <p>6 to her staff. Who would be her staff, what --</p> <p>7 A I don't know the internal process within</p> <p>8 Executive Secretariat. I was IT. I didn't get</p> <p>9 that involved in how it flowed. I just got a</p> <p>10 high-level briefing on it at one point as part of</p> <p>11 my orientation for the Executive Secretariat.</p> <p>12 Q Do you know the term "gatekeepers"?</p> <p>13 A I do.</p> <p>14 Q With respect to the State Department and</p> <p>15 relevant to the Secretary's work?</p> <p>16 MR. PRINCE: Objection. Form.</p> <p>17 A I -- in that regard, no.</p> <p>18 Q What does gatekeeper mean to you?</p> <p>19 A Gatekeeper?</p> <p>20 Q Yeah.</p> <p>21 A To me it's a technical term for something</p> <p>22 that blocks traffic on a network.</p>	<p>67</p> <p>1 Worldwide Information Network Systems?</p> <p>2 A No, ma'am.</p> <p>3 Q How about SkyePoint Decisions?</p> <p>4 A No.</p> <p>5 Q For con -- for contractors that did work</p> <p>6 for S/ES-IRM, who would approve their work or</p> <p>7 projects and -- and invoicing? Who would be</p> <p>8 responsible for that?</p> <p>9 A The director.</p> <p>10 Q Mr. Bentel?</p> <p>11 A John. Mr. Bentel.</p> <p>12 Q Would any of that run through yourself or</p> <p>13 Mr. Scott?</p> <p>14 A No.</p> <p>15 Q Did your office, in providing support for</p> <p>16 the Secretary's office, did you ever work -- who</p> <p>17 worked on the other side of -- of things?</p> <p>18 MR. PRINCE: Objection. Form.</p> <p>19 Q Strike that.</p> <p>20 Do you know who Justin Cooper is?</p> <p>21 A No, ma'am.</p> <p>22 Q Did you ever work with Bryan Pagliano --</p>
<p>66</p> <p>1 Q You had mentioned with regard to the IT</p> <p>2 office, S/ES-IRM, including contractors, I believe</p> <p>3 is what you had said, there were about 80. And I</p> <p>4 understand that fluctuates.</p> <p>5 Did you work -- did you oversee the</p> <p>6 contractors, outside contractors? Was that part</p> <p>7 of your responsibilities?</p> <p>8 A They were split between the two [REDACTED]</p> <p>9 [REDACTED] They were dispersed across all the</p> <p>10 teams.</p> <p>11 Q So how were they split? What -- in what</p> <p>12 sense?</p> <p>13 A Well, each team was comprised of both</p> <p>14 direct hires and contractors.</p> <p>15 Q How many contractors were under your</p> <p>16 team, or your responsibility?</p> <p>17 A I can't remember the exact number. The</p> <p>18 organization probably was a third contractor</p> <p>19 overall, but it was split across administration,</p> <p>20 technical, help desk, development. There was a</p> <p>21 few on each team.</p> <p>22 Q Are you familiar with a contractor,</p>	<p>68</p> <p>1 sorry.</p> <p>2 Did you ever work with Bryan Pagliano on</p> <p>3 any server or e-mail support issues for Secretary</p> <p>4 Clinton?</p> <p>5 A No, I did not.</p> <p>6 Q Besides the conversation that you had in</p> <p>7 your office in 2009 with Mr. Pagliano, how often</p> <p>8 did you contact -- or did you have direct contact</p> <p>9 with him?</p> <p>10 A I talked to him one other time.</p> <p>11 Q When was that?</p> <p>12 A In the fall of 2009. I can't be precise</p> <p>13 on the time.</p> <p>14 Q For what purpose?</p> <p>15 A He needed access to a workstation on the</p> <p>16 State Department network that had Firefox</p> <p>17 installed on it so he could do a technology</p> <p>18 demonstration to some people in IRM, and IRM did</p> <p>19 not have that web browser installed, but S/ES-IRM</p> <p>20 did. So I gave him access to a room that had the</p> <p>21 workstation so that he could do a demonstration.</p> <p>22 Q Did he work for the State Department at</p>

69

1 that time?

2 A Yes, he did.

3 Q Who did he work for?

4 A I do not know.

5 Q Do you know who he reported to?

6 A I'm not certain. I thought he worked in

7 [REDACTED]'s office, but I don't know his

8 reporting chain.

9 Q And [REDACTED] that is the --

10 that is IRM?

11 A IRM.

12 Q Did Mr. Pagliano work on the seventh

13 floor?

14 A No, ma'am.

15 Q Where did -- where was his office?

16 A I do not know.

17 Q Where was [REDACTED]'s office?

18 A It moved. I can't remember which floor

19 it was on, fourth or fifth. It was on one of the

20 lower floors, but I can't remember precisely

21 where. They all moved.

22 Q Did you often see Mr. Pagliano on the

70

1 seventh floor?

2 A I saw Mr. Pagliano two times, once in the

3 meeting in my office and again during the Firefox

4 demonstration. That's the only times I've ever

5 seen him.

6 Q Have you been in contact with

7 Mr. Pagliano since you've left S/ES-IRM?

8 A Never been in contact with Mr. Pagliano.

9 Q At the start of Secretary Clinton's

10 tenure -- this is around 2009 -- were you aware of

11 any technical or IT issues that her office or her

12 aides were raising with S/ES-IRM?

13 A Nothing that I recall as an issue, no.

14 Q Would your office have been responsible

15 for providing Secretary Clinton a computer?

16 A In her office?

17 Q Yes.

18 A Precisely?

19 If she requested one, yes.

20 Q Did she?

21 A I don't think she did, but I can't say

22 for certain. I'm pretty sure there was not one

7

1 there.

2 Q Would your office have been responsible

3 for issuing a BlackBerry if she requested one?

4 A Yes.

5 Q Did she ever?

6 A Not that I'm aware of.

7 Q And you said it was the administration --

8 administrative team that would have issued a

9 state.gov e-mail address?

10 A Correct.

11 Q Were you ever involved in any

12 troubleshooting of Secretary Clinton's server?

13 A No, ma'am.

14 I'm assuming by that you mean the one in

15 her residence.

16 Q Yes.

17 A No.

18 Q Do you know of others?

19 A No. I hope not.

20 MS. BURKE: Can we actually just get a

21 few minutes, just a quick little break here.

22 MR. PRINCE: Sure.

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1 VIDEO SPECIALIST: We are going off the

2 record at 11:17.

3 (A recess was taken.)

4 VIDEO SPECIALIST: We are back on the

5 record at 11:50.

6 BY MS. BURKE:

7 Q [REDACTED] I have -- I'm going to hand

8 you what -- what's been marked as Exhibit 1.

9 ([REDACTED] Deposition Exhibit 1 marked for

10 identification and is attached to the transcript.)

11 Q And, for the record, I've handed you a

12 document, the front of it says Exhibit A. And

13 I'll represent to you that this was actually

14 Exhibit A in plaintiff's discovery requests made

15 to the court in this case. It can be found for

16 the attorneys at ECF Document 62-1. And if you

17 want to take a look through, I am specifically

18 going to be referencing, it's actually Page 4 of

19 the document. At the top it says Page 5 of 9.

20 MR. PRINCE: I think we're missing a

21 page.

22 MS. BURKE: Oh, no.

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1 I do apologize. It does look as though a
2 page did not get copied. It is the first page of
3 the FBI 302 document for Mr. Bryan Pagliano. It
4 is --
5 MR. PEZZI: The second page is missing.
6 MS. BURKE: Oh, it's the second page. I
7 apologize.
8 Is everybody comfortable with that,
9 or ...
10 MR. PRINCE: Yeah. As long as this is
11 what's entered in as the exhibit with the missing
12 page, we're fine. You're going to talk about Page
13 4, though. Okay. Yeah.
14 Q So as I said, I am specifically
15 referencing Page 4, but at the top it does say
16 Page 5 of 9.
17 If you could just take a few minutes and
18 familiarize yourself or take a look at the --
19 specifically Page 4 of the document?
20 **A Okay.**
21 Q And as I -- as I mentioned, this is --
22 these are interview notes from an interview that

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1 the FBI did with Mr. Bryan Pagliano on December
2 22nd, 2015.
3 And you've testified you are familiar
4 with Bryan Pagliano?
5 **A Yes, I am.**
6 Q And when was the first time you met
7 Mr. Pagliano?
8 **A When he came to my office.**
9 Q And you testified earlier that was
10 sometime in 2009?
11 **A Correct.**
12 Q So turning to the document that's in
13 front of you right now. I'm looking at the -- I'm
14 going to reference the first full paragraph. It
15 starts, "In the summer 2009," blank and blank,
16 "both information technology specialists at the
17 DOS, contacted Pagliano, asked him to come to the
18 seventh floor in DOS headquarters."
19 Do you know who either individual -- can
20 you identify either individual that has been
21 blacked out there?
22 **A I can't identify the individuals there.**

75

1 **But I do know that I met with Bryan in my office**
2 **on the seventh floor.**
3 Q Would you -- would it be reasonable to
4 say that you are one of the individuals identified
5 in this sentence?
6 **A I would say that it is possible.**
7 Q I'm going to represent to you that during
8 this discovery process, we did request and
9 defendants were ordered to provide us with the
10 identities of those in this paragraph. And you
11 were one of the individuals named, as well as [REDACTED]
12 [REDACTED] and [REDACTED] -- [REDACTED]
13 MR. PRINCE: And, for the record, that is
14 protected information.
15 Q So in this sentence, "In summer 2009,
16 blank and blank, "both information technology
17 specialists at the DOS, contacted Pagliano and
18 asked him to come to the seventh floor," in your
19 opinion who would those two individuals have been
20 of the three that I just named?
21 **A I can't speculate who else it would be,**
22 **because I would be guessing. I know I met with**

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1 **Bryan, that I can tell you. But anything else of**
2 **that, I'm making up a name.**
3 Q When you met with Bryan, was [REDACTED]
4 included or at that meeting?
5 **A I don't remember [REDACTED] being there.**
6 Q Was [REDACTED] there?
7 **A No, I don't ever remember having -- being**
8 **in a meeting with [REDACTED] on the seventh floor.**
9 Q Continuing on. It says, "Once there,
10 Pagliano was asked if he was aware of the
11 Clintonemail.com domain. Pagliano replied in the
12 affirmative."
13 Is this -- the meeting that you
14 referenced earlier in 2009, is this the
15 information that you were discussing with
16 Mr. Pagliano?
17 **A Yes, it is.**
18 Q "Pagliano recalled nothing further about
19 this encounter. Pagliano relayed this incident
20 to" -- blank, and blank "had a visceral reaction
21 and didn't want to know any more."
22 Do you know who Mr. Pagliano reported the

77

1 meeting to?

2 **A No, ma'am, I do not.**

3 Q Continuing on. "In late 2009 or early

4 2010," blank "reached out to Pagliano again and

5 relayed to Pagliano that the use of the private

6 e-mail server by Hillary Clinton may be a federal

7 records retention issue."

8 Did you ever reach out to Mr. Pagliano

9 regarding Secretary Clinton's e-mail and federal

10 records retention issues?

11 **A No, ma'am. Just the initial meeting.**

12 Q Did you ever have any discussion -- did

13 you ever have a discussion with anyone regarding

14 Secretary Clinton's e-mail address and possible

15 federal records retention issues?

16 **A None that I'm aware of. None.**

17 Q In the next sentence: Blank "related to

18 Pagliano that he wanted to convey this to Hillary

19 Clinton's inner circle but could not reach them

20 and asked if Pagliano would relay this

21 information."

22 Is this -- if you needed to reach

78

1 Secretary Clinton's inner circle, would you have

2 reached out to Mr. Pagliano?

3 MR. PRINCE: Objection. Form.

4 **A If I wanted to reach out to anyone on the**

5 **Secretary's staff, I went through the Executive**

6 **Director for S/E -- for the Executive Secretariat.**

7 Q Mr. Lukens?

8 **A Yes.**

9 Q Did you ever talk to Mr. Pagliano about

10 Secretary Clinton's staff?

11 **A No, ma'am.**

12 Q I'm looking at the sentence that begins:

13 Additionally, Pagliano recalled a third

14 conversation with blank where blank brought up

15 security concerns and stated that e-mail

16 transiting from a state.gov account to an exchange

17 server should be through a transport layer

18 security tunnel.

19 Did you ever have that conversation with

20 Mr. Pagliano?

21 **A Not that I recall. We had a brief**

22 **meet -- conversation in 2009, but it wasn't that**

79

1 **technical.**

2 Q Did you ever have a conversation with

3 anyone at S/ES-IRM regarding security concerns

4 about Secretary Clinton's e-mail address?

5 **A No.**

6 Q The last sentence says, blank stated to

7 Pagliano that he wouldn't be surprised if

8 classified information was being transmitted.

9 Did you ever have any concerns that

10 classified information was being transmitted from

11 Secretary Clinton?

12 **A No. Just to clarify, my involvement**

13 **on -- or knowledge was of the prior campaign**

14 **system. I wasn't aware this was being used.**

15 Q And why -- why did you ask Pagliano about

16 this Clintonemail.com domain?

17 MR. PRINCE: Objection. Form.

18 **A It was a -- a brief conversation about**

19 **how the security policy was applied to her device.**

20 **But I don't recall the specifics on -- on how the**

21 **conversation came up. But he came up to tell us**

22 **about it.**

80

1 Q And this -- you said it was specific to

2 her use on the campaign?

3 **A That's what Bryan said.**

4 Q And so what relevance would that have for

5 your office?

6 **A It didn't have relevance, since it wasn't**

7 **on the state.gov.**

8 Q Did -- did [REDACTED] ever raise

9 security issues with you regarding Secretary

10 Clinton's e-mail address?

11 **A Not that I recall.**

12 Q And you -- and I apologize, you may have

13 mentioned this before. But what did you do with

14 the information that Mr. Pagliano provided to you

15 in 2009?

16 **A I passed it to John Bentel.**

17 Q Anyone else?

18 **A Not that I remember.**

19 Q What was Mr. Bentel's reaction?

20 MR. PRINCE: Objection. Form.

21 **A I don't recall a specific reaction. I**

22 **just passed the information along as -- as a**

<p>8</p> <p>1 informational.</p> <p>2 Q And what specifically did you tell him?</p> <p>3 A I can't remember the specifics. It was</p> <p>4 ten years ago. I just -- I mean, I did pass along</p> <p>5 that Bryan had put a security policy on the</p> <p>6 device. He confirmed that he had done that.</p> <p>7 Q Did Mr. Bentel know that Secretary</p> <p>8 Clinton had a private e-mail address?</p> <p>9 MR. PRINCE: Objection. Form.</p> <p>10 A I can't speak for what Mr. Bentel knew.</p> <p>11 I don't know.</p> <p>12 Q Did he tell you that he knew about it?</p> <p>13 A We never talked about it.</p> <p>14 Q Was [REDACTED] in your office on the</p> <p>15 seventh floor?</p> <p>16 A Yes, [REDACTED] was.</p> <p>17 Q And I think you mentioned that you and</p> <p>18 Mr. Bentel shared office right next to each other?</p> <p>19 A Correct.</p> <p>20 Q Was [REDACTED] along that same</p> <p>21 proximity?</p> <p>22 A Yes, [REDACTED] was.</p>	<p>83</p> <p>1 A I don't recall specifically. Because I</p> <p>2 told John next to me, but it wouldn't have been my</p> <p>3 place to go down the hall and talk to other</p> <p>4 people; it would have been John's.</p> <p>5 Q Do you know if he spoke with anyone about</p> <p>6 it?</p> <p>7 A I do not know.</p> <p>8 Q Did you discuss it with [REDACTED]?</p> <p>9 A I don't recall speaking to [REDACTED] about it.</p> <p>10 Q Is that something that [REDACTED] would</p> <p>11 have been involved with, given -- given security</p> <p>12 concerns or the security issue -- security nature</p> <p>13 of the conversation?</p> <p>14 A If it was on our system, yes. But in the</p> <p>15 Secretary's residence, no. So if [REDACTED] would have</p> <p>16 been involved in it, it would have been as just</p> <p>17 informational. But [REDACTED] had no role in it. So I</p> <p>18 don't -- I'm not aware of any discussions taking</p> <p>19 place with [REDACTED] because [REDACTED] had no role in that.</p> <p>20 Q No role in what?</p> <p>21 A Well, this is security we're talking</p> <p>22 about something for the Secretary that's not on</p>
<p>82</p> <p>1 Q Was [REDACTED] office next to yours?</p> <p>2 A Next to Mr. Bentel's.</p> <p>3 Q On the other side?</p> <p>4 A Uh-huh.</p> <p>5 Q And you said that the only time that</p> <p>6 you've interacted with Mr. Pagliano was two times</p> <p>7 while you were at S/ES-IRM?</p> <p>8 A That's correct.</p> <p>9 Q And the second one was regarding setting</p> <p>10 up conference room --</p> <p>11 A Yeah, giving him access to a workstation</p> <p>12 that had a Firefox browser on it so he could do a</p> <p>13 technology demonstration.</p> <p>14 Q Besides Mr. Bentel, did you discuss</p> <p>15 Mr. Pagliano -- the information Mr. Pagliano told</p> <p>16 you with anyone else at S/ES-IRM?</p> <p>17 A No, ma'am.</p> <p>18 Q Mr. -- with Andrew Scott, did you discuss</p> <p>19 that?</p> <p>20 A I don't recall discussing it with anyone</p> <p>21 except for John, if I passed it to him.</p> <p>22 Q Did you report it to Ms. -- Lew Lukens?</p>	<p>84</p> <p>1 the State system. [REDACTED] maintained the</p> <p>2 infrastructure on the State system. So [REDACTED] had no</p> <p>3 role in that.</p> <p>4 Q If there were security issues for</p> <p>5 Secretary Clinton's private e-mail address that</p> <p>6 was being used for State Department business,</p> <p>7 would that have been a concern for [REDACTED]?</p> <p>8 A I don't see how -- the personal use of</p> <p>9 the server for the Secretary wasn't the S/ES-IRM's</p> <p>10 area of responsibility. That's getting into her</p> <p>11 personal use in her home. That's not our -- we're</p> <p>12 responsible for the State systems at main State</p> <p>13 building.</p> <p>14 Q If -- but I'm saying if she was using a</p> <p>15 personal e-mail address in an official capacity,</p> <p>16 is that something that [REDACTED] should have</p> <p>17 been aware of and involved with?</p> <p>18 A No, ma'am.</p> <p>19 MR. PRINCE: Objection.</p> <p>20 Q Why not?</p> <p>21 THE WITNESS: Sorry.</p> <p>22 A [REDACTED] as I -- as I just mentioned</p>

<p>85</p> <p>1 before, maintained the State Department systems, 2 in the Department of State building. 3 Q Have you had any training in federal 4 record-retention regulations for the State 5 Department? 6 A I take the annual records-retention class 7 that's required for State Department employees. 8 Q Did you ever received FOIA training? 9 A I believe FOIA is covered as part of a 10 subset of that records class. 11 Q And did your office do -- or did your 12 office provide support for any FOIA requests 13 related to Secretary Clinton's office or her 14 staff? 15 MR. PRINCE: Objection. Form. 16 A I'm not aware of any FOIA request in my 17 tenure at S/ES-IRM. I never saw one. 18 Q Who would have handled that in your 19 office? 20 MR. PRINCE: Objection. Foundation. 21 Q If there were FOIA requests related to 22 Secretary Clinton's office, who in your office</p>	<p>87</p> <p>1 the sub offices in the Executive Secretariat. 2 Just to meet people. It was a meet and greet. 3 And as part of that I got to see part of how they 4 handle records. 5 Q When was that? 6 A Probably -- I'd have to guess. Sometime 7 in my first two years at S/ES. Sometime between 8 2006 and '8, in that window. 9 Q Do you know who Clarence Finney is? 10 A Yes, I do. 11 Q Who is he? 12 A He runs correspondence and records. 13 Q And do you know who Jonathon Wasser is? 14 A No, I do not. 15 Q Have you ever discussed Secretary 16 Clinton's e-mail with Clarence Finney? 17 A No, ma'am, I've never discussed Clinton's 18 e-mail with anyone. 19 Q Do you know to Tasha Thian is? 20 A The name's not familiar. 21 Q You don't. 22 Were you ever told by anyone not to share</p>
<p>86</p> <p>1 would have been tasked? 2 MR. PRINCE: Objection. Foundation. 3 A I don't know who would have processed it. 4 It wasn't -- it wasn't mine. 5 Q Do you know -- I don't know if they're 6 called offices or bureaus. But S/ES-C office, are 7 you familiar with that office? 8 A Correspondence? 9 Q I believe it is, yes. 10 A Briefly, yes. 11 Q What do you mean, "briefly"? 12 A Well, literally, I had a briefing on that 13 office as a -- when I went to work for S/ES-IRM. 14 But I didn't interact with them. But I know of 15 it. 16 Q What was your briefing about? 17 A What they do. 18 Q In that briefing did -- was it discussed, 19 your office's interaction with their office? 20 MR. PRINCE: Objection. Form. 21 A I was in a briefing as orientation to -- 22 as a new employee to S/ES, to let me know some of</p>	<p>88</p> <p>1 the information you learned from Mr. Pagliano 2 about Secretary Clinton's e-mail? 3 A Not that I recall, no. 4 Q While you were at S/ES-IRM, do you 5 recall -- do you recall -- strike that. 6 Did you ever hear Mr. Bentel tell 7 employees at S/ES-IRM not to discuss the matter of 8 Secretary Clinton's e-mail? 9 A I don't remember ever hearing John say 10 not to discuss it. I don't remember him ever 11 saying don't discuss anything. This is ... 12 Q Do you ever recall Mr. Bentel discussing 13 Hillary -- Secretary Clinton's e-mail address 14 during your tenure? 15 A No, ma'am. 16 Q Are you familiar with a -- a photograph 17 of Secretary Clinton holding a BlackBerry? 18 A On an airplane? 19 Q I believe so. 20 A I believe I saw a newspaper article with 21 her with one on an airplane. 22 Q Do you remember when that was?</p>

<p>89</p> <p>1 A I have no idea when that was, no, ma'am.</p> <p>2 Q Was that related to the meeting you had</p> <p>3 with Mr. Pagliano?</p> <p>4 A I have no idea if it's related. I don't</p> <p>5 remember when that article came out.</p> <p>6 Q Were you working at S/ES-IRM when it came</p> <p>7 out?</p> <p>8 A I can't remember. I left shortly after</p> <p>9 she arrived, so I don't think so. But I -- I</p> <p>10 can't recall the exact time frame.</p> <p>11 Q Who took your position when you left</p> <p>12 S/ES-IRM -- IRM?</p> <p>13 A Milton Green.</p> <p>14 Q Do you know, is he still at the State</p> <p>15 Department?</p> <p>16 A I believe he retired.</p> <p>17 Q Do you know when?</p> <p>18 A No, ma'am.</p> <p>19 Q Do you know how long he was -- held your</p> <p>20 position at S/ES-IRM?</p> <p>21 A The assignment is for two years. So I</p> <p>22 don't know if he stayed past that or not.</p>	<p>9</p> <p>1 A No, I was not.</p> <p>2 Q Do you know who Platte River</p> <p>3 Communications is?</p> <p>4 A Can you say that again?</p> <p>5 Q Do you know who Platte River</p> <p>6 Communications is?</p> <p>7 A No. I -- I don't think I've ever heard</p> <p>8 of them.</p> <p>9 Q Okay. If you know, do you know who Glen</p> <p>10 Johnson is?</p> <p>11 A Yes, I do.</p> <p>12 Q Who is he?</p> <p>13 A [REDACTED].</p> <p>14 Q While you were there, at S/ES-IRM?</p> <p>15 A No. He is -- he took on that job and</p> <p>16 replaced [REDACTED].</p> <p>17 Q Who is James Suer, S-U-E-R?</p> <p>18 A I do not know.</p> <p>19 Q How about Patricia Lacina?</p> <p>20 A Is that in context to a date frame, a</p> <p>21 date range for that?</p> <p>22 Q Between 2009-2014.</p>
<p>90</p> <p>1 Q So specifically in your position it's a</p> <p>2 two-year assignment?</p> <p>3 A Correct. Domestic assignments are two</p> <p>4 years.</p> <p>5 Q Who was in that position prior to you?</p> <p>6 A Dean Thompson.</p> <p>7 Q And that was during Secretary Rice's --</p> <p>8 A Correct.</p> <p>9 Q Okay.</p> <p>10 Were you ever contacted by or interviewed</p> <p>11 by the FBI regarding Secretary Clinton's e-mail?</p> <p>12 A No, I was not.</p> <p>13 Q You were not interviewed by the FBI?</p> <p>14 A No.</p> <p>15 Q Were you ever contacted by anyone that I</p> <p>16 haven't mention -- that we haven't mentioned in</p> <p>17 today's deposition, regarding Secretary Clinton's</p> <p>18 e-mail?</p> <p>19 A No, I have not.</p> <p>20 Q And were you ever contacted by or</p> <p>21 interviewed by the State Department's OIG office</p> <p>22 regarding Secretary Clinton's e-mail?</p>	<p>92</p> <p>1 A Pat Lacina, she was one of the deputy</p> <p>2 CIOs for IRM.</p> <p>3 Q Did she work under Susan Swart? Was</p> <p>4 that ...</p> <p>5 A Depending on when she started. I don't</p> <p>6 know her exact dates. Because she was there</p> <p>7 with -- she left recently to go to Frankfurt, so I</p> <p>8 don't -- I'm not sure the dates of her assignment.</p> <p>9 Q Do you know who Kevin Gleeson is?</p> <p>10 A No, ma'am.</p> <p>11 Q How about Catherine Brown?</p> <p>12 A No.</p> <p>13 Q Do you know Richard Visek?</p> <p>14 A No.</p> <p>15 Q Trey Jammes?</p> <p>16 A Trey works for IRM, and he's one of the</p> <p>17 people you would go to with network issues.</p> <p>18 Q And that's the larger --</p> <p>19 A The larger --</p> <p>20 Q -- IRM?</p> <p>21 A -- IRM.</p> <p>22 Yeah, he's one of the people, as we say,</p>

<p>93</p> <p>1 in the bowels of the building that fix things, 2 yeah. 3 Q Who is Matthew Colbert, if you know? 4 A The name sounds familiar, but I can't 5 place who it is. 6 Q How about Chris Ritchie? 7 A No. 8 Q If you just give me one minute. 9 MS. BURKE: If you guys actually just 10 give us about two minutes, we might be able to 11 finish. 12 MR. PRINCE: Okay. 13 VIDEO SPECIALIST: Going off the record 14 at 12:16. 15 (A recess was taken.) 16 VIDEO SPECIALIST: We are back on the 17 record at 12:26. 18 BY MS. BURKE: 19 Q Thank you again for your patience and 20 cooperation here. I just have a couple of 21 followup questions, and then we'll be done for the 22 day.</p>	<p>95</p> <p>1 Q Did -- you did not ask if presently 2 Secretary Clinton was using a personal e-mail 3 address for State Department business? 4 A I did not ask that question. 5 Q Why not? 6 MR. PRINCE: Objection. Form. 7 A There was no reason to ask the question. 8 I was asked to find out if it was a -- what she 9 had for the campaign. 10 Q Who asked you to find that out? 11 A I'm sorry. The -- the point of the 12 conversation was the security aspect, is what he 13 was talking about. So I was focusing on the BES 14 policy and was it applied, is what -- and that's 15 kind of what he kept talking about, was how he had 16 put a security policy on the campaign server. 17 There was no conversation on anything out of that 18 scope. 19 Q Who asked you to raise that issue with 20 him? 21 A No one asked me to raise the issue. I 22 misspoke. That was the -- the focus of what Bryan</p>
<p>94</p> <p>1 A Okay. 2 Q Just to clarify. Did the -- did the FBI 3 ever contact you regarding any issues surrounding 4 Secretary Clinton's tenure? 5 A No, ma'am, none. 6 Q And going back to the conversation that 7 you had with Mr. Pagliano in 2009. Does it sound 8 about right that it was the summertime, summer 9 2009? 10 A Yes, it does. 11 Q And you have mentioned that it was 12 regarding Secretary Clinton's BlackBerry and her 13 e-mail address, and that Mr. Pagliano reported 14 that it was used during the campaign time. 15 Did you ask Mr. Pagliano if she was still 16 using it for State Department business? 17 MR. PRINCE: Objection. Form. 18 A We had a conversation about the security 19 on the campaign setup that she had with her 20 BlackBerry and the security on it. But there was 21 no conversation about what was taking place 22 currently.</p>	<p>96</p> <p>1 was bringing up in the meeting. 2 Q And just going back. You said to make 3 sure that the BES policy or -- 4 A The -- the BlackBerry Enterprise Server. 5 The BlackBerry that policy I told you with the 6 check box earlier that locks it down. To ask if 7 there was one of those applied to the device. 8 That was the focus of the conversation. 9 Q And did it -- and you did not raise 10 whether or not that BlackBerry was still being 11 used for State Department business. 12 A No. 13 Q If a Secretary is using a BlackBerry for 14 State Department business, would that be your 15 office's responsibility to support that? 16 MR. PRINCE: Objection. Form. 17 A If someone requests a -- a BlackBerry 18 service from S/ES-IRM, it would be my 19 responsibility, if they requested it formally 20 through the -- our mobile desk, yes. 21 Q If -- and I understand that. 22 So my question is, if a Secretary is</p>

<p>97</p> <p>1 using a non-State Department BlackBerry for State 2 Department business, is it your office that would 3 support that BlackBerry system and ... 4 A I was not aware that someone was using a 5 BlackBerry non-State. 6 Q If they were using one, would that be 7 your office's responsibility? 8 MR. PRINCE: Objection. Form. 9 A I don't set policy. I provide the 10 support for State-issued systems only. 11 Q During your tenure was there ever a time 12 that non-State issued or non-State devices were 13 used with authorization? If they're -- I don't 14 know if my question is clear. 15 Somebody may request permission or 16 authorization to use a non-State device or system 17 or network, did that happen during your tenure? 18 A No one requested that I'm aware of. I 19 wouldn't know of -- of personal use. 20 Q But for State business, if a personal 21 device is used with approval, would it be your 22 office who would support that?</p>	<p>99</p> <p>1 your office? 2 A I had the conversation of what she 3 previously had. And I'm not -- I passed it on to 4 John Bentel. But I don't know what the relevance 5 was. 6 Q Did Mr. Bentel ask you to raise it? 7 A I don't recall how it got into my -- 8 Bryan and I ended up syncing up for the 9 conversation. 10 Q Did [REDACTED] introduce you to Mr. -- 11 Bryan? 12 A I don't recall how this came to be. This 13 was ten years ago. I remember him being in my 14 office. I remember having a conversation. 15 Q And did [REDACTED] ever raise [REDACTED] 16 concerns about possible security issues regarding 17 Secretary Clinton's e-mail use? 18 MR. PRINCE: Objection. Foundation. 19 A I have no conversations with anyone about 20 her e-mail except that brief one with Bryan that 21 day. 22 MS. BURKE: That's all I have. Thank</p>
<p>98</p> <p>1 MR. PRINCE: Objection. Form. 2 A I support the State Department installed 3 systems. If someone wants remote access to the 4 Department of State network, they would go through 5 IRM for mobile desktop support, remote access, go. 6 The desktop platforms that give you access to 7 state.gov remotely are handled by IRM. They would 8 be -- they would handle that request. It 9 wouldn't -- it wouldn't go through me. 10 Q How about for S/ES-IRM? 11 A It's for the enterprise. Because it goes 12 through the department's gateway, the firewall in 13 and out of the internet and the department's 14 network. So all remote access requests would go 15 through IRM. 16 Q So your conversation with Mr. Pagliano 17 revolved around, you said the security setting -- 18 A Uh-huh. 19 Q -- for a BlackBerry that was used during 20 the campaign. 21 A Correct. 22 Q So why would that have any relevance for</p>	<p>00</p> <p>1 you. 2 MR. PRINCE: Okay. Can you give us just 3 one second? 4 MS. BURKE: Yes. 5 VIDEO SPECIALIST: We are going off the 6 record at 12:33. 7 (A recess was taken.) 8 VIDEO SPECIALIST: We are back on the 9 record at 12:34. 10 MR. PRINCE: Okay. Just before we close 11 out the deposition, reminder that both the 12 transcript and the exhibits as they -- as they 13 are -- exist as exhibits to this deposition are 14 protected until we can provide a redacted copy of 15 what s necessary. I think that will take a week 16 or two. 17 And that s all we have. 18 VIDEO SPECIALIST: Okay. If there are no 19 further questions, then this ends the deposition, 20 and we are going off the record at 12:34. 21 (Off the record at 12:34 p.m.) 22</p>

Transcript of [REDACTED]
Conducted on November 13, 2019

26 (101 to 104)

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ACKNOWLEDGMENT OF DEPONENT

I, [REDACTED] do hereby
acknowledge that I have read and examined the
foregoing testimony, and the same is a true,
correct and complete transcription of the
testimony given by me, and any corrections appear
on the attached Errata sheet signed by me.

(DATE) (SIGNATURE)

02

CERTIFICATE OF SHORTHAND REPORTER NOTARY PUBLIC

I, Debra Ann Whitehead, the officer before whom
the foregoing deposition was taken, do hereby
certify that the foregoing transcript is a true and
correct record of the testimony given; that said
testimony was taken by me stenographically and
thereafter reduced to typewriting under my
direction; that reading and signing was requested;
and that I am neither counsel for, related to, nor
employed by any of the parties to this case and have
no interest, financial or otherwise, in its outcome
IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my notarial seal this 3th day of November,
20 9

My commission expires:
September 4, 2023

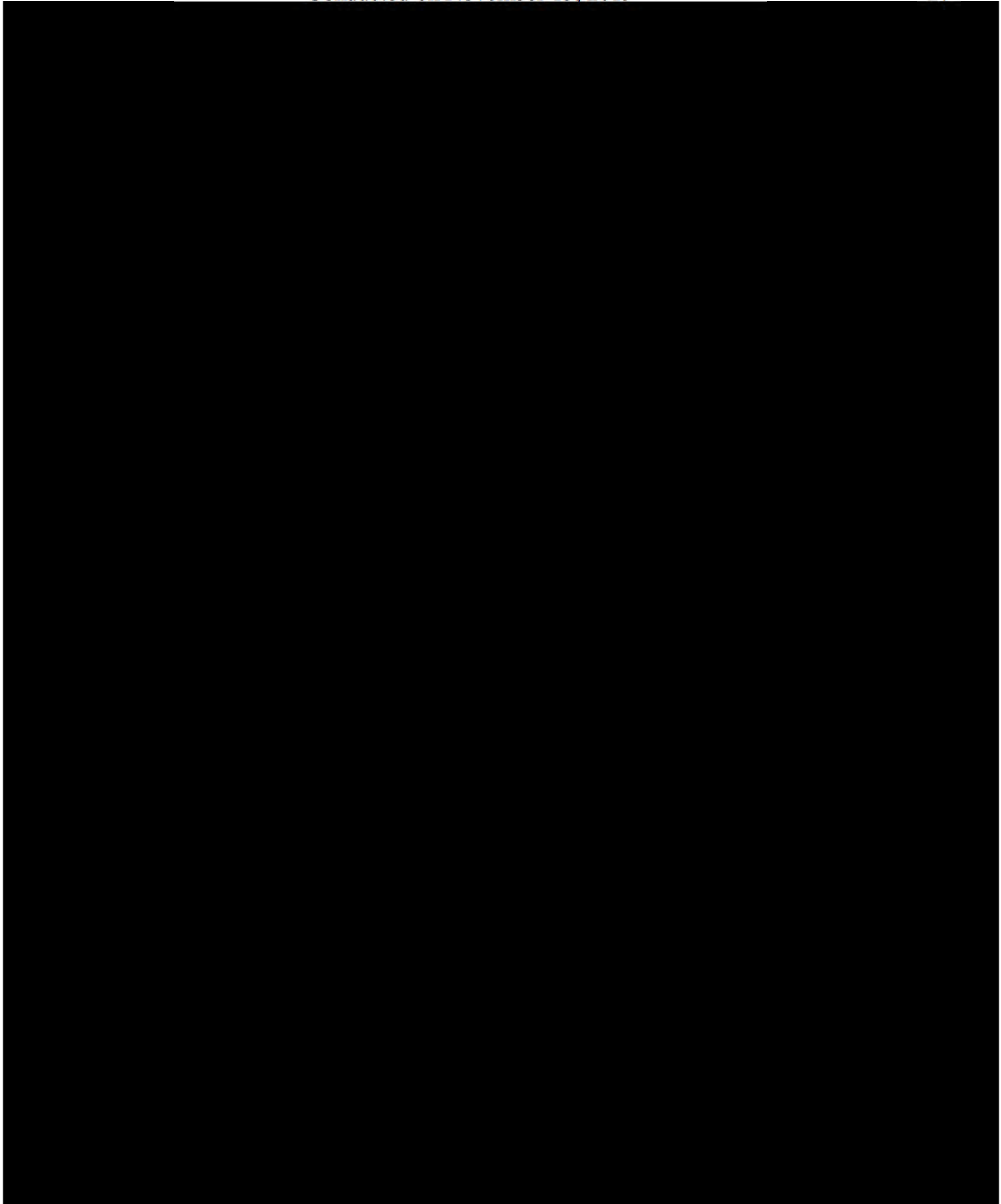


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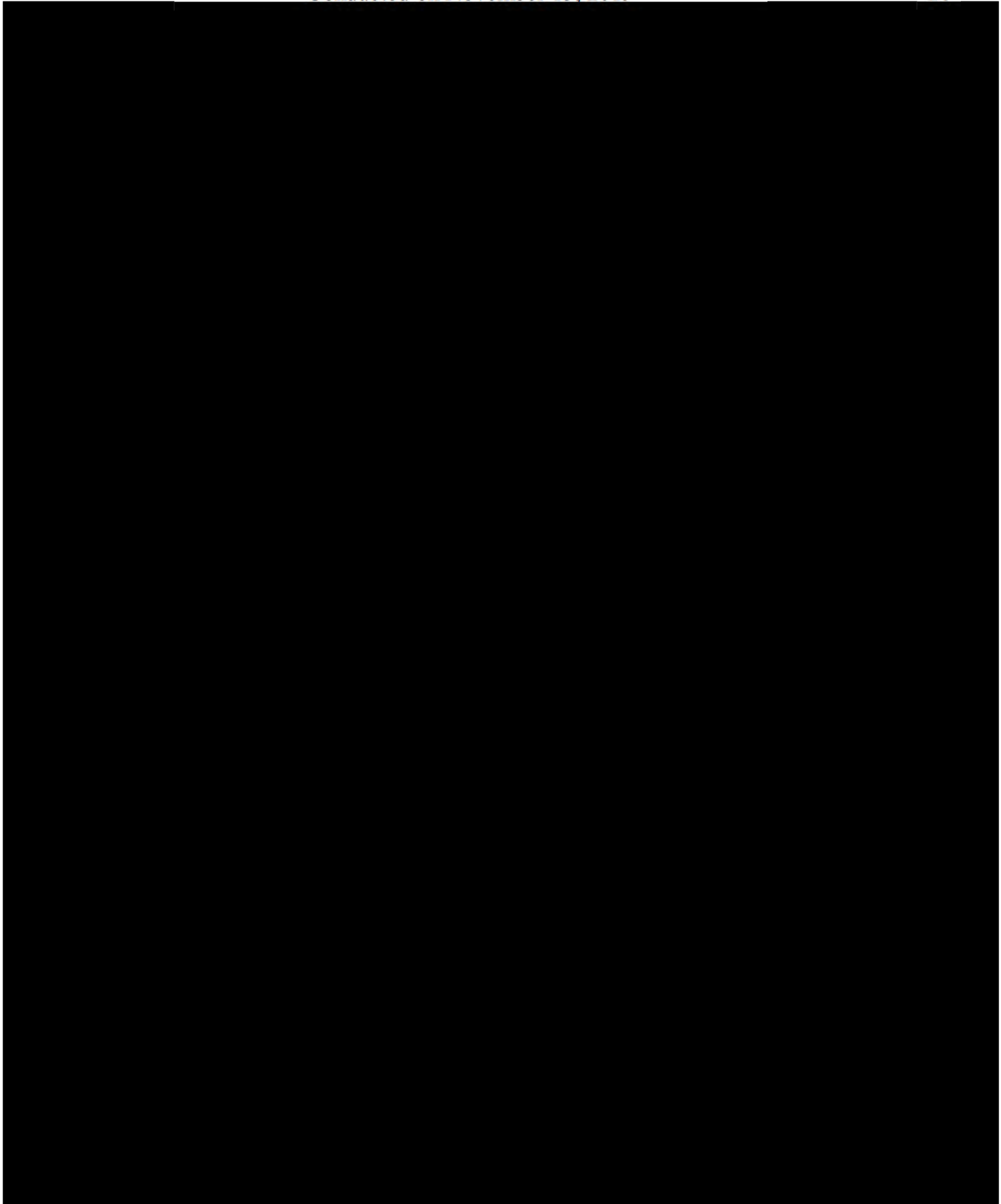
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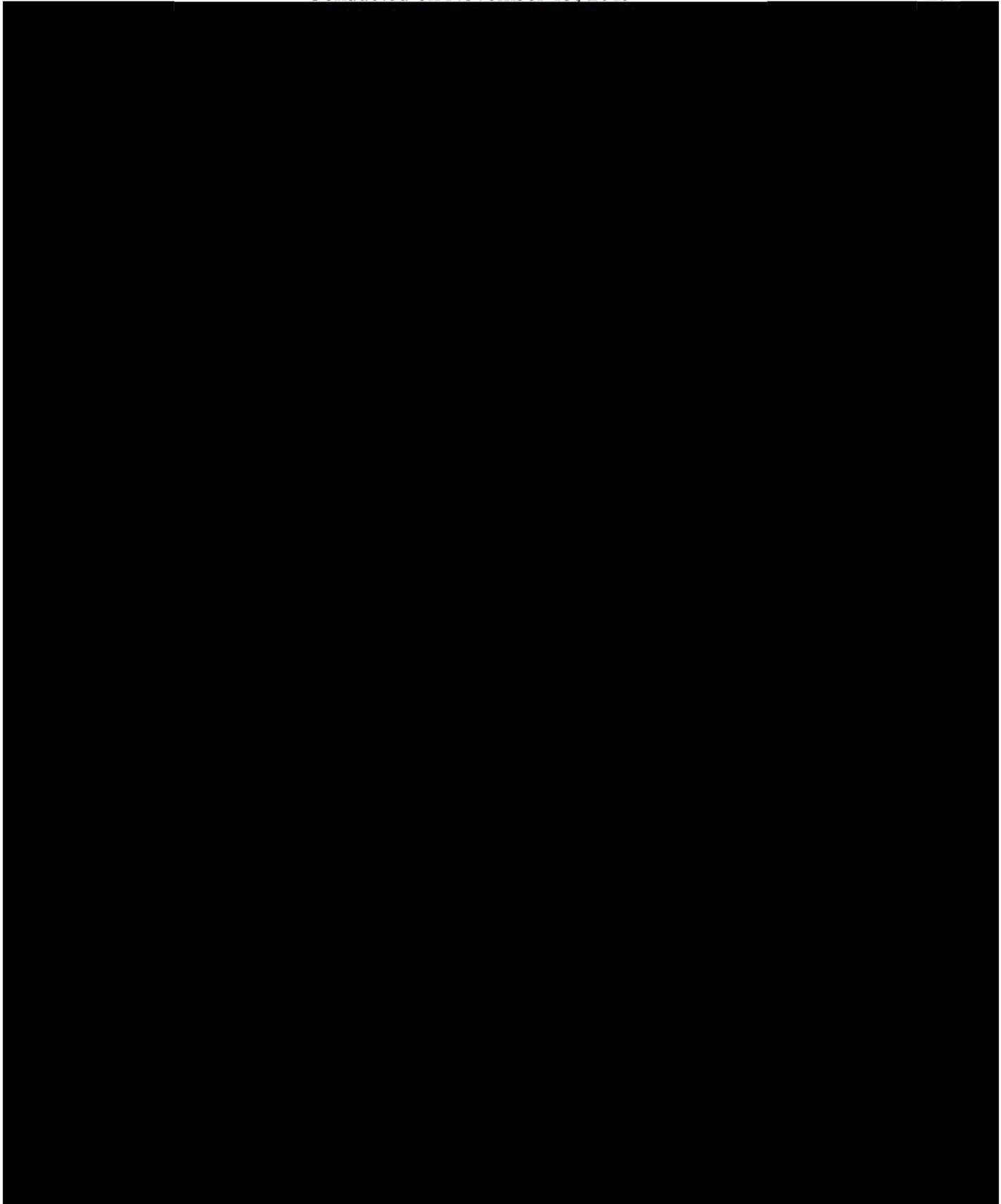
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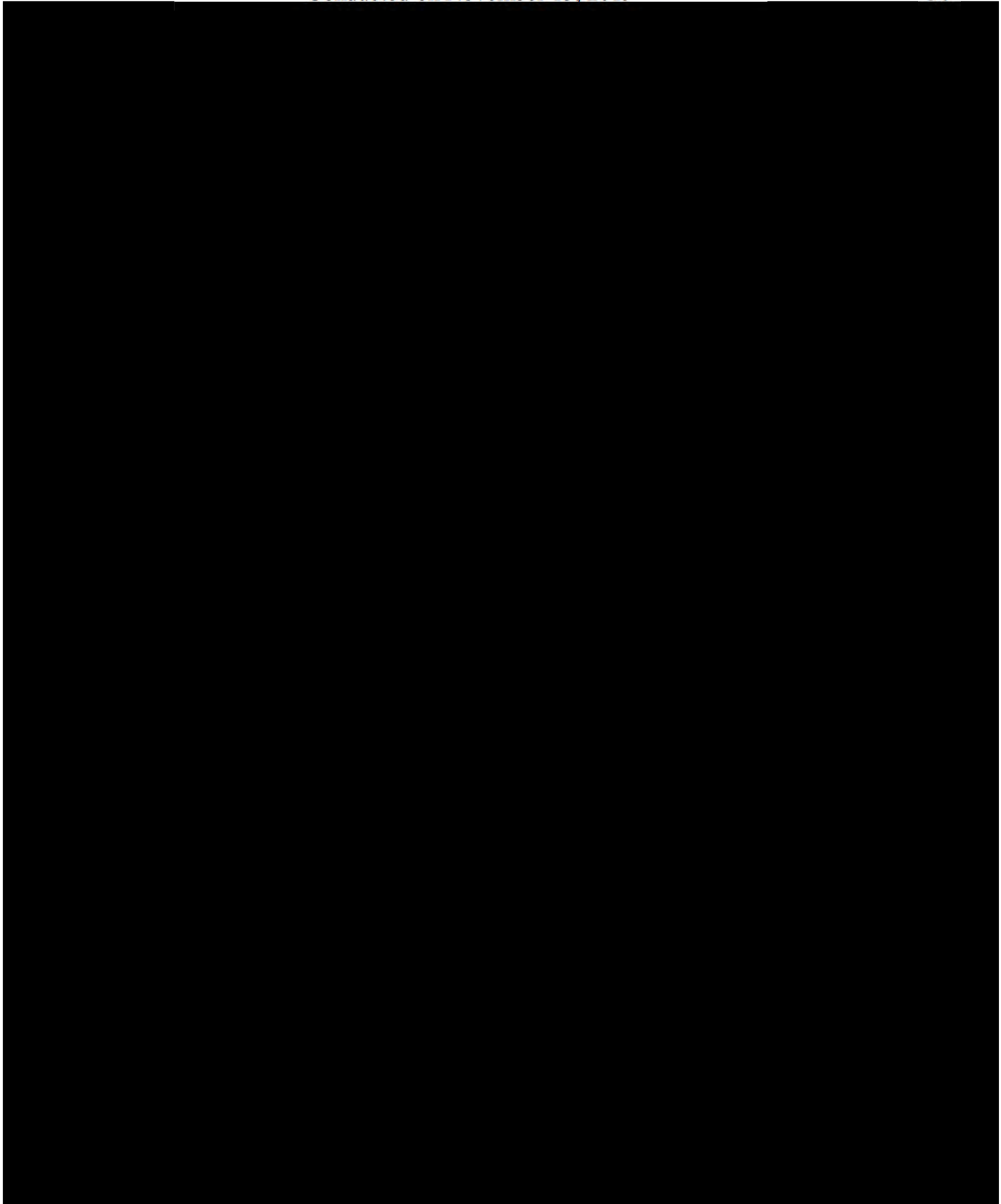
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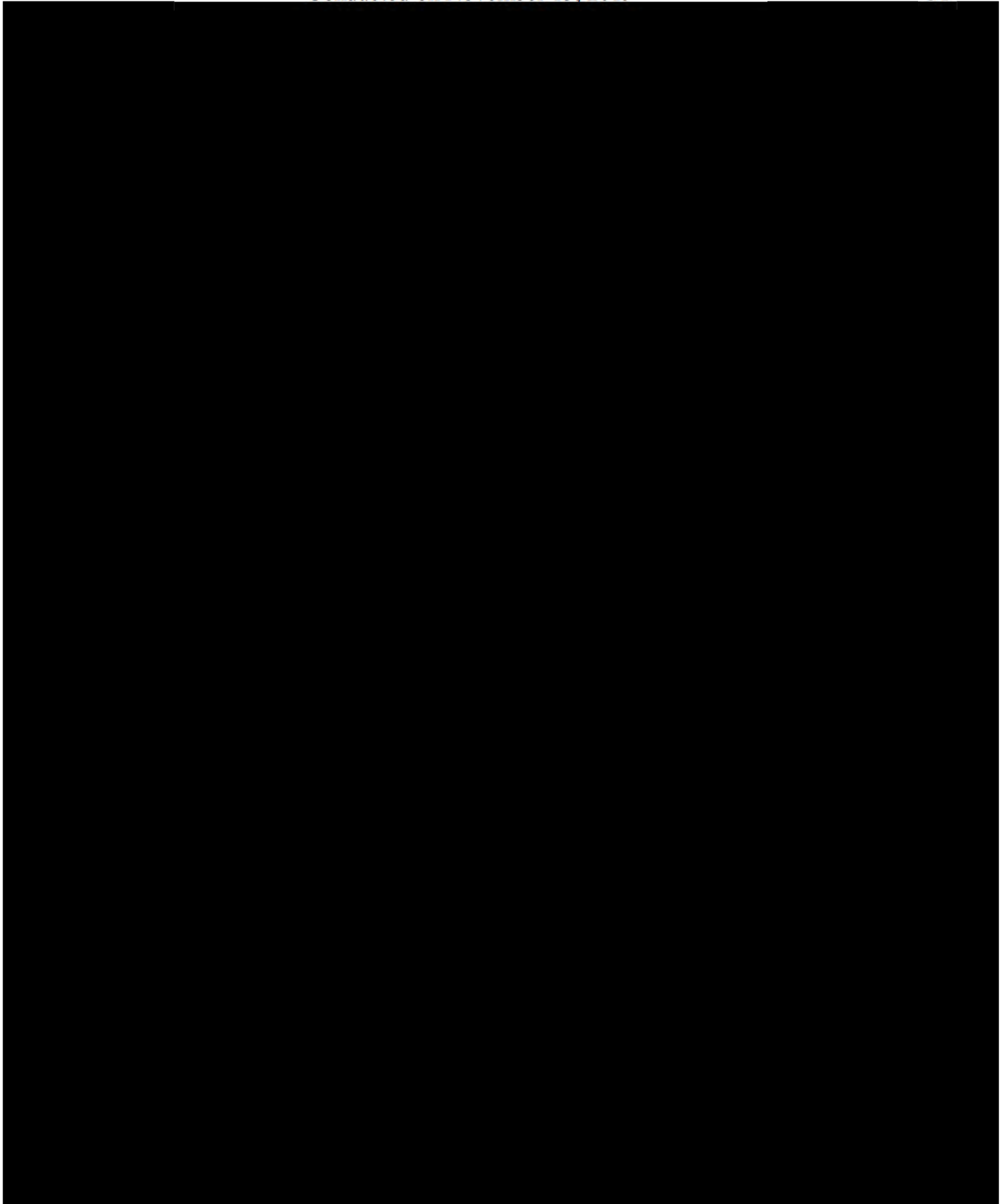
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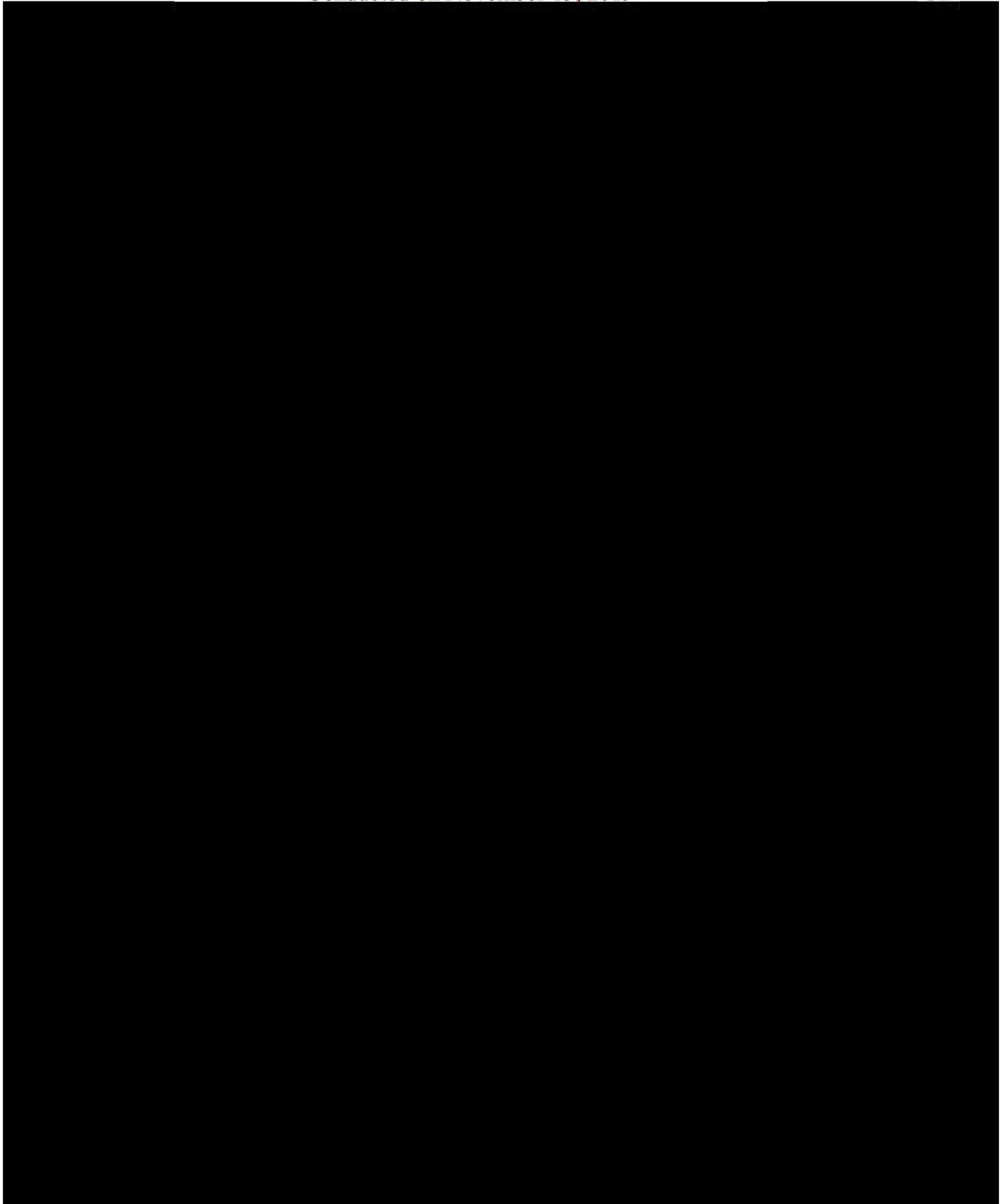
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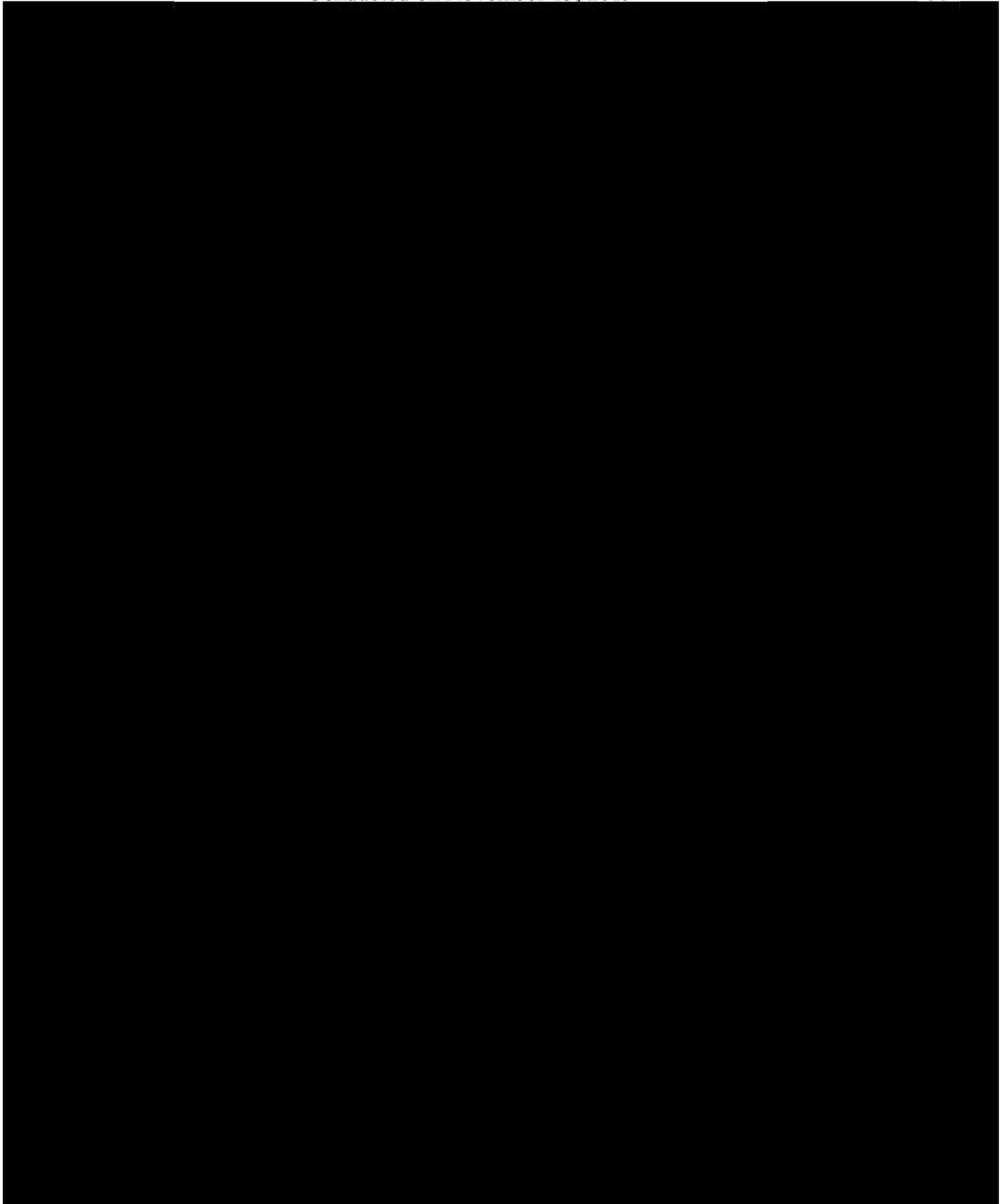
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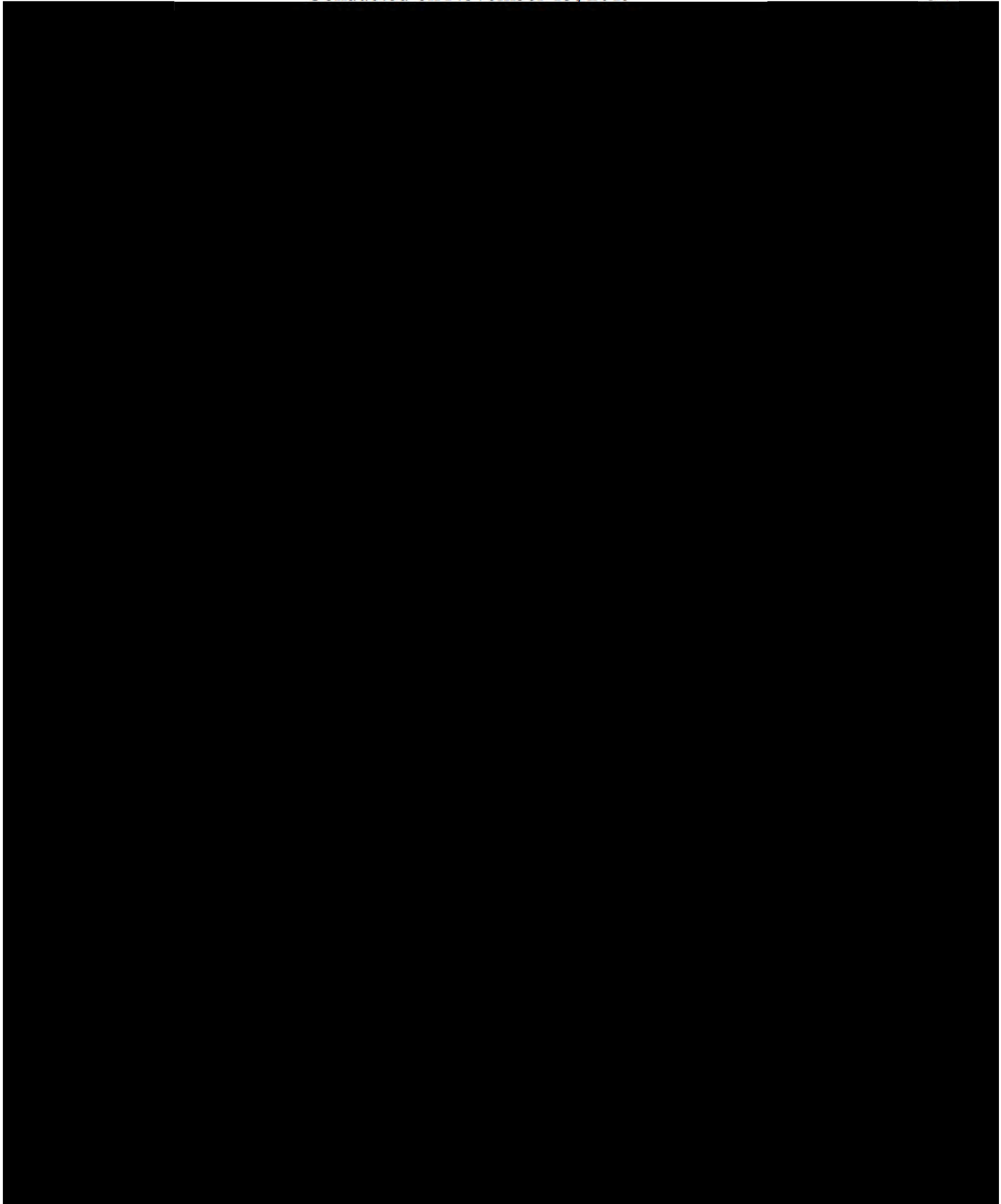
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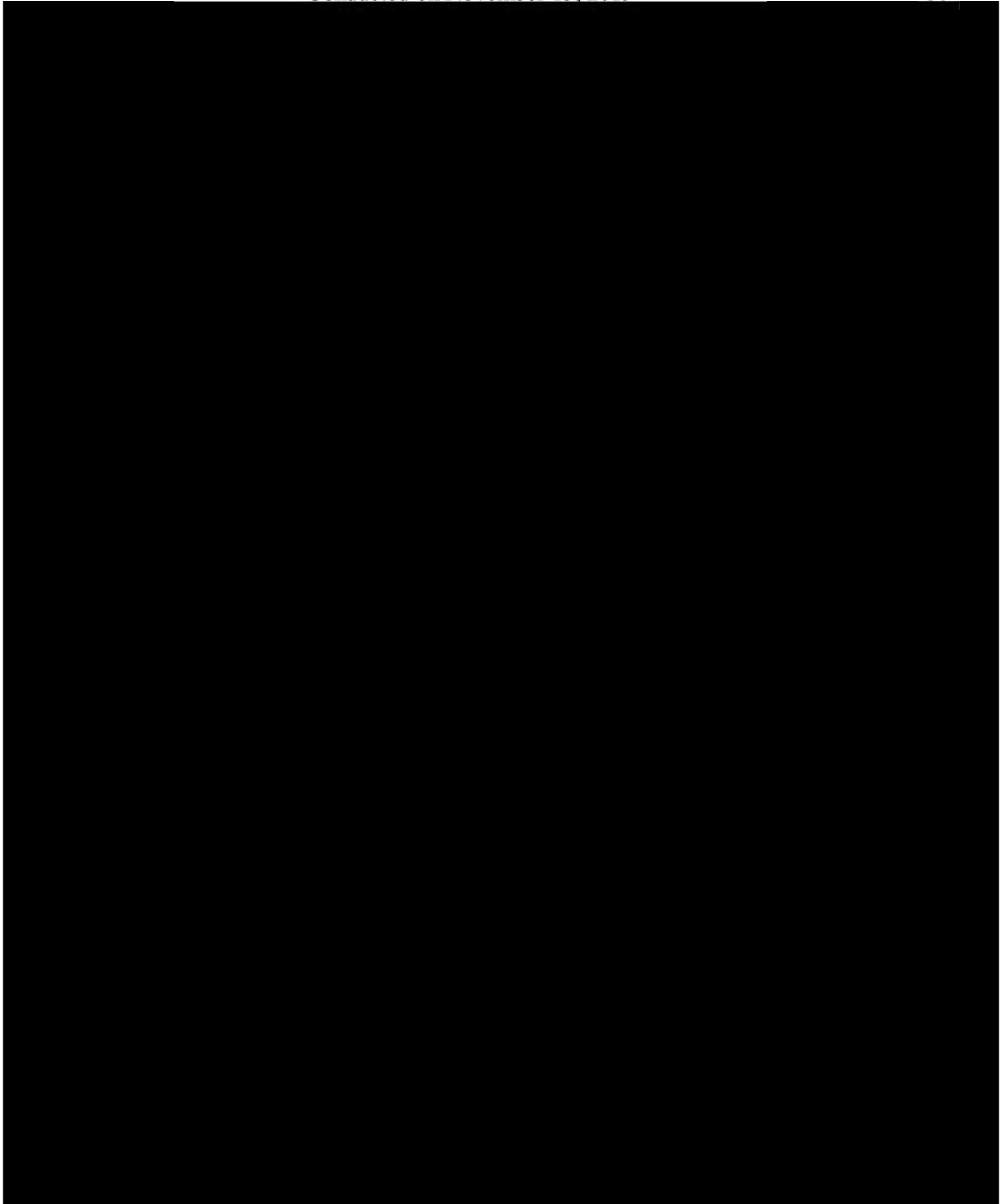
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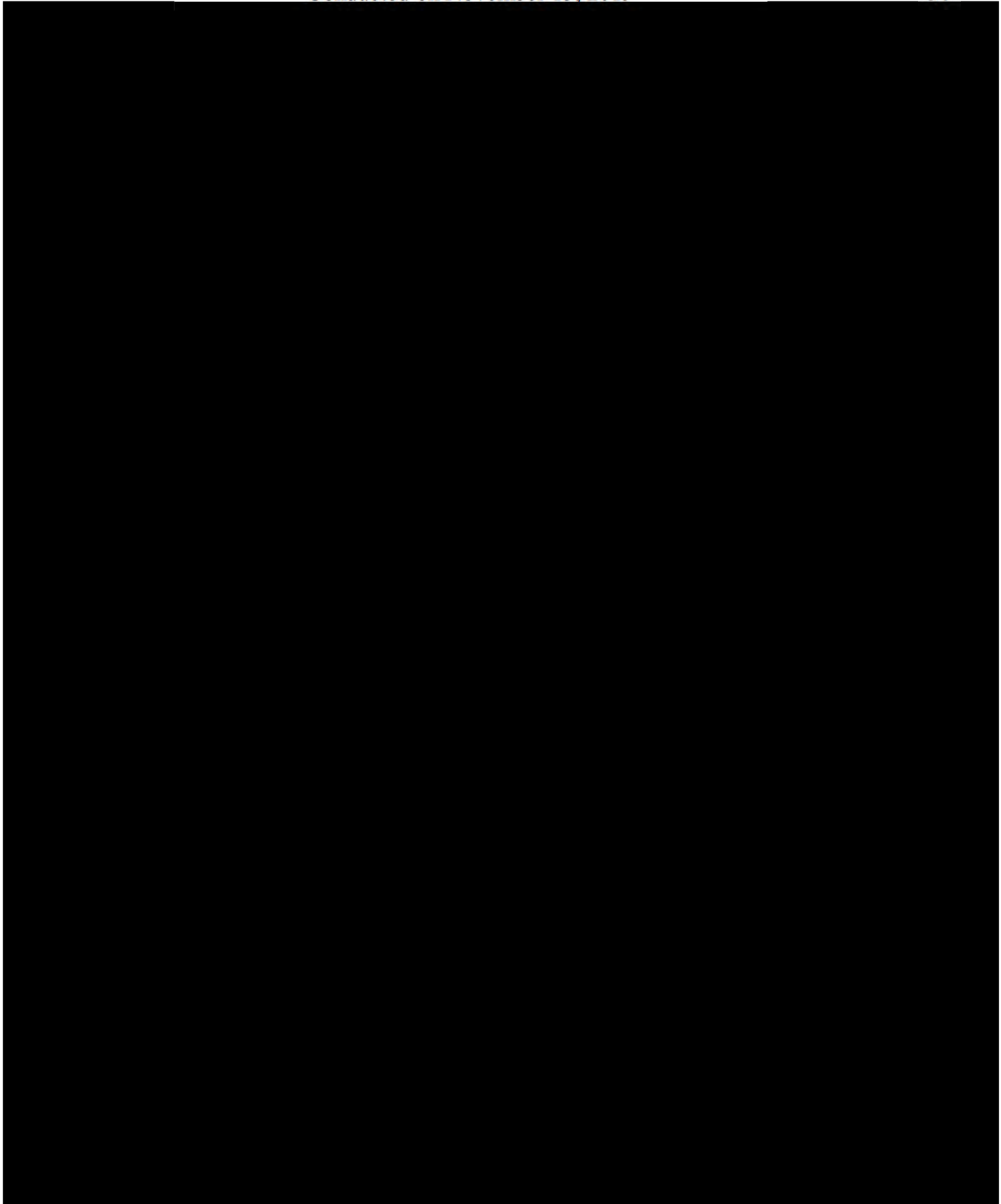
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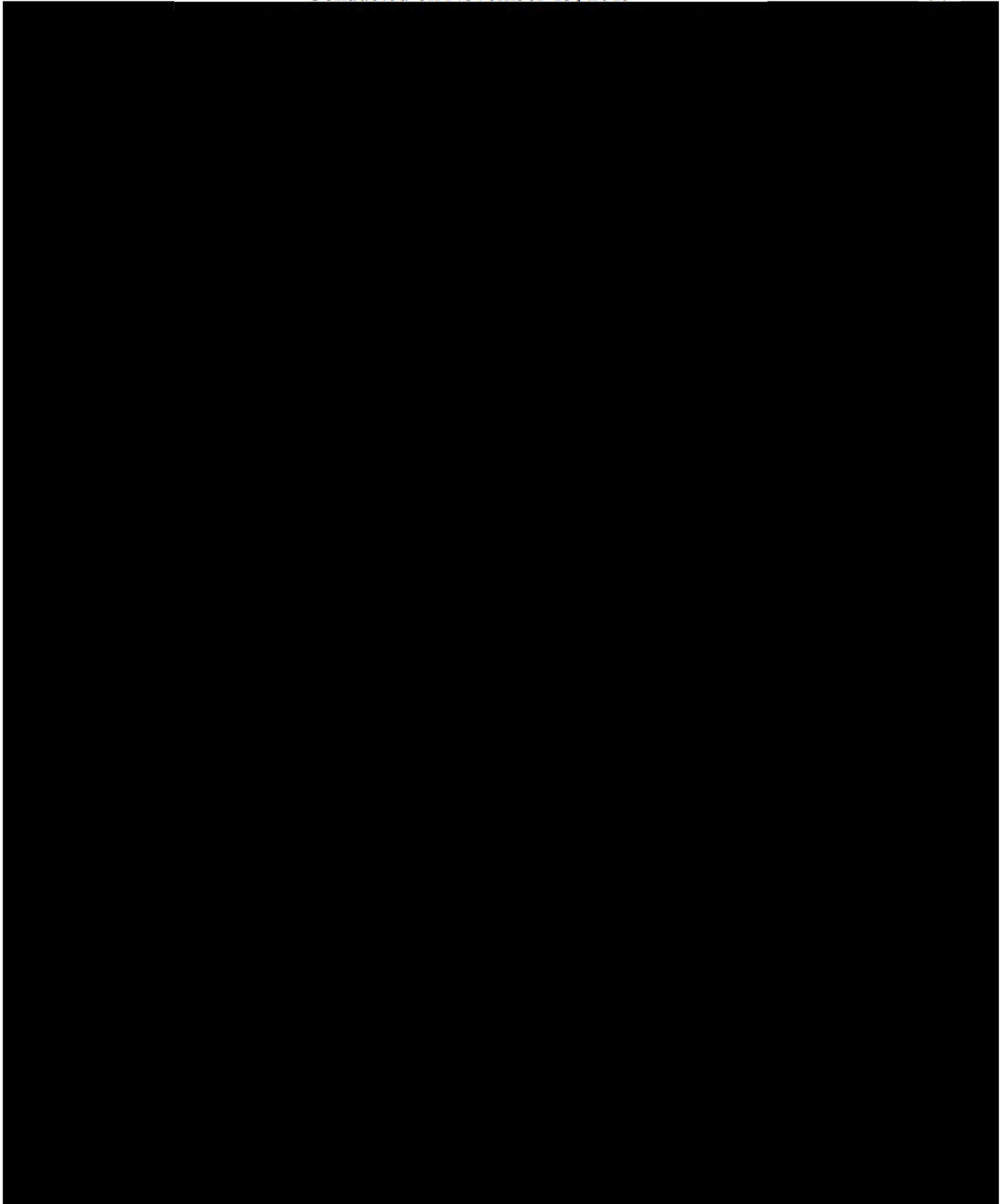
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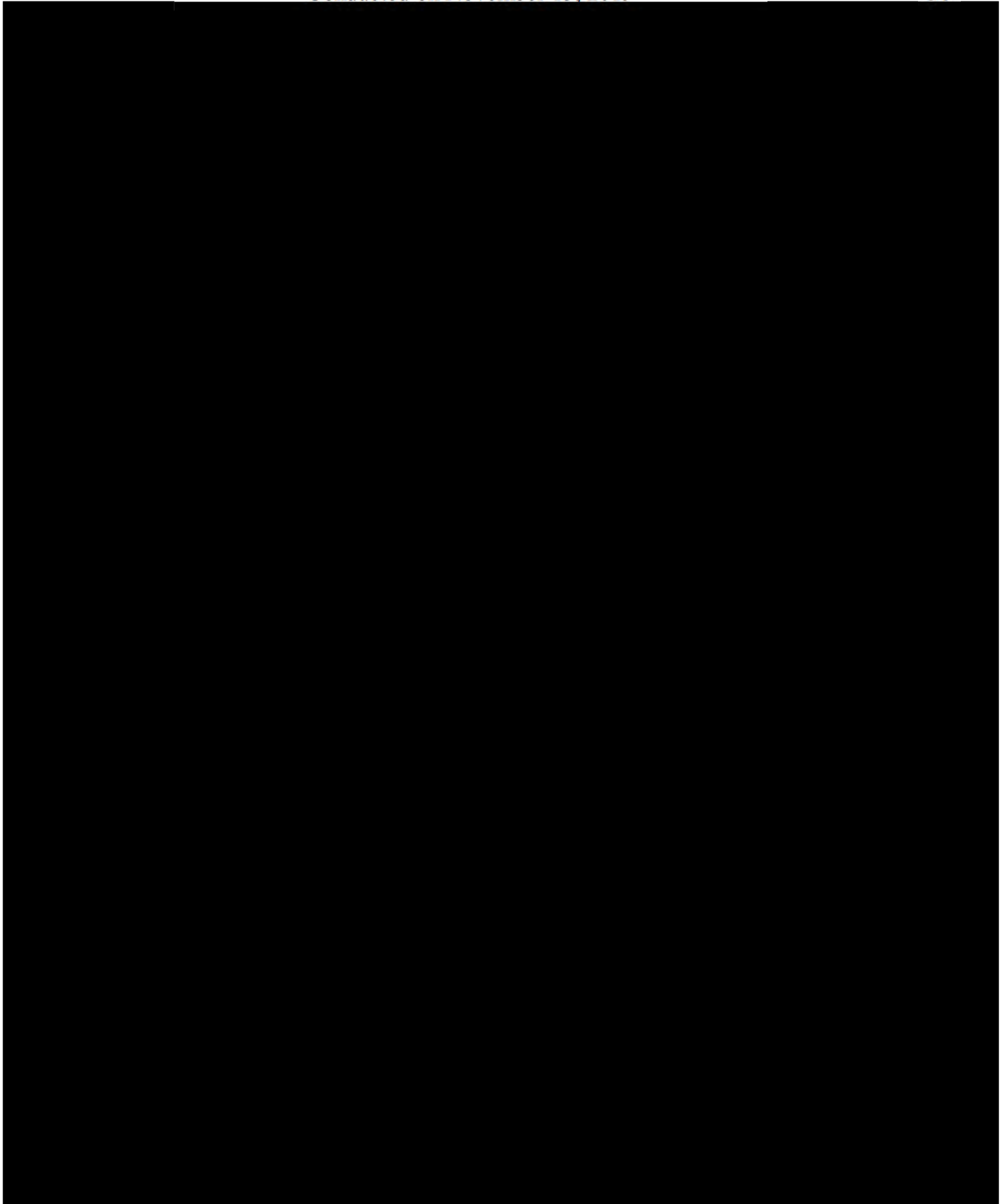
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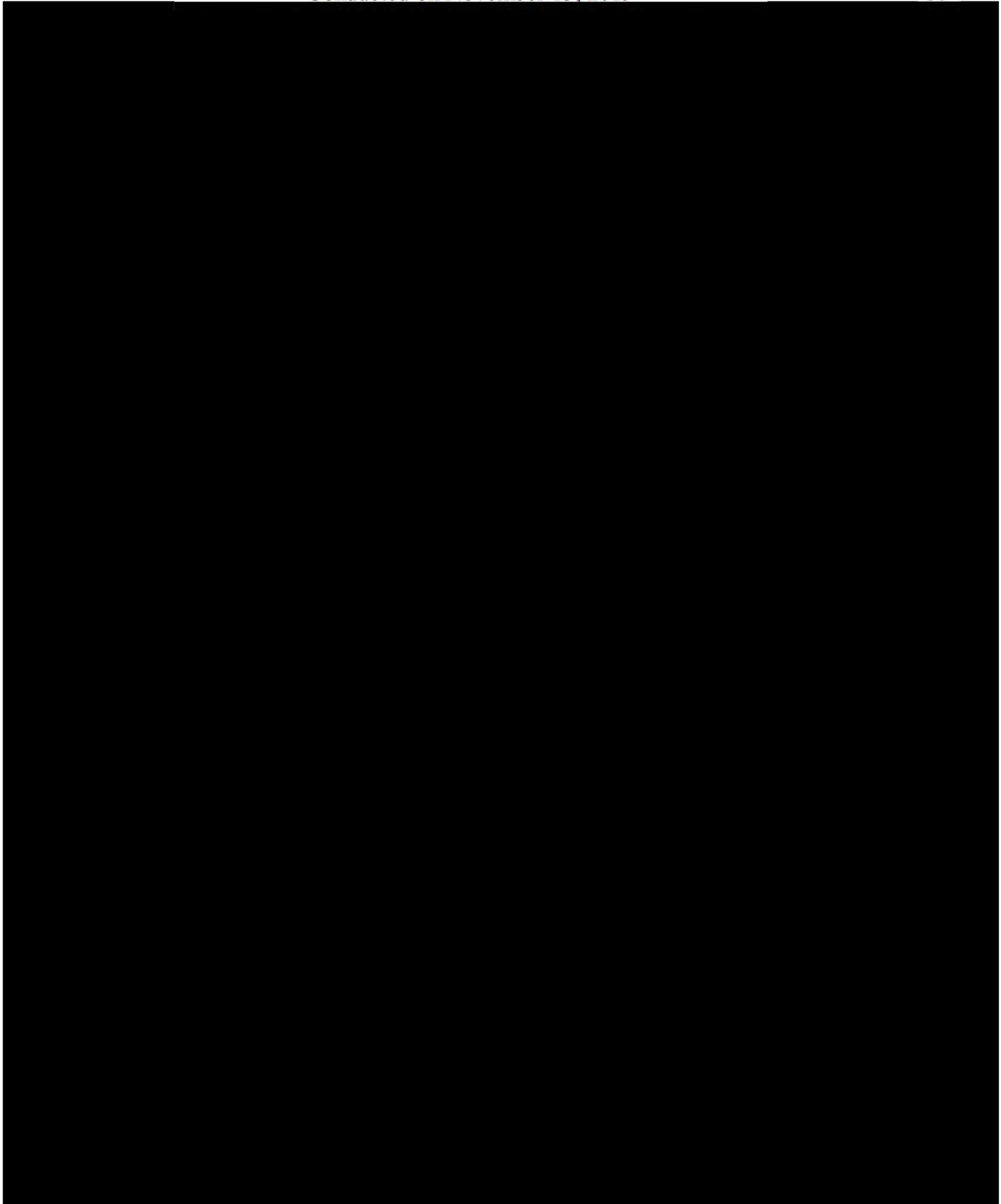
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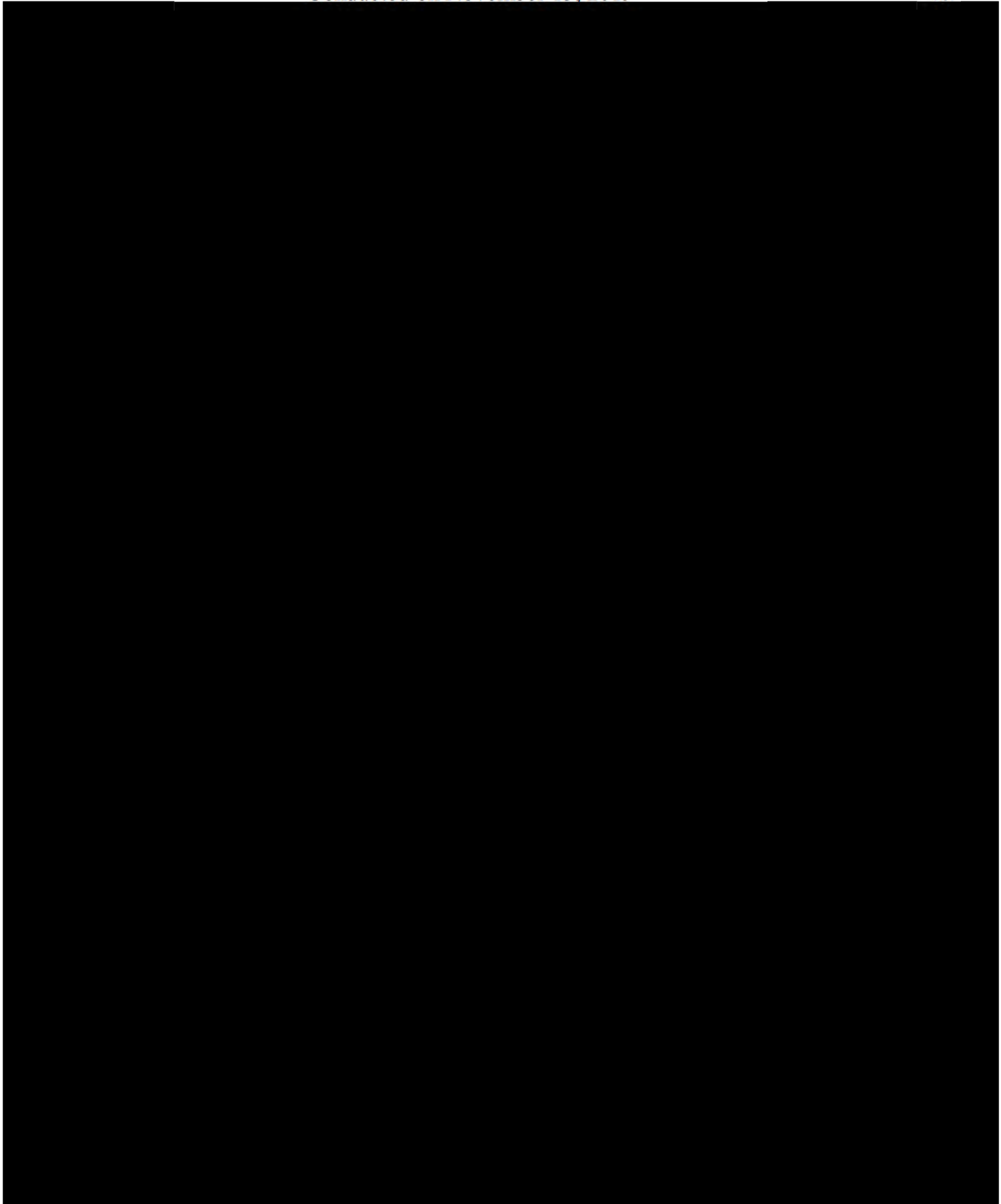
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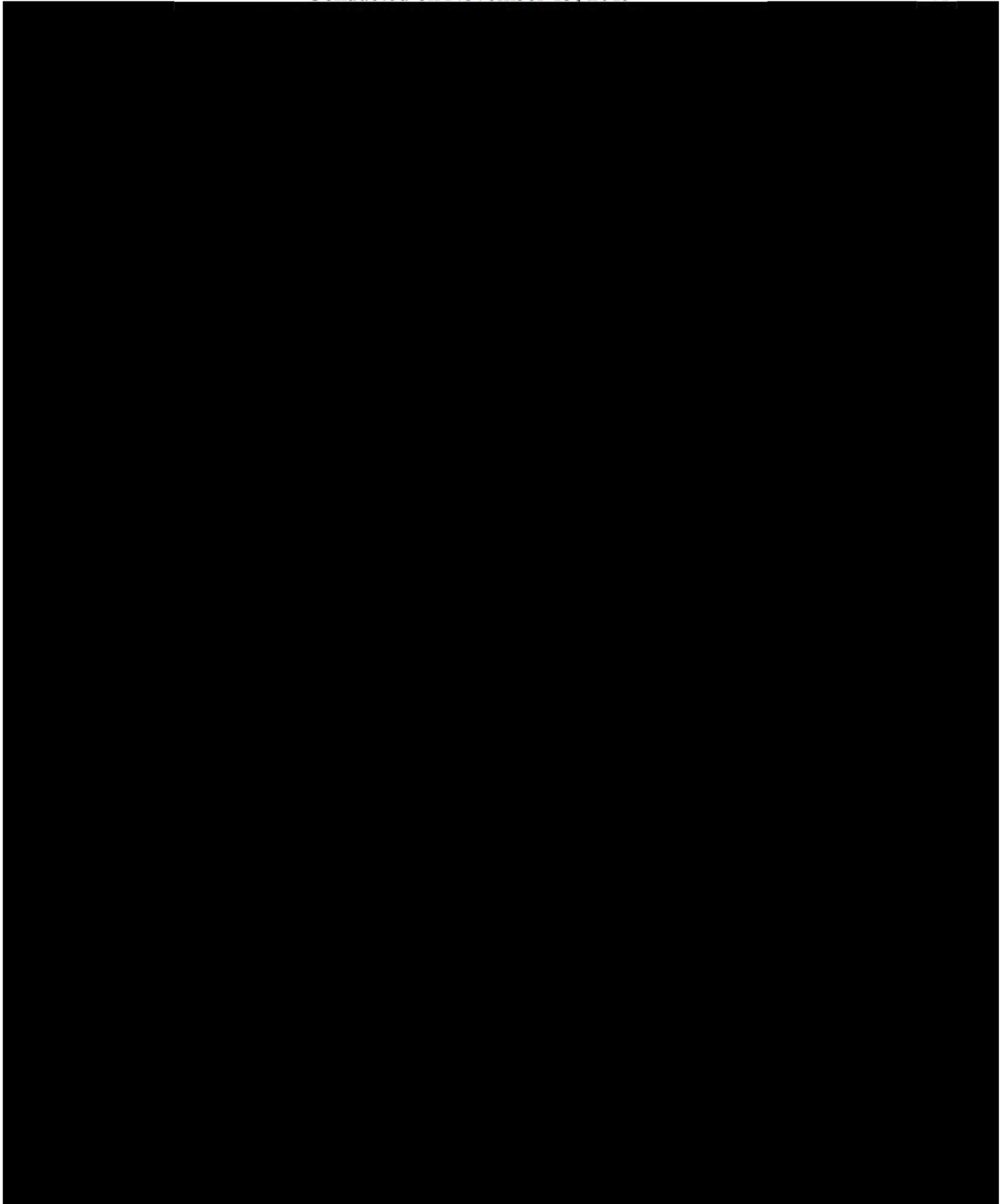
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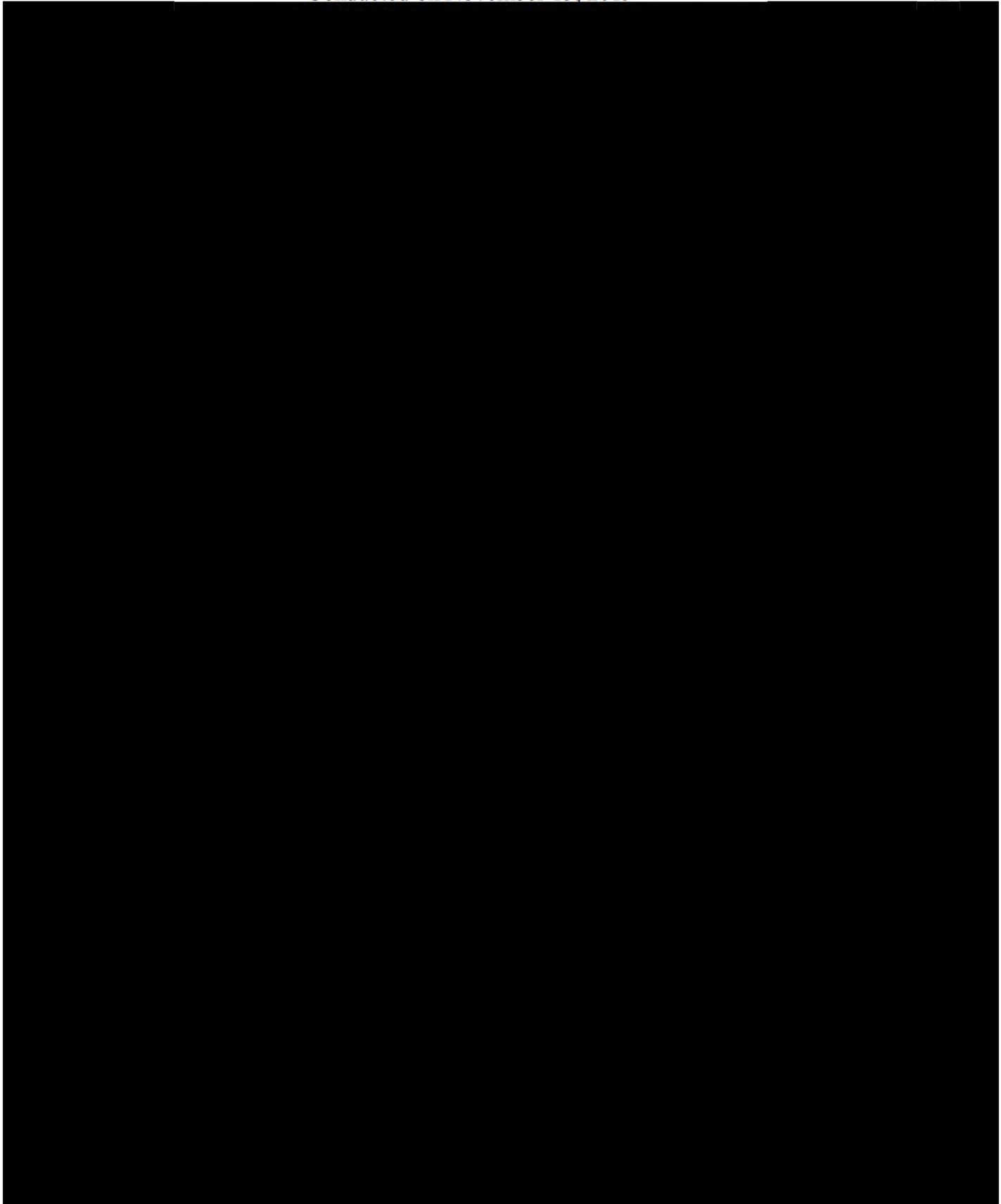
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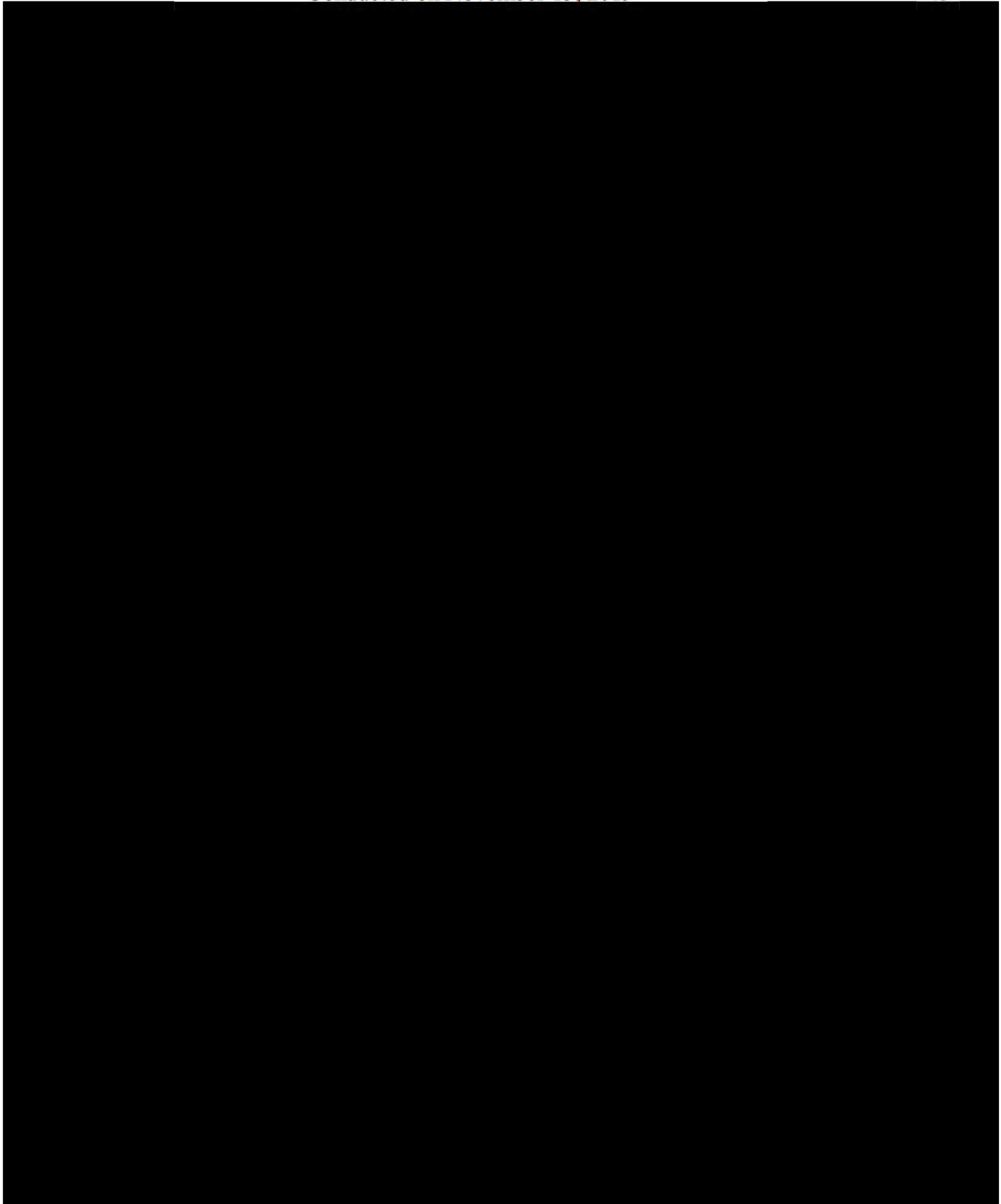
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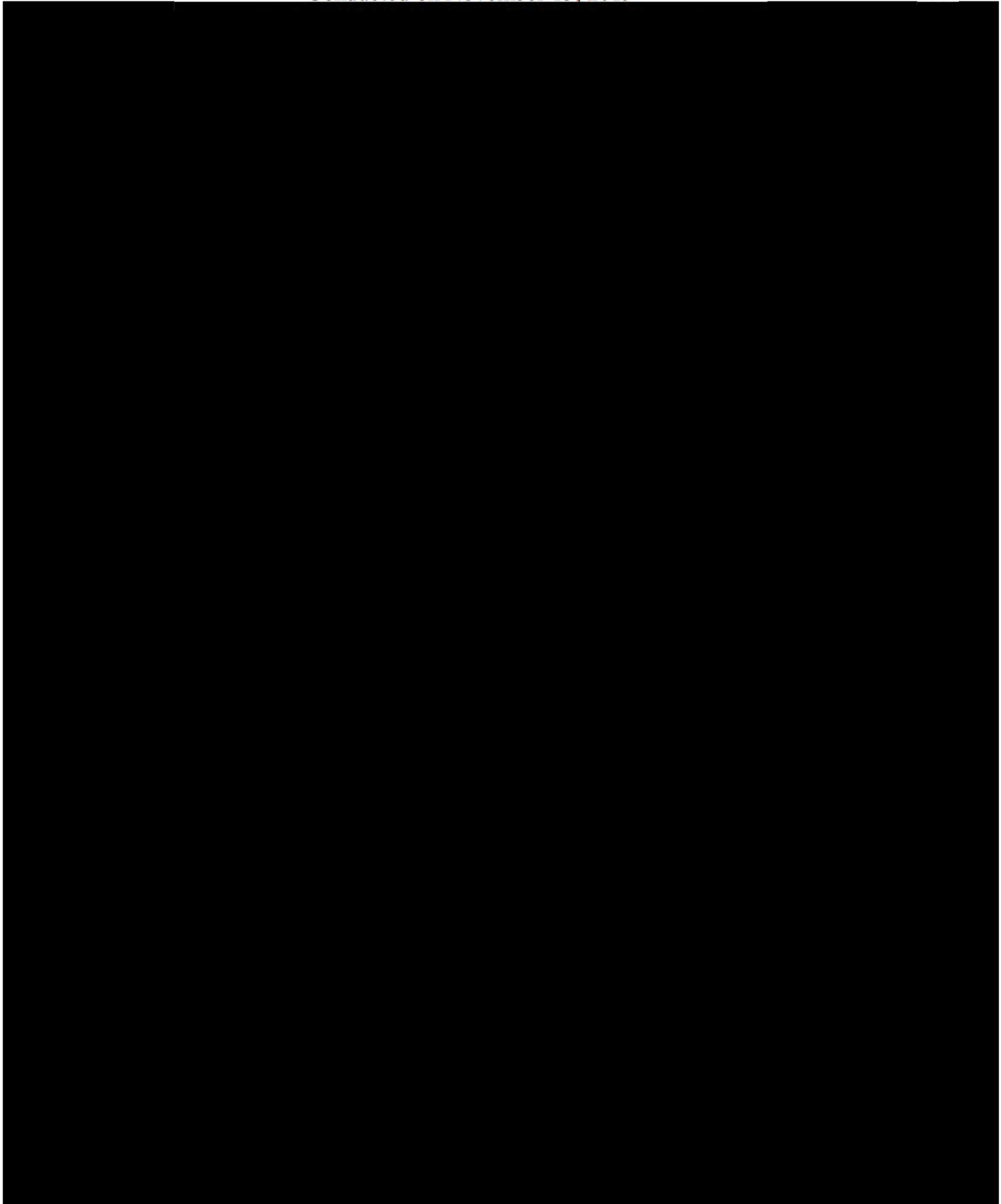
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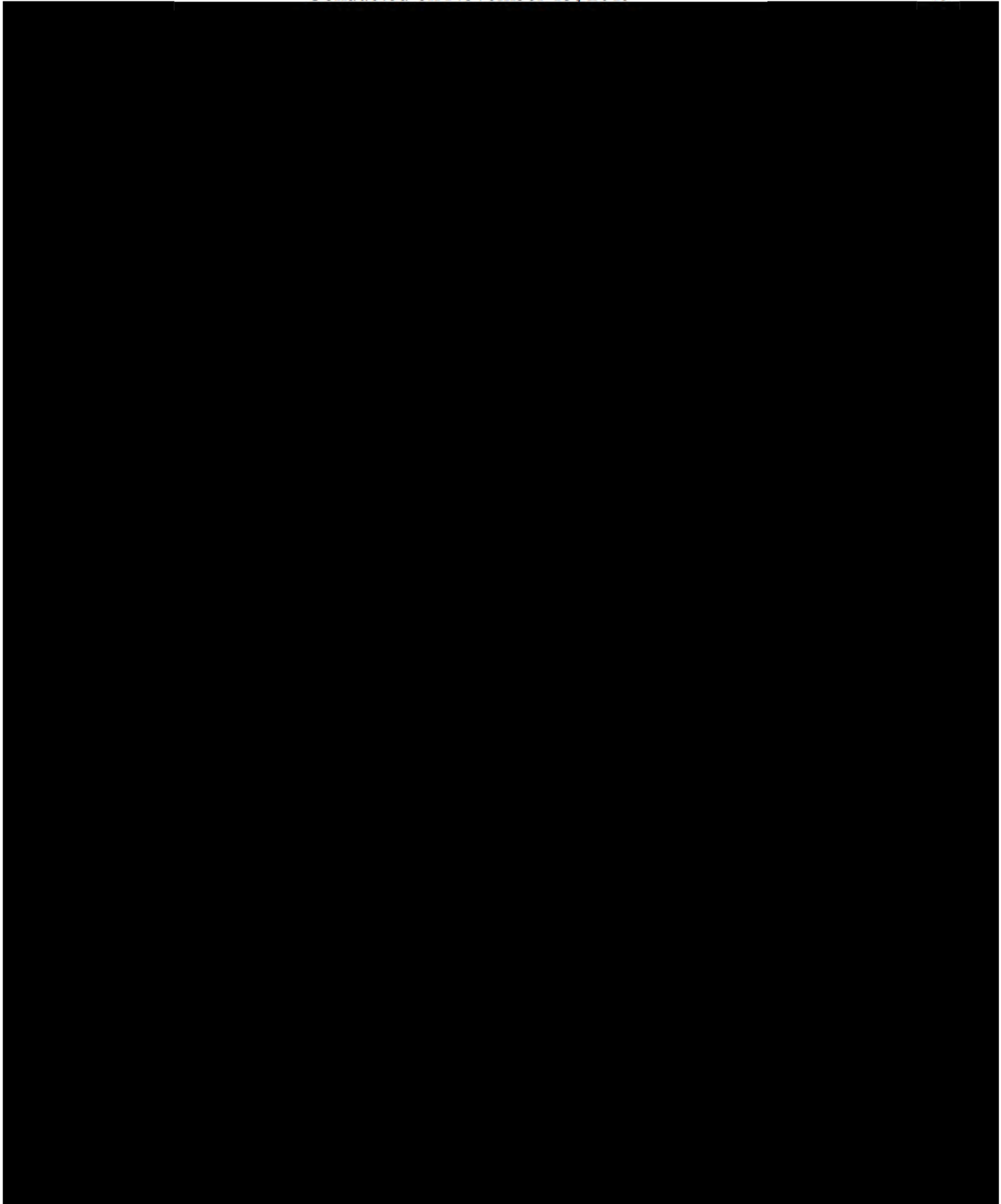
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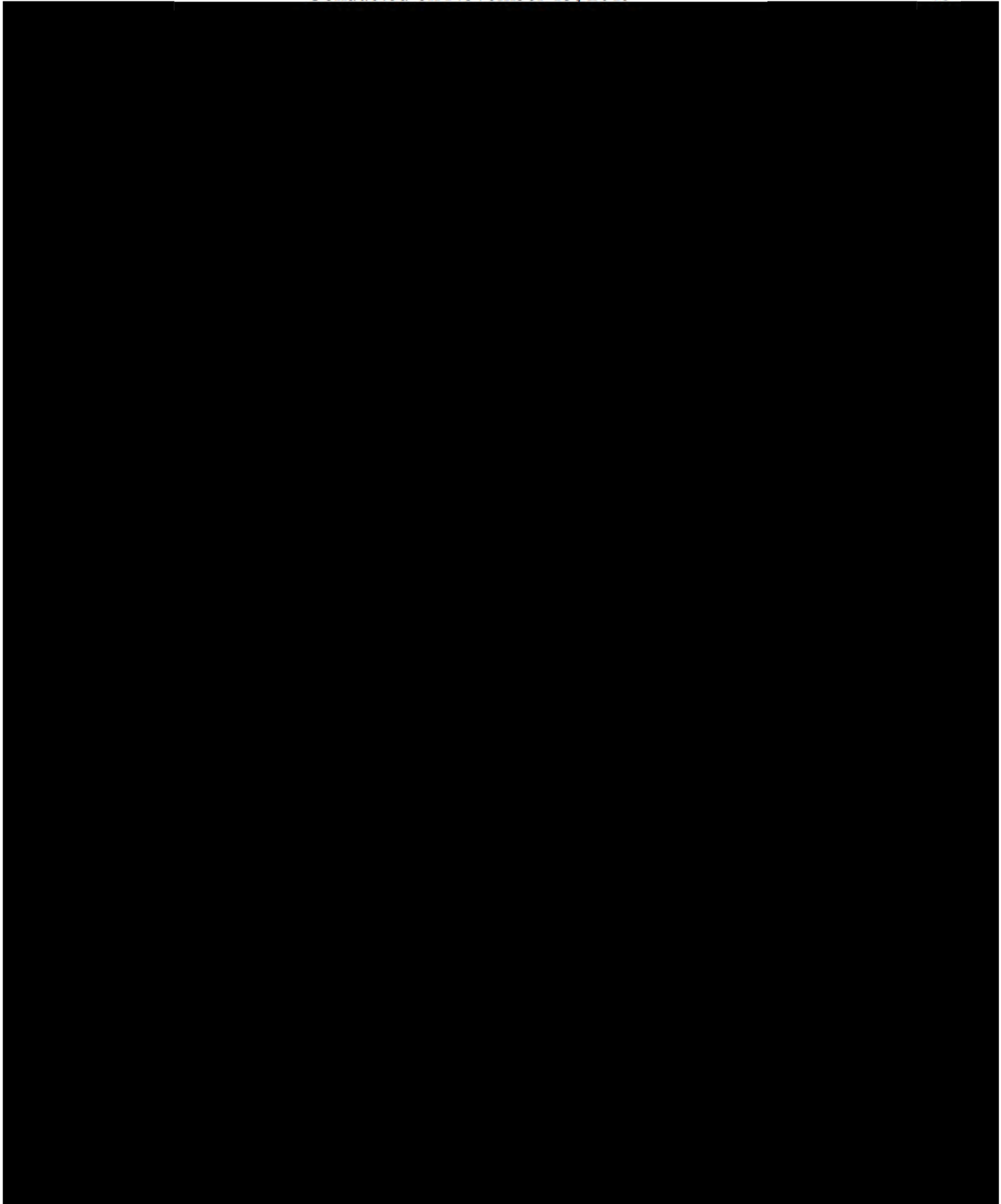
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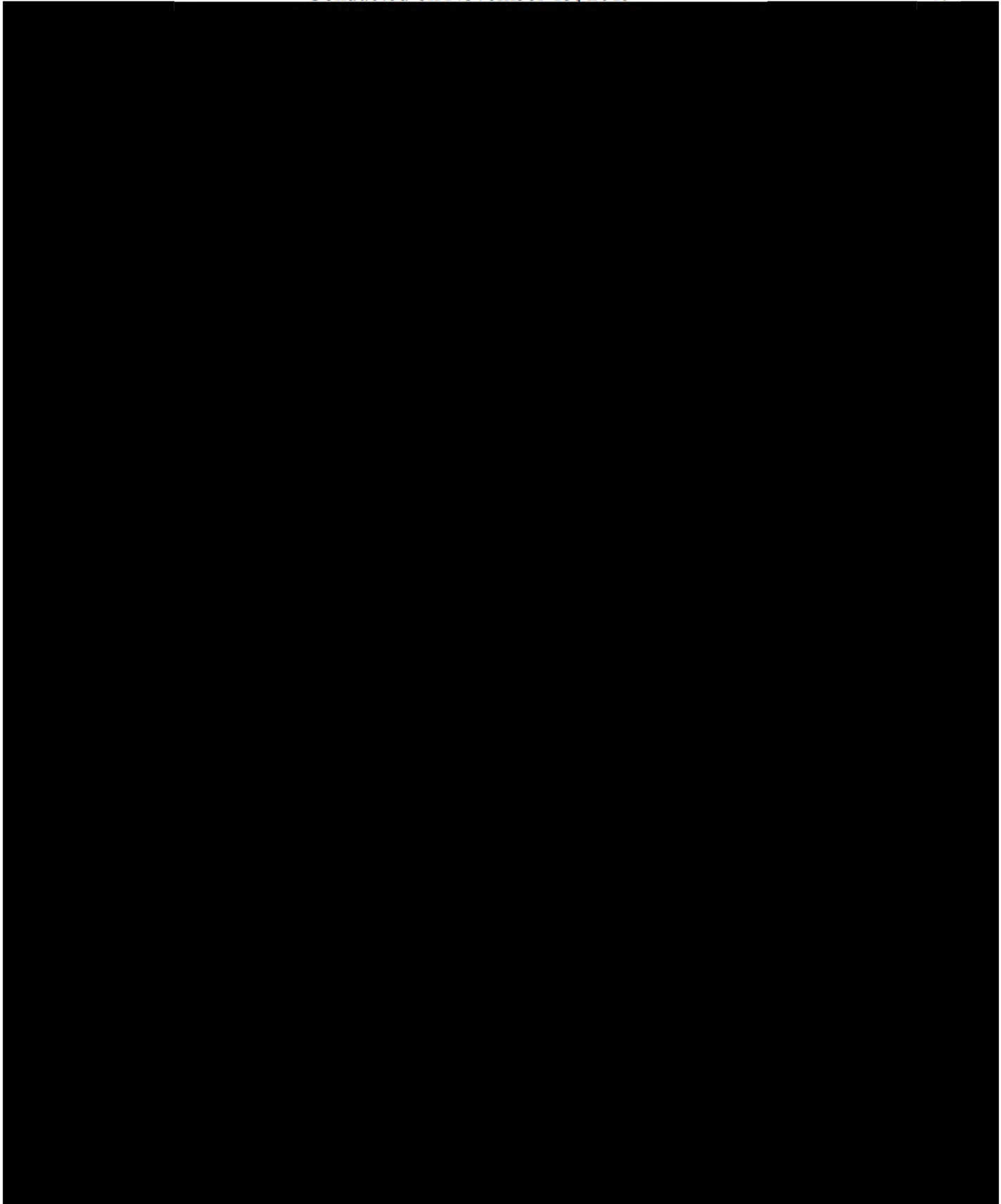
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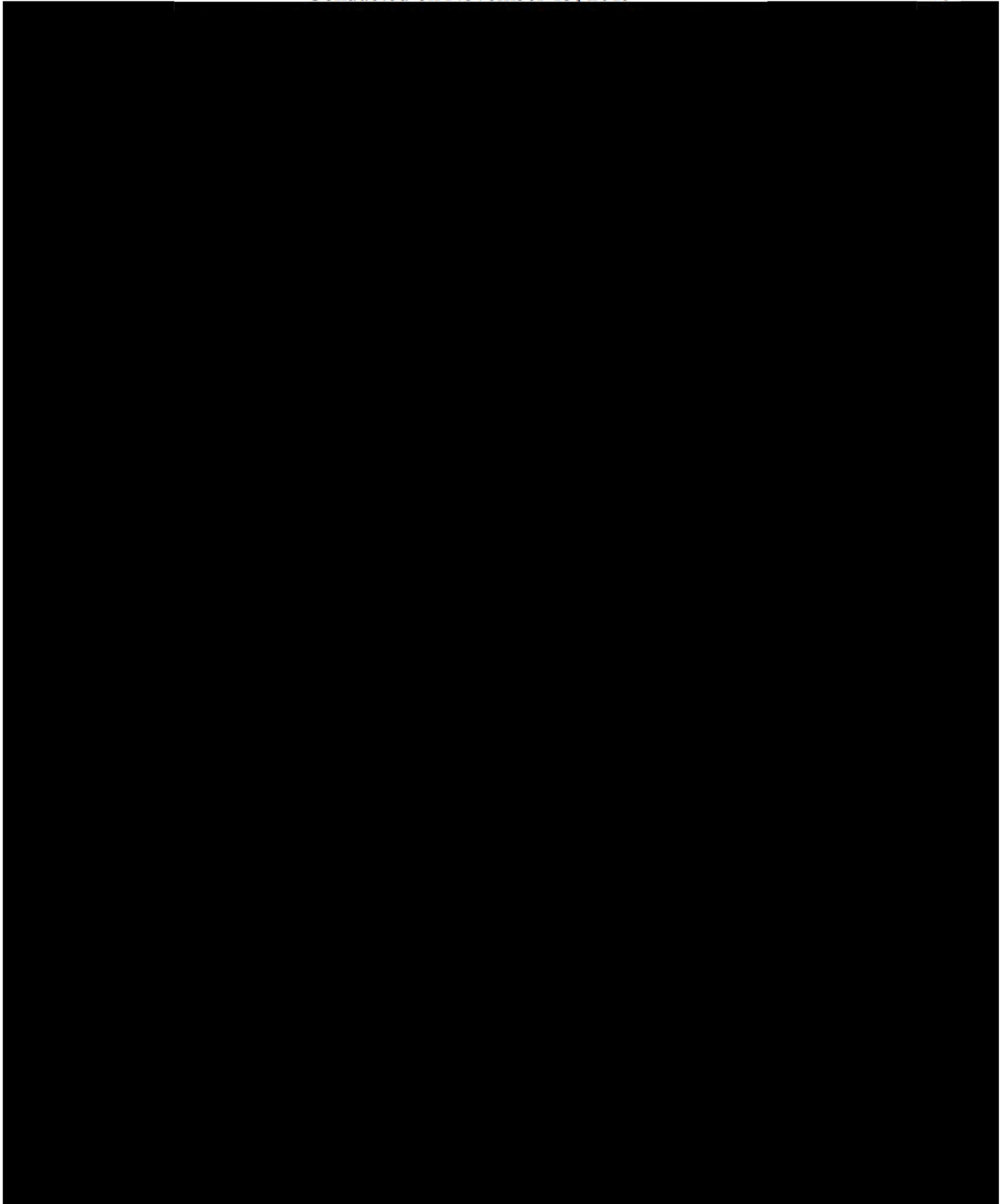
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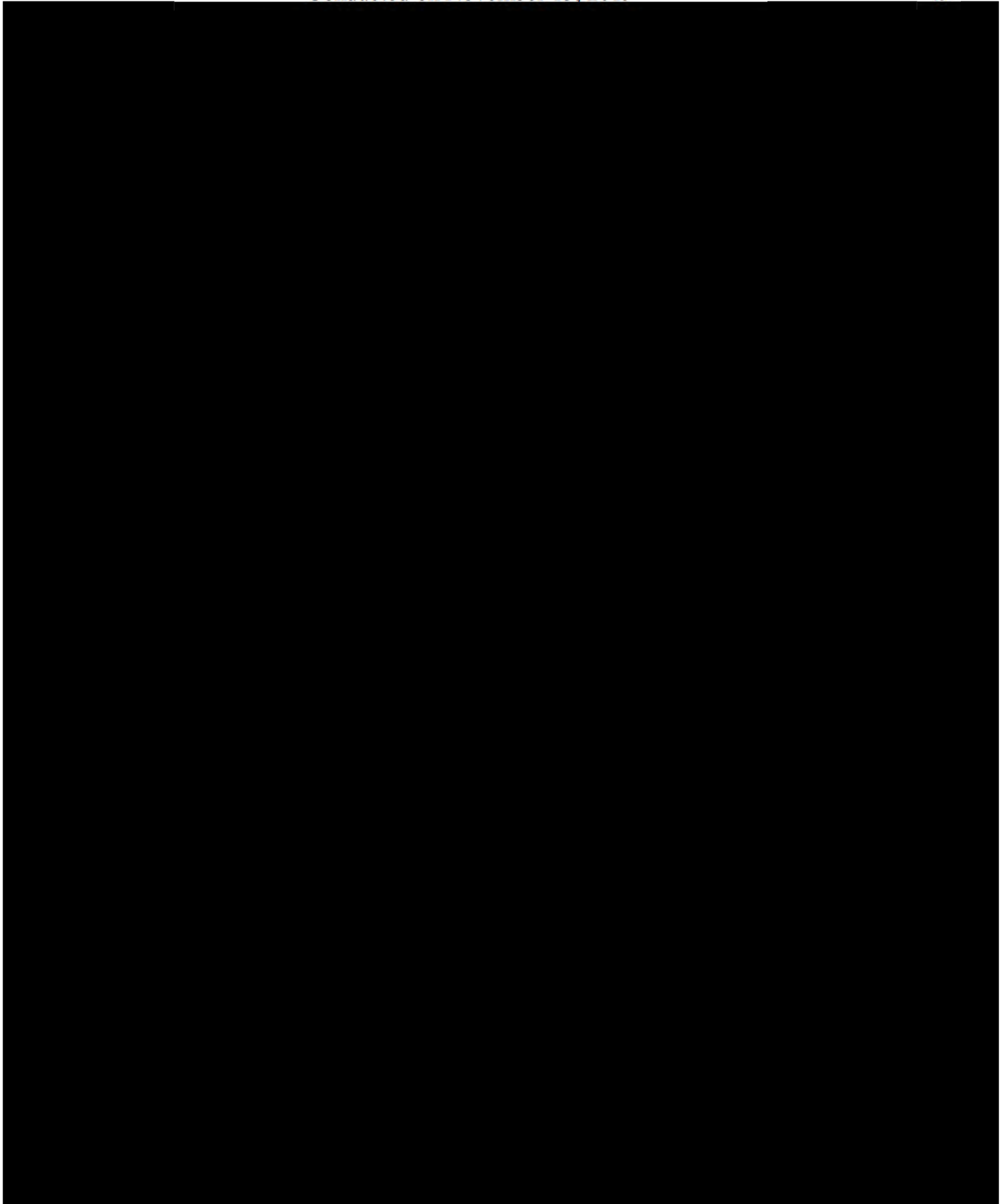
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Transcript of [REDACTED]

Conducted on November 13, 2019

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Transcript of [REDACTED]

Conducted on November 13, 2019

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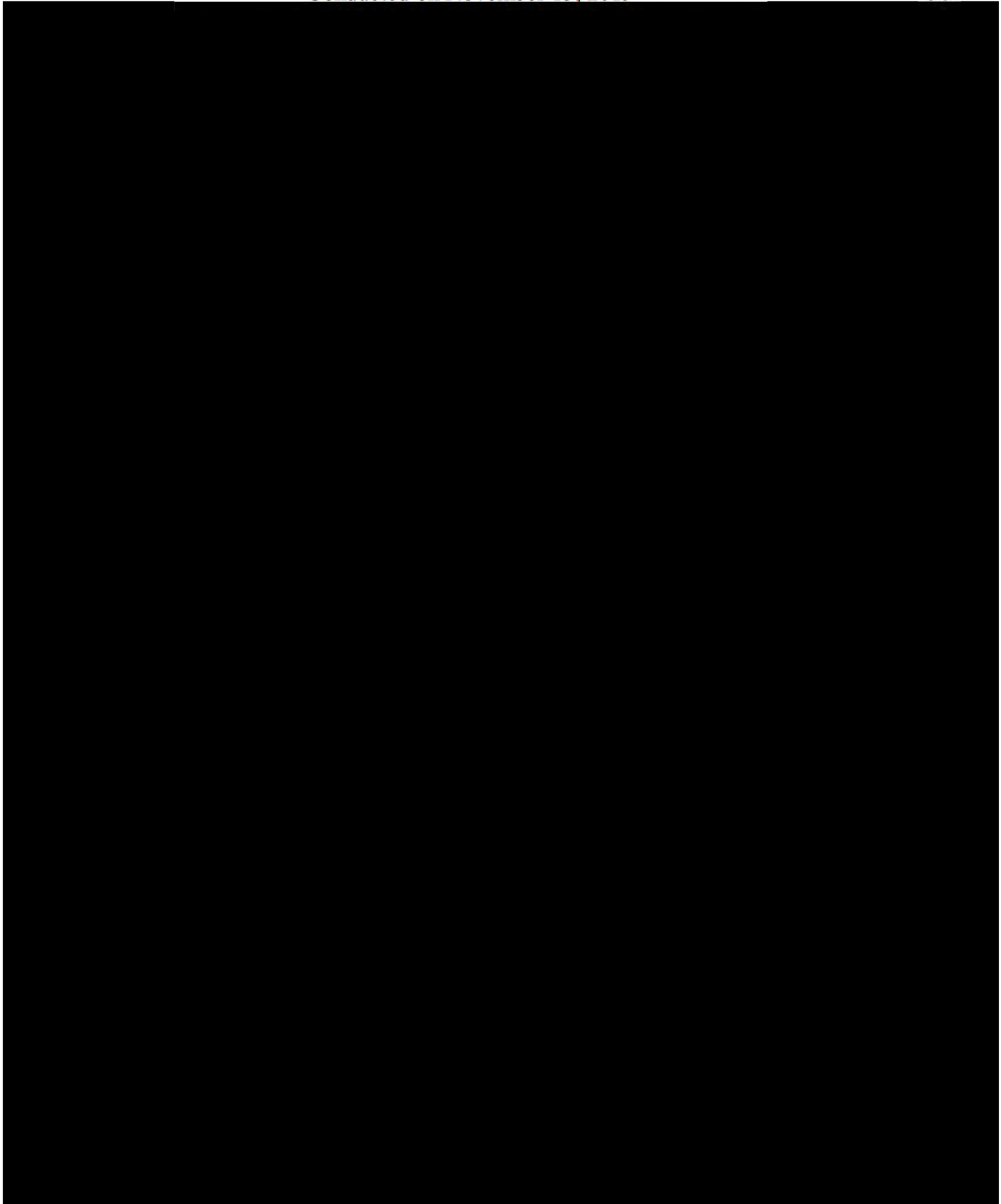


Exhibit A



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ALL FBI INFORMATION CONTAINED
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DATE 08-19-2016 BY J37J35T94 NSTG

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 12/30/2015

(U//FOUO) On December 22, 2015, BRYAN PAGLIANO was interviewed by Federal Bureau of Investigation (FBI) Special Agents [REDACTED] and Information Technology Specialist/Forensic Examiner [REDACTED] at the offices of the Department of Justice's Counterintelligence and Export Control Section (CES). Also present, were AkinGump attorneys [REDACTED] Connor Mullin, Counsel and Mark MacDougall, Partner. Additionally, [REDACTED] and [REDACTED] from the U.S. Department of Justice were also present. After being advised of the identities of the interviewing agents, and the purpose of the interview, PAGLIANO provided the following information:

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(U//FOUO) PAGLIANO [REDACTED]

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[REDACTED] HILLARY CLINTON, PAGLIANO came to work on HILLARY CLINTON's 2008 presidential campaign as an information technology specialist. Following HILLARY CLINTON's appointment as the Secretary of State in 2009, PAGLIANO gained employment at the Department of State (DOS) as an Information Technology Specialist in the Bureau of Resource Management.

(U//FOUO) In the fall of 2008, JUSTIN COOPER introduced himself to PAGLIANO via email and subsequently called PAGLIANO. In the call, COOPER stated he understood PAGLIANO was liquidating computer equipment from HILLARY CLINTON's 2008 presidential campaign and explained he was interested in transitioning from an Apple OS X private email server used by aides of BILL CLINTON to another email exchange server. COOPER asked PAGLIANO for help setting up new equipment to support a new email server and for assistance in the administration of the server. PAGLIANO began work on building an email server at K street using computer equipment from HILLARY CLINTON's 2008 presidential campaign. In late 2008, at the time PAGLIANO was building the server, he did not know HILLARY CLINTON would be Secretary of State or have an account on the server. PAGLIANO believed the email server he was building would be used for private email exchange with BILL CLINTON aides.

(U//FOUO) Around March 2009, once the new server equipment was assembled, COOPER and PAGLIANO met at the CLINTON residence in Chappaqua, NY to install the server and migrate the email

Investigation on 12/22/2015 at Washington, D.C.b3
b7EFile # [REDACTED] 302 Date dictated N/ABy SA [REDACTED] SA [REDACTED]b6
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accounts from the Apple OS X server to the new server. PAGLIANO also recalled that [redacted] was present, as well as some United States Secret Service (USSS) Special Agents. PAGLIANO recalled the Apple OS X server to be in the basement at Chappaqua and consisting of an Apple Power Macintosh G4 or G5 tower and an HP printer supported by Internet Printing Protocol (IPP) over port 9100 so that staff could print from the Harlem office. PAGLIANO installed the new server equipment which was comprised of a 12-unit (12U) rack with a Dell PowerEdge 1950 used as a Blackberry Enterprise Server (BES), Dell PowerEdge 2900, Dell unmanaged switch, 3U power supply, 3 terabyte (TB) external hard drive, Kiwi Syslog Server, and a Cisco Private Internet eXchange (PIX) 515E IP firewall (the collection of server equipment hereafter referred to as Exchange Server 1). PAGLIANO stated that he did not utilize tape backups but implemented "disk-to-disk" backups instead. PAGLIANO began the email migration from the Apple OS X server to Exchange Server 1 while on-site in Chappaqua in March 2009, but did not finish on-site and continued working on the migration from his hotel room. PAGLIANO believed he "popped out" all the email from the Apple OS X server when migrating and that no email content should have existed on the Apple OS X server once it was migrated to Exchange Server 1. COOPER changed the Mail Exchange (MX) records to ensure delivery to Exchange Server 1. There were only two system administrators on Exchange Server 1, PAGLIANO and COOPER. PAGLIANO disagreed with housing Exchange Server 1 in a residential basement due to having only one unreliable internet connection. COOPER disagreed and wanted physical access to Exchange Server 1. PAGLIANO never knew of Exchange Server 1 residing in another physical location other than Chappaqua.

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(U//FOUO) As far as the Apple OS X server is concerned, PAGLIANO did not know of any other function or use of the server, other than to facilitate email exchange. PAGLIANO did not know who installed the Apple OS X server, but believed COOPER was the only person with administrator access. Two email domains existed on the Apple OS X server, presidentclinton.com and clintonemail.com. Both domains were also maintained on Exchange server 1. PAGLIANO believed [redacted] COOPER, [redacted] and [redacted] had email accounts on the presidentclinton.com domain, and HUMA ABEDIN and [redacted] had email accounts on the clintonemail.com domain. Once email was migrated to Exchange server 1, all users could use either the presidentclinton.com or clintonemail.com domains for receiving email but replies would be sent from the clintonemail.com domain for users of the clintonemail.com domain. PAGLIANO did not know if HILLARY CLINTON had an account on the Apple OS X server, but he did not migrate one. PAGLIANO did not know how users connected to the Apple OS X server. [redacted] or COOPER would monitor the printer linked to the Apple OS X server, but PAGLIANO was unaware what, if anything, it was used for. PAGLIANO believed the people with physical access to the Apple OS X server was anyone who had access to the basement at the CLINTON residence. [redacted] had physical access, but not administrative access, to the OS X server. Sometime after the email migration from the Apple OS X server to Exchange server 1 was complete, COOPER discussed repurposing the Apple OS X server with PAGLIANO. PAGLIANO believed the intention was for the Apple OS X server to be installed as a workstation somewhere in the basement in Chappaqua for use by either COOPER or [redacted].

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(U//~~FOUO~~) PAGLIANO requisitioned the hardware for Exchange Server 1 from a datacenter at HILLARY CLINTON's presidential campaign headquarters at 4420 W. Fairfax Drive, Arlington, Virginia. He recalled the PowerEdge 2900 to have been a Microsoft SQL server and PAGLIANO did not recall if he wiped the drives of the hardware used to build Exchange Server 1. PAGLIANO made the decision to use a Microsoft Small Business Server (SBS) environment on Exchange Server 1 since he had used it before and assessed it would be perfect for a small amount of users exchanging email. Exchange Server 1 was only used for email exchange, and although PAGLIANO did enable Windows SharePoint Services, it was never used. PAGLIANO wanted to use a cloud service similar to that used in HILLARY CLINTON's 2008 Presidential campaign, but COOPER disagreed with PAGLIANO and did not want to use a cloud service. Because of this decision, PAGLIANO used an external hard drive to back-up Exchange Server 1 using Windows back-up service. To effect this change, PAGLIANO scheduled a task through Windows for a full back-up once a week and a differential back-up every day. These periodic back-ups would overwrite on the hard drive in a first-in, first-out manner. For security, PAGLIANO used Microsoft Forefront on the Dell PowerEdge 2900 as a baseline security analyzer. PAGLIANO recalled finding a virus, but recalled no other detail, other than it being nothing of great concern. PAGLIANO chose to turn File Transfer Protocol (FTP) off.

(U//~~FOUO~~) PAGLIANO thought the biggest vulnerability to Exchange Server 1 to be a Brute Force Attack (BFA). PAGLIANO stated that BFAs increased over the life of the server and he set-up the logs to alert COOPER of a failed log-in attempt. The Internet Protocol (IP) filtering on the server was manual using a 515E straight IP block and PAGLIANO used Domain Name System (DNS) for inbound filtering. On the Dell PowerEdge 1950, PAGLIANO used a Kiwi Syslog server and tried to pull and review the firewall log files once a month. At some point, COOPER put PAGLIANO in contact with [REDACTED] from the USSS for a reason unknown to PAGLIANO. [REDACTED] told PAGLIANO to also perform outbound filtering of email traffic.

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(U//~~FOUO~~) The back-up hard drive and mailboxes on Exchange server 1 were not encrypted. PAGLIANO wanted to move toward two-factor authentication using an RSA authentication server for all Remote Desktop Protocol (RDP) access on Exchange Server 1 because he thought it was a good practice. As a test, PAGLIANO installed it on his workstation, as well as COOPER's, but PAGLIANO did not end up implementing two-factor authentication and did not turn off RDP access. PAGLIANO stated there were no security breaches on Exchange Server 1, but there were a lot of BFAs. PAGLIANO knew the attempts were BFAs instead of users forgetting their passwords because the user names in the BFA attempts weren't even close to any legitimate user name. PAGLIANO could not recall a specific country that would attempt an inordinate amount of BFAs.

(U//~~FOUO~~) In summer 2009, PAGLIANO noticed an account on Exchange server 1 called "H." PAGLIANO asked COOPER who this email account belonged to and COOPER stated it belonged to HILLARY CLINTON. PAGLIANO assumed the account was a personal email account. PAGLIANO

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recalled the email account to be HDR22@clintonemail.com. Later, after SYDNEY BLUMENTHAL's email account was hacked, HILLARY CLINTON's account changed to HROD19@clintonemail.com.

(U//~~FOUO~~) In summer 2009, [] and [] both Information Technology Specialists at the DOS, contacted PAGLIANO and asked him to come to the 7th floor in DOS Headquarters. Once there, PAGLIANO was asked if he was aware of the clintonemail.com domain and PAGLIANO replied in the affirmative. PAGLIANO recalled nothing further about this encounter. PAGLIANO relayed this incident to [] and [] had a "visceral" reaction and didn't want to know anymore. In late 2009 or early 2010, [] reached out to PAGLIANO again and relayed to PAGLIANO that the use of a private email server by HILLARY CLINTON may be a federal records retention issue. [] relayed to PAGLIANO that he wanted to convey this to HILLARY CLINTON's inner circle, but could not reach them and asked if PAGLIANO would relay this information. PAGLIANO then approached CHERYL MILLS in her office and relayed [] concerns regarding federal records retention and the use of a private email server. PAGLIANO remembers MILLS replying that former Secretaries of State had done the same thing, to include COLIN POWELL. PAGLIANO thought he may have also mentioned the federal records retention issue with JUSTIN COOPER. Additionally, PAGLIANO recalled a third conversation with [] where [] brought up security concerns and stated that email transiting from a state.gov account to Exchange Server 1 should be through a Transport Layer Security (TLS) tunnel. [] stated to PAGLIANO that he wouldn't be surprised if classified information was being transmitted.

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(U//~~FOUO~~) PAGLIANO stated the hardware used for Exchange Server 1 was paid for by the CLINTON family and through the 2008 presidential campaign and at least some of the hardware was acquired through US21 Computers. PAGLIANO believed most financial and acquisition matters regarding the CLINTONS would go through COOPER directly. PAGLIANO performed work for the CLINTONS without a contract and through contact with COOPER. COOPER wanted to do work under a retainer, but they settled on an hourly wage.

(U//~~FOUO~~) In June 2011, PAGLIANO travelled to Chappaqua to perform maintenance and install new upgrades to Exchange Server 1. The discs began failing in the 3 TB external hard drive in Exchange Server 1 and PAGLIANO replaced it with a CISCO NAS storage device. PAGLIANO chose CISCO because they make good products and he may have consulted US21 Computers as well. PAGLIANO allocated more than half of the storage space for back-ups of Exchange Server 1 and the rest for file storage. When uninstalling the 3 TB hard drive and installing the CISCO NAS, PAGLIANO did not move the contents from one to the other. PAGLIANO simply unplugged the USB connection for the 3TB hard drive and pointed the server back-ups toward the CISCO NAS. PAGLIANO also added memory to the Dell PowerEdge 1950, added a Gigabit switch, upgraded to a CISCO ASA 5500 firewall, off loaded syslogging to the CISCO NAS, brought a CISCO botnet filter and CISCO Intrusion Prevention Service (IPS) and replaced the batteries on the UPS along with other various upgrades and maintenance. Additionally, PAGLIANO upgraded the BES from 5.0 to 6.0 and checked for any software patching.

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(U//~~FOUO~~) In the Winter of 2011, the Internet Service Provider (ISP) providing internet service to the CLINTON residence in Chappaqua went down due to a storm. As a result, Exchange Server 1 was unable to process email. While the Internet was down, and to ensure email delivery, PAGLIANO advised COOPER to change the mail exchanger (MX) record for email accounts on Exchange Server 1 to point to Google. PAGLIANO wasn't certain if COOPER did this or who it was done for, but assumed it was done for HILLARY CLINTON and HUMA ABEDIN since they were the most concerned about lack of email delivery.

(U//~~FOUO~~) Individuals with an email account on Exchange Server 1 could log into their account through any means available to them. PAGLIANO viewed his responsibilities as maintenance and operation of the server. PAGLIANO recalled HILLARY CLINTON used a BlackBerry as a mobile device, but could not recall the various handsets. PAGLIANO met with MONICA HANLEY at some point in 2011 or 2012 to configure a BlackBerry for HILLARY CLINTON, but could not recall any detail about the device.

(U//~~FOUO~~) Upon [redacted] leaving the CLINTON's employ and pursuant to a request from [redacted] PAGLIANO recalled doing an export of 40 Gigabytes of [redacted] email. This is the only export PAGLIANO could recall doing. PAGLIANO believed he may have done an export of email for [redacted] but could not recall. PAGLIANO did recall doing an import of DOS contacts for HUMA ABEDIN onto Exchange Server 1

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(U//~~FOUO~~) PAGLIANO could not recall accessing the content of email on Exchange Server 1 and was never aware of any classified information residing on Exchange Server 1.

(U//~~FOUO~~) In early 2013, PAGLIANO recalled the user limitations and reliability of Exchange Server 1 prompted discussions to search for another vendor to manage a CLINTON email exchange server. PAGLIANO recalled a conversation with [redacted] and COOPER about [redacted] [redacted] career aspirations and what email requirements she may need. Eventually, MILLS and [redacted] weighed in relating to Exchange Server 1 and the end of HILLARY CLINTON's tenure as Secretary of State. At some point, an individual named [redacted] began the process of finding a vendor to manage a new CLINTON email exchange server. PAGLIANO did not know [redacted] previously, or how she came to be involved with the search for a vendor. Eventually [redacted] showed PAGLIANO a presentation detailing three vendors and their capabilities. PAGLIANO recommended a company called Platte River Networks (PRN). Ultimately, PAGLIANO recalled the decision being with [redacted] and she chose PRN.

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(U//~~FOUO~~) Once the decision was made to go with PRN, PAGLIANO recalled communicating with PRN employee [redacted] related to the transition from Exchange Server 1 to the server PRN was going to use. Around this time, PAGLIANO was already 4 to 5 months into a new job as an IT

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specialist at GARTNER. PAGLIANO gave [redacted] administrator access to Exchange Server 1 as well as user names and passwords to individual email accounts. PAGLIANO recalled talking to [redacted] once or twice and possibly [redacted]. In order to prepare Exchange Server 1 for the transition to PRN, PAGLIANO also "trimmed" mailboxes and cleared out white space. PAGLIANO described this as a maintenance process of reclaiming space from old mailboxes, like in the example of [redacted].

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(U//~~FOUO~~) Based on conversations he had or was aware of, PAGLIANO recalled knowing that PRN was going to use a DATTO service for backing up their server, a CloudJacket device for network protection, and potentially, two-factor authentication. [redacted] was responsible for establishing the contract of services PRN was going to implement and ensure they were implemented.

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(U//~~FOUO~~) PAGLIANO was shown an email dated January 30, 2014 where a user list was populated by Platte River Networks regarding their management of a CLINTON email server. Regarding the email, PAGLIANO did not recognize the mailbox "HRC Archive." PAGLIANO stated after PRN took control of managing an email server for the CLINTONS, he had no visibility into the server or the mailboxes.

(U//~~FOUO~~) In what PAGLIANO remembered as the fall of 2013, MILLS called PAGLIANO and inquired about the effectiveness of two types of software for wiping computer data, but PAGLIANO could not recall the names of the software. PAGLIANO discussed the difference between "bit" wiping and deleting with MILLS. PAGLIANO inferred from his conversation with MILLS that PRN was going to excise data. PAGLIANO recalled using Boot and Nuke software when deleting and repurposing computers while working on HILLARY CLINTON's 2008 presidential campaign, but didn't recall if he discussed that with MILLS.

(U//~~FOUO~~) In July 2014, PAGLIANO had a conference call with MILLS and [redacted] to discuss an archive of HILLARY CLINTON emails from her time as Secretary of State. PAGLIANO recalled that MILLS and [redacted] were trying to determine why a gap existed in HILLARY CLINTON's emails between January 2009 and March 2009. In separate conversations with COOPER, PAGLIANO understood that CLINTON used a BlackBerry email address before hosting her account on Exchange Server 1 and that explained the gap from January 2009 to March 2009. PAGLIANO could not recall a conversation with MILLS or [redacted] after July 2014.

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(U//~~FOUO~~) In Spring 2015, MILLS asked PAGLIANO if he would mind talking to DAVID KENDALL from Williams & Connolly LLP. PAGLIANO agreed to talk to KENDALL and described the interaction as a shorter version of PAGLIANO's conversation with FBI agents as memorialized herein. PAGLIANO stated there is nothing he told KENDALL that he didn't also relay to the interviewing FBI agents.

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(U//~~FOUO~~) At this point in the interview, FBI agents displayed documents to PAGLIANO that were Bates stamped as an identifying mark. PAGLIANO was asked questions as it pertained to each respective document. The following was provided by PAGLIANO:

(U//~~FOUO~~) After viewing a document marked HC-001, PAGLIANO stated the credit of \$5,000.00 to his account was a payment, including expenses, for his work in March 2009 setting up Exchange Server 1. The payment of \$8,350.83 in June 2011 was for his previously described maintenance work on Exchange Server 1, to include expenses.

(U//~~FOUO~~) After viewing a document marked HC-014, PAGLIANO stated the line item "1/11/2011 Conference call with Security team" was the previously described communication with [redacted] related to outbound filtering. PAGLIANO stated [redacted] was an individual he worked with at US21 Computers. PAGLIANO recalled HILLARY CLINTON turned off Bluetooth capability on her BlackBerry, while COOPER, and possibly [redacted] enabled Bluetooth on their handsets.

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(U//~~FOUO~~) PAGLIANO stated [redacted] referred to in a document marked HC-023, was [redacted]
[redacted]

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(U//~~FOUO~~) After viewing a document marked HC-008, PAGLIANO stated the "Mailbox kick off" indicated in the invoice was related to the previously described work exporting [redacted] mailbox.

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(U//~~FOUO~~) After viewing a document marked HC-004, PAGLIANO stated the iPad referred to in the invoice belonged to HILLARY CLINTON. PAGLIANO did not configure the iPad and could not recall when HILLARY CLINTON started using it, nor any other details related to the iPad.

(U//~~FOUO~~) After viewing a document marked HC-010, PAGLIANO stated in March 2013, MILLS requested an analysis of Exchange Server 1. PAGLIANO recalled giving Exchange Server 1 a B+ grade and conveyed in his analysis the limitations of Exchange Server 1 and recommendations for a more robust email system. PAGLIANO relayed the greatest liability of Exchange Server 1 to be reliability and referenced the incidents in which the ISP lost power and was unable to provide internet service to the residence in Chappaqua. PAGLIANO had always been against housing a server in a residential basement and preferred the security and reliability of an established data center. MILLS did not have an email account on Exchange Server 1 and used state.gov and gmail for email exchange.

(U//~~FOUO~~) After viewing a document marked HC-002, PAGLIANO stated the virtual private network (VPN) referred to in the invoice was not for users of Exchange Server 1 and just for administrator use. PAGLIANO stated he installed the IPS at the same time the CISCO ASA firewall went in place in June 2011. PAGLIANO fine tuned the IPS over time, fluctuating between turning logging on and off as needed.

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(U//~~FOUO~~) The notes of the interview and all aforementioned documents displayed to PAGLIANO will be stored in a FD340 envelope and filed with the captioned investigation.