

United States Senate

COMMITTEE ON
HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS
WASHINGTON, DC 20510-6250

KEITH B. ASHDOWN, STAFF DIRECTOR
GABRIELLE A. BATKIN, MINORITY STAFF DIRECTOR

July 11, 2016

The Honorable Loretta Lynch
Attorney General
U.S. Department of Justice
Washington, DC 20530

Dear Attorney General Lynch:

The Committee on Homeland Security and Governmental Affairs continues to examine former Secretary of State Hillary Clinton's use of a private e-mail account and server during her time at the U.S. State Department. As a part of this examination, I request information about the resources that government agencies, including the Department of Justice, dedicated to cooperating with the Federal Bureau of Investigation's (FBI) examination into Secretary Clinton's use of a personal e-mail system.

On July 5, 2016, FBI Director James Comey announced the findings and recommendation of the FBI's investigation into Secretary Clinton. Director Comey described the FBI's investigation, including assistance that the FBI received from other federal agencies.

Director Comey stated that FBI investigators "read all of the approximately 30,000 e-mails provided by Secretary Clinton to the State Department in December 2014."¹ Director Comey explained that:

Where an e-mail was assessed as possibly containing classified information, the FBI referred the e-mail to any U.S. government agency that was a likely "owner" of information in the e-mail, so that agency could make a determination as to whether the e-mail contained classified information at the time it was sent or received, or whether there was reason to classify the e-mail now, even if its content was not classified at the time it was sent²

Additionally, Director Comey stated that the FBI "discovered several thousand work-related e-mails that were not in the group of 30,000 that were returned by Secretary Clinton to State in 2014," in part by "reviewing the archived government e-mail accounts of people who had been government employees at the same time as Secretary Clinton, including high-ranking officials at other agencies, people with whom a Secretary of State might naturally correspond."³

¹ Statement by FBI Director James B. Comey on the Investigation of Secretary Hillary Clinton's Use of a Personal E-Mail System, Washington, D.C. (July 5, 2016).

² *Id.*

³ *Id.*

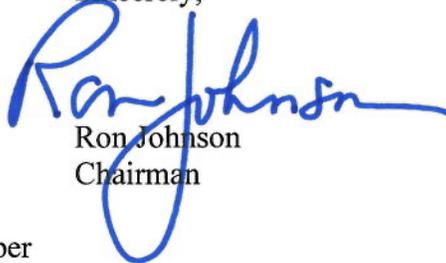
Finally, Director Comey stated that the FBI “interviewed many people, from those involved in setting up and maintaining the various iterations of Secretary Clinton’s personal server, to staff members with whom she corresponded on e-mail, to those involved in the e-mail production to State, and finally, Secretary Clinton herself.”⁴

In light of Director Comey’s statements regarding the assistance that the FBI received from other agencies, I write to better understand the resources that the Department of Justice—other than the FBI—employed to cooperate with the FBI and other federal agency investigations. Accordingly, I request that you please provide the following information and materials:

1. The total number of Department of Justice employees who performed work related to federal agency investigations of Secretary Clinton’s use of a private e-mail account and server.
2. A list of all Department of Justice components and resources that have worked or been consulted on federal agency investigations of Secretary Clinton’s use of a private e-mail account and server.
3. An estimate of the total cost associated with the Department of Justice’s cooperation with federal agency investigations of Secretary Clinton’s use of a private e-mail account and server.
4. The total number of e-mails that the FBI referred to the Department of Justice for a determination of whether the e-mail contained classified information, either at the time it was transmitted or presently.

Please provide this information as soon as possible, but no later than 5:00 p.m. on July 25, 2016. If you have any questions about this request, please ask your staff to contact Mike Lueptow or Scott Wittmann at (202) 224-4751. Thank you for your prompt attention to this matter.

Sincerely,



Ron Johnson
Chairman

cc: The Honorable Thomas R. Carper
Ranking Member

⁴ *Id.*