

United States Senate
WASHINGTON, DC 20510

March 3, 2016

VIA ELECTRONIC TRANSMISSION

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

Dear Attorney General Lynch:

We are writing regarding the immunity agreement between the Department of Justice and Mr. Bryan Pagliano, the IT Specialist who was responsible for managing former Secretary of State Hillary Clinton's non-government email server and related matters during her time leading the State Department.¹ In light of yesterday's *Washington Post* article reporting that the Department of Justice has granted immunity to Mr. Pagliano, we request a copy of that immunity agreement.²

As you know, in our September 14, 2015 request, the Committees specifically asked that you ensure that any agreement between the Department and Mr. Pagliano include a provision that requires Mr. Pagliano to cooperate fully with our Committees' investigation.³ Subsequently, in a phone call with the Judiciary Committee on September 28, 2015, you stated that the Department had yet to make a determination on how it would approach Mr. Pagliano. Now that the decision has apparently been made, the Department should provide a copy of the agreement and answer the questions in our previous letter so that the Committees may assess how best to secure Mr. Pagliano's cooperation. The Committees believe that Mr. Pagliano possesses unique information about Secretary Clinton's private email account and server that is vital to the Committees' ongoing inquiries into this matter.

¹ See Letter from Ron Johnson, S. Comm. on Homeland Sec. & Governmental Affairs, & Charles E. Grassley, S. Comm. on the Judiciary, to The Honorable Loretta Lynch, U.S. Dept. of Justice (Sept. 14, 2015) [hereinafter "Sept. 14th letter"].

² See e.g., Adam Goldman, *Justice Dept. grants immunity to staffer who set up Clinton email server*, THE WASHINGTON POST (March 2, 2016) https://www.washingtonpost.com/world/national-security/in-clinton-email-investigation-justice-department-grants-immunity-to-former-state-department-staffer/2016/03/02/e421e39e-e0a0-11e5-9c36-e1902f6b6571_story.html.

³ Sept. 14th letter, *supra* note 1.

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Accordingly, we request a copy of the immunity agreement between Mr. Pagliano and the Department by March 10, 2016. Thank you for your prompt cooperation with this request.

Sincerely,



Ron Johnson
Chairman
Committee on Homeland Security
and Governmental Affairs



Charles E. Grassley
Chairman
Committee on the Judiciary

cc: The Honorable Thomas R. Carper
Ranking Member
Committee on Homeland Security and Governmental Affairs

The Honorable Patrick J. Leahy
Ranking Member
Committee on the Judiciary