



INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY  
WASHINGTON, DC 20511

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: Summary of IC IG support to State Department IG

REFERENCE: 19 June 2015 Memorandum – Same Subject  
25 June 2015 Memorandum – Same Subject

On 12 March 2015 the Inspector General (IG) of the State Department (State) received a letter from Chairmen Burr, Corker, and Johnson asking for, among other requests, a review of State employees' usage of personal email for official purposes. The letter also requested State IG coordinate with my office to determine whether classified information was transmitted or received by State employees over personal systems. In furtherance of this task, my office reviewed the procedures being used by State FOIA staff as they process approximately 30,000 emails provided by former Secretary Clinton.

**IG Recommendations.** My office discovered that an inadvertent release of classified national security information had already occurred in the State FOIA process as a result of insufficient coordination with Intelligence Community (IC) elements (State personnel continue to deny the classified character of the released information despite a definitive determination from the IC Interagency FOIA process). Consequently, State IG and I made the following four recommendations to State for improving its FOIA review process to better identify IC equities and to prevent further inadvertent releases of classified information.

1. We recommended that State involve IC FOIA officials in their FOIA review process to more readily identify IC-related classified information. They have accepted and are implementing this recommendation.
2. We recommended that the State FOIA review process be conducted on a TOP SECRET computer network. This recommendation is unresolved because, according to State, resource constraints preclude conducting the entire FOIA review on a TOP SECRET system.
3. We recommended that State FOIA officials implement a dispute resolution process in regard to differences of opinion about classification levels and

SUBJECT: Update to IC IG support to State Department IG

exemptions. State has not yet provided sufficient information for us to close this recommendation.

4. We recommended that State closely coordinate with the Department of Justice throughout the FOIA process. We received assurances this coordination was occurring and have closed this recommendation.

**Additional Classified Information.** Since the referenced 25 June 2015 notification, we were informed by State FOIA officials that there are potentially hundreds of classified emails within the approximately 30,000 provided by former Secretary Clinton. We note that none of the emails we reviewed had classification or dissemination markings, but some included IC-derived classified information and should have been handled as classified, appropriately marked, and transmitted via a secure network. Further, my office's limited sampling of 40 of the emails revealed four contained classified IC information which should have been marked and handled at the SECRET level.

As I advised in my 25 June 2015 notification, the 30,000 emails in question are purported to have been copied to a thumb drive in the possession of former Secretary Clinton's personal counsel, Williams and Connelly attorney David Kendall. As my office's limited sampling identified four emails containing classified IC information, I referred this matter to counterintelligence officials at State and within the IC, including the National Counterintelligence and Security Center and the Federal Bureau of Investigation.

**Request for Copy of 30,000 Emails.** Finally, State IG and I requested a copy of the 30,000 emails in State possession so that we could perform sampling and render an independent determination of the sufficiency of the internal controls being implemented by State FOIA to protect classified national security information. State agreed to provide State IG with limited access to these 30,000 emails. However, State rejected my office's request on jurisdictional grounds.

My office will remain in contact with State IG and will be available to provide further support and assistance as State IG deems necessary. Please do not hesitate to contact me with any questions or concerns, at 571-204-8149.



I. Charles McCullough, III  
Inspector General of the Intelligence Community

7/23/2015  
Date

DISTRIBUTION: The Honorable Richard Burr  
The Honorable Dianne Feinstein  
The Honorable Devin Nunes  
The Honorable Adam Schiff  
The Honorable James Clapper, Director of National Intelligence



UNCLASSIFIED [REDACTED]



INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY  
WASHINGTON, DC 20511

MEMORANDUM FOR: SEE DISTRIBUTION

SUBJECT: Update to IC IG support to State Department IG  
(Re: 12 March 2015 letter from Chairmen Burr,  
Corker, and Johnson)

(U [REDACTED]) On 12 March 2015, the Inspector General of the State Department (State IG) received a letter from Chairmen Burr, Corker, and Johnson asking for, among other requests, a review of State Department employees' usage of personal email for official purposes. The letter also requested State IG to coordinate with my office to determine whether classified information was transmitted or received by State Department employees over personal systems. On April 16, 2015, State IG initiated a review of the use of personal communications hardware and software by five Secretaries of State and their immediate staffs.

(U [REDACTED]) In December 2014, former Secretary Clinton provided the State Department with approximately 55,000 pages of electronic documents. These documents were deemed to be official business, and had been transmitted via personal communications hardware and software. The State Department is in the process of reviewing these documents for potential public release in response to Freedom of Information Act (FOIA) requests.

(U [REDACTED]) State IG asked my office to validate the procedures being used by State Department FOIA staff as they process the 55,000 pages of electronic documents. Our preliminary assessment of the FOIA pre-release process determined that State Department FOIA staff lacked sufficient familiarity with Intelligence Community (IC) equities to properly identify potentially classified information. We provided State IG with some recommendations, and State IG forwarded our recommendations to the State Department FOIA staff. One of our recommendations was that State Department FOIA staff request support from IC FOIA officials to better protect potentially classified information.

(U [REDACTED]) My staff also reviewed 296 emails released by State FOIA officials on 22 May 2015. We identified one document that had been released in an

UNCLASSIFIED [REDACTED]

UNCLASSIFIED, [REDACTED]

SUBJECT: Update to IC IG support to State Department IG (Re: 12 March 2015 letter from Chairmen Burr, Corker, and Johnson)

unclassified and unredacted form that [REDACTED] [REDACTED] should have been marked and handled as SECRET//NOFORN. Further, these IC FOIA officials confirmed that the document in question had not been coordinated with the appropriate IC elements before public release.

(U) [REDACTED] My office notified the National Counterintelligence and Security Center (NCSC) as well as other appropriate CI/Security officials of this released, unredacted document. Under Intelligence Community Directive 701, *Deterrence, Detection, Reporting, and Investigation of Unauthorized Disclosures of Classified National Intelligence*, NCSC (formerly National Counterintelligence Executive) is responsible for assessing unauthorized disclosures of classified information and making any notifications they deem necessary to the Department of Justice.

(U) Please contact me or IC IG Legislative Counsel, [REDACTED] at [REDACTED] with any questions or concerns.



I. Charles McCullough, III  
Inspector General of the Intelligence Community

6-19-2015  
Date

DISTRIBUTION: The Honorable Richard Burr  
The Honorable Dianne Feinstein  
The Honorable Devin Nunes  
The Honorable Adam Schiff  
The Honorable James Clapper, Director National Intelligence

UNCLASSIFIED, [REDACTED]



UNCLASSIFIED [REDACTED]



INSPECTOR GENERAL OF THE INTELLIGENCE COMMUNITY  
WASHINGTON, DC 20511

MEMORANDUM FOR:

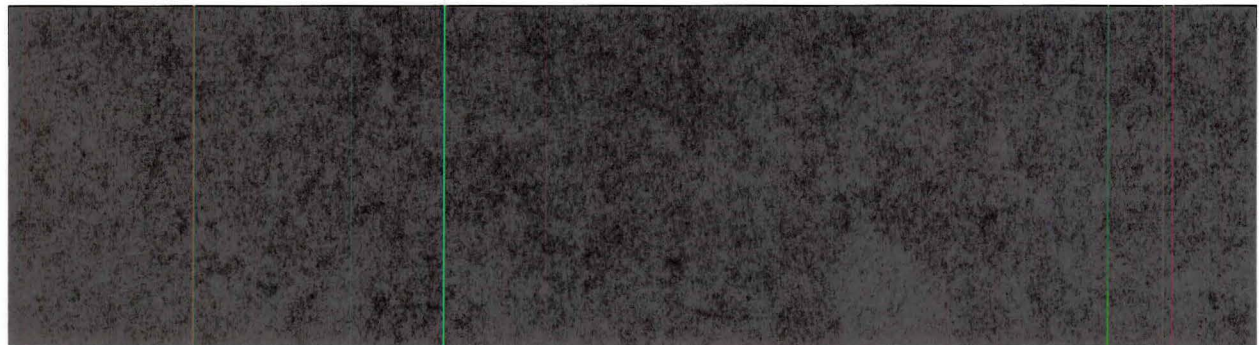
DISTRIBUTION

SUBJECT:

Classified Material on Personal Electronic  
Storage Devices

(U/[REDACTED]) On 19 June 2015 my office notified your committees that we had recently assessed the Freedom of Information Act (FOIA) document review process at the Department of State (State). This assessment was limited to the ongoing process being used by State FOIA officials reviewing almost 55,000 pages of emails that had been provided to State by former Secretary of State Clinton. These emails had previously existed on, and had been transmitted via, a non-government communication system but were deemed to be official business by former Secretary Clinton's staff.

(U/[REDACTED]) As part of our assessment, we also reviewed a subset of these same documents, some 296 emails, that had already been reviewed and released by State FOIA officials in response to several FOIA requests. According to [REDACTED] FOIA officials – at least one of these unredacted emails should have been marked and treated as SECRET//NOFORN.



(U/[REDACTED]) Given the likelihood that classified material may exist on [REDACTED] non-government system, the IC IG and State IG immediately notified security officials at ODNI [REDACTED] in accordance with Intelligence Community Directive 701, *Deterrence, Detection, Reporting, and Investigation of Unauthorized Disclosures of Classified National*

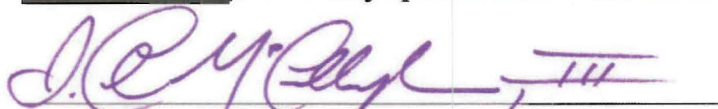
UNCLASSIFIED/[REDACTED]

UNCLASSIFIED/[REDACTED]

SUBJECT: Classified Material on Personal Electronic Storage Devices

*Intelligence.* The State and IC IG defer to the National Counterintelligence and Security Center [REDACTED] with regard to coordination of appropriate security/CI actions [REDACTED]  
[REDACTED]

(U) Please contact me or the IC IG General Counsel, [REDACTED], at [REDACTED], with any questions or concerns.



I. Charles McCullough, III  
Inspector General of the Intelligence Community

6/25/2015  
Date

DISTRIBUTION: The Honorable Richard Burr  
The Honorable Dianne Feinstein  
The Honorable Devin Nunes  
The Honorable Adam Schiff  
The Honorable James Clapper, Director National Intelligence

UNCLASSIFIED//FOUO