

PRIVILEGED: ATTORNEY-CLIENT/WORK PRODUCT/DELIBERATIVE

DRAFT- 9/10

[DATE]

[Director Comey]  
Federal Bureau of Investigation  
935 Pennsylvania Avenue, N.W.  
Washington, D.C. 20535

Dear [Director Comey]:

We understand that the Federal Bureau of Investigation (FBI) has obtained the private server used by former Secretary Clinton to operate her personal email account along with one or more related thumb drives. While we do not want to interfere with the FBI's review, the Department of State has an interest in preserving its federal records and, therefore, requests the FBI's assistance.

On May 22, 2015, the Department requested from former Secretary Clinton's attorney, David Kendall, that he provide an electronic copy of the approximately 55,000 pages identified as potential federal records and produced on behalf of former Secretary Clinton to the Department of State on December 5, 2014. (See attachment A.) On June 15, 2015, Mr. Kendall replied that, pursuant to my request, he would "copy onto a disc the electronic version of the e-mails previously produced in hard copy to the Department on December 5, 2014." (See attachment B.) Before Mr. Kendall could provide that disc to the Department, however, we understand that the FBI obtained the relevant electronic media. Accordingly, we request from the FBI an electronic copy of the approximately 55,000 pages identified as potential federal records and produced on behalf of former Secretary Clinton to the Department of State on December 5, 2014. This request is in accordance with counsel we have received from the National Archives and Records Administration (NARA).

Commented [gms1]: Recommend that you attach the July 2, 2015, letter from Paul Wester.

FOIA b(5)

We thank you in advance for your attention to this matter and look forward to coordinating with you.

PRIVILEGED: ATTORNEY-CLIENT/WORK PRODUCT/DELIBERATIVE

DRAFT- 9/10

Sincerely,

Patrick F. Kennedy

Attachments

cc: James A. Baker, FBI/OGC  
Gary Stern, NARA/OGC

