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# United States Senate

COMMITTEE ON FINANCE

WASHINGTON, DC 20510-6200

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January 30, 2019

## VIA ELECTRONIC TRANSMISSION

The Honorable Mike Pompeo  
Secretary  
U.S. Department of State

Dear Secretary Pompeo,

On September 21, 2018, the State Department replied to my March 30, 2017 letter, which requested the status of Secretary Clinton's security clearance and that of her associates in light of the fact the FBI determined that they mishandled highly classified material.<sup>1</sup> In State's response letter, it noted that from the review of classified emails that transited Secretary Clinton's non-government server the following administrative steps took place:

[a]ll identified and valid security incidents contained in those documents have been forwarded to the Bureau of Diplomatic Security's Office of Personnel Security and Suitability (DS/PSS), to be placed in the official security file of individuals identified in that review as having valid security incidents.<sup>2</sup>

However, the State Department neither identified which personnel were found to have violated State Department security protocol nor described whether the security incidents were security infractions or security violations.<sup>3</sup>

Additionally, the State Department's September 2018, letter stated that the Department was in the process of reviewing additional emails recovered by the FBI during the course of its criminal investigation into Secretary Clinton. The Department noted that the Bureau of Diplomatic Security would begin a review of those additional emails to determine if there are valid security incidents pertaining to those as well.

To safeguard national security it is vital that the Department consistently enforce rules regarding handling classified materials and hold individuals accountable for security incidents. The American people deserve to know whether any State Department officials or employees,

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<sup>1</sup> Statement of Director James Comey Closing the Clinton investigation (July 5, 2016). <https://www.fbi.gov/news/pressrel/press-releases/statement-by-fbi-director-james-b-comey-on-the-investigation-of-secretary-hillary-clinton2019s-use-of-a-personal-e-mail-system>

<sup>2</sup> State Department to Senator Grassley (Sept. 21, 2018). <https://www.judiciary.senate.gov/press/rep/releases/state-dept-provides-update-on-ongoing-review-of-clinton-era-officials-handling-of-classified-material>

<sup>3</sup> According to the State Department's Security Incident Program (12 FAM 550), it differentiates a security incident as security infraction or violation. The disciplinary action imposed is contingent on the type of security incident.

including Secretary Clinton and her associates, received special treatment with respect to the State Department's review or whether they were treated like any other government employee who mishandled highly classified information.

Accordingly, please answer the following no later than February 13, 2019:

1. Please name the individuals for whom the State Department identified valid security incidents pertaining to classified emails that transited Secretary Clinton's non-government server.
2. For each security incident, please describe whether it was a security infraction or a security violation. For each security incident, please describe the disciplinary action imposed.
3. During the security review, were there any cases where State found that a valid security incident took place but no disciplinary action was imposed? If so, who was responsible for the security incident and why was no disciplinary action imposed?
4. With respect to the additional review of emails recovered by the FBI, has the Bureau of Diplomatic Security begun its review for potential security incidents? If so, has Diplomatic Security identified any? If so, for whom, was the security incident a security infraction or security violation, and what disciplinary action will be employed?

I anticipate that your written reply and most responsive documents will be unclassified. Please send all unclassified material directly to the Committee. In keeping with the requirements of Executive Order 13526, if any of the responsive documents do contain classified information, please segregate all unclassified material within the classified documents, provide all unclassified information directly to the Committee, and provide a classified addendum to the Office of Senate Security. Although the Committee complies with all laws and regulations governing the handling of classified information, it is not bound, absent its prior agreement, by any handling restrictions.

Thank you in advance for your prompt attention to these matters. Should you have any questions, please contact Josh Flynn-Brown of my Committee staff at (202) 224-4515.

Sincerely,



Charles E. Grassley  
Chairman  
Committee on Finance