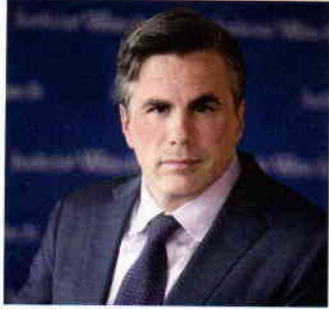


Court Will Review Clinton Emails Over Trump Administration Objections

By Tom Fitton



JUDICIAL WATCH

Nearly three years ago, Judicial Watch lawsuits forced the Obama administration to disclose Hillary Clinton's use of unauthorized electronic devices to conduct government business. Incredibly, we're still fighting for basic information to this day — and against agencies nominally being run by appointees of President Donald Trump.

But, we continue to make progress in our historic Clinton investigations. For example, we announced in September that a federal judge will personally review, *in camera*, redacted material from emails discussing former Secretary of State Hillary Clinton's request for the use of iPads and iPhones during her tenure at the State Department.

U.S. District Court Judge Colleen Kollar-Kotelly also ordered the

State Department to file an affidavit addressing why it should not have to search new Clinton emails. In taking these steps, the court rejected arguments by the Tillerson State Department and lawyers at the Sessions Justice Department.

The court will review the blacked-out information so as to better ascertain whether the government-misconduct exception would require the release of the full emails. Generally speaking, the government-misconduct exception prevents government agencies from withholding information that would shed light on government wrongdoing under the Freedom of Information Act (FOIA).

The September 21 court order comes in connection with an April 28, 2015 FOIA lawsuit filed after the State Department failed to respond to a March 10, 2015 request (*Judicial Watch, Inc. v. U.S. Department of State* (No. 1:15-cv-00646)) seeking:

“All records of requests by former Secretary of State Hillary Rodham Clinton or her staff to the State Department Office Security Technology seeking approval for the use of an iPad

If the Justice Department ever gets the proper leadership on this core corruption issue, you can see that your Judicial Watch has laid a compelling pathway for a serious criminal investigation.

or iPhone for official government business; and

“All communications within or between the Office of the Secretary of State, the Executive Secretariat, and the Office of the Secretary and the Office of Security Technology concerning, regarding, or related to the use of unauthorized electronic devices for official government business.”

In March 2016, we obtained State Department documents in this case showing Cheryl Mills' (Clinton's then-chief of staff) efforts with the National Security Agency to address Clinton's demands for a secure BlackBerry.

See MESSAGE on page 5

Judicial Watch FOIA complaint for Comey memos on behalf of the Daily Caller Foundation against Department of Justice

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

JUDICIAL WATCH, INC.,
Plaintiff,
v.
U.S. DEPARTMENT OF STATE,
Defendant.

Civil Action No. 15-646 (CKK)

ORDER
(September 21, 2017)

In light of the foregoing, Plaintiff's [29] Motion for Summary Judgment is GRANTED solely to the extent it seeks *in camera* review. For all other purposes, the pending cross-motions for summary judgment, ECF Nos. 25, 29, are DENIED WITHOUT PREJUDICE. The thirteen documents listed above shall be furnished to the Court, under seal and *ex parte*, for *in camera*

Message


From page 3

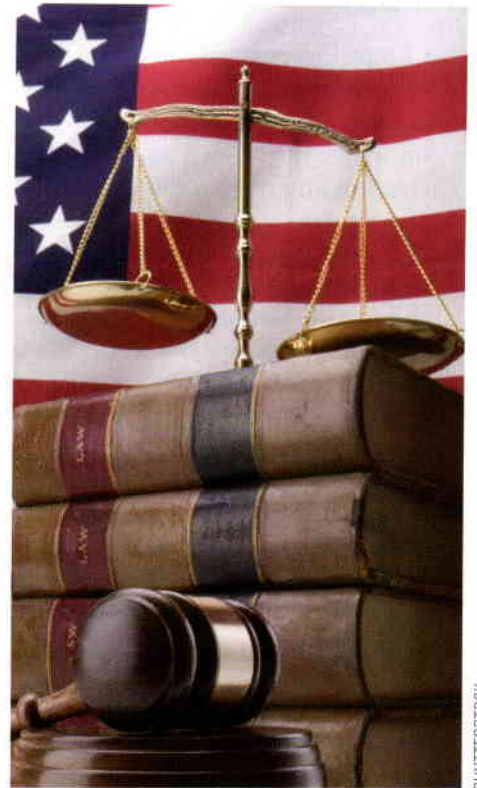
In a related case, we released an email showing that National Security Agency personnel had denied Clinton's requests for a BlackBerry, telling Clinton staff to "shut up and color."

In June 2017, we submitted new evidence to the court showing that Clinton knowingly used an unsecure BlackBerry device despite being warned by "security hawks" against doing so.

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Hillary Clinton knowingly used an unsecure email system and risky iPads and smartphones to conduct classified and sensitive government business.

Frankly, it is outrageous that Secretary Tillerson and Attorney General Sessions allow their agencies to cover up for and defend Hillary Clinton's scandalous and potentially criminal conduct. Judicial Watch will keep up our battles in court, and we will continue to educate Americans about the lack of action by these Trump agencies. I am hopeful we will get a breakthrough, so stay tuned for future updates. 



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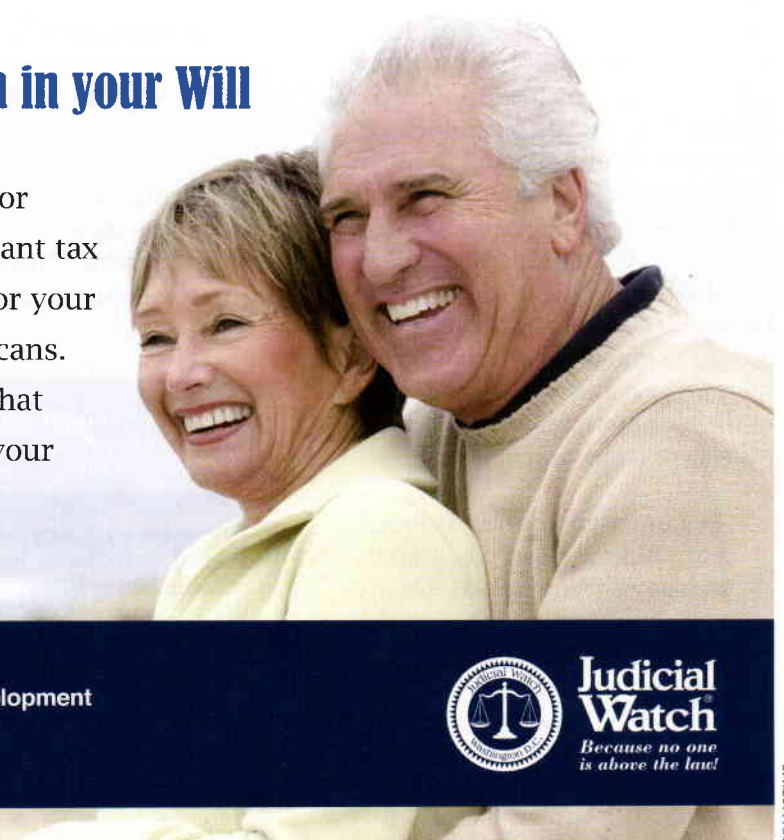


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