

Beth Wilkinson

From: Beth Wilkinson
Sent: Friday, March 04, 2016 3:25 PM
To: Baker, James A. (OGC) (FBI)
Subject: Re: Following up

That will work. Please call my cell

b6 -3
b7C -3

Beth A. Wilkinson | Founding Partner
bwilkinson@wilkinsonwalsh.com

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On Mar 4, 2016, at 2:51 PM, Baker, James A. (OGC) (FBI) <James.Baker@ic.fbi.gov> wrote:

Spm?

From: Beth Wilkinson [<mailto:bwilkinson@wilkinsonwalsh.com>]
Sent: Friday, March 04, 2016 1:47 PM
To: Baker, James A. (OGC) (FBI)
Subject: Re: Following up

Sure. What time works for you?

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On Mar 4, 2016, at 1:08 PM, Baker, James A. (OGC) (FBI) <James.Baker@ic.fbi.gov> wrote:

Beth,

Unfortunately the scheduling is not going to work out for today. Would it be possible for us to chat later in the day?

Thanks.

Jim

From: Beth Wilkinson [<mailto:bwilkinson@wilkinsonwalsh.com>]

Sent: Friday, March 04, 2016 9:55 AM

To: Baker, James A. (OGC) (FBI)

Subject: Following up

Any chance we can schedule the meeting we discussed? I actually came back to DC for 24 hours and I could meet today if it's doable on your side. Sorry for the last minute notice.

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Beth Wilkinson

From: Beth Wilkinson
Sent: Wednesday, April 20, 2016 7:38 AM
To: Baker, James A. (OGC) (FBI)
Subject: RE: Your phone message

Can you talk now? I am on my cell,

b6 -3
b7C -3

Beth A. Wilkinson | Founding Partner

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Sent from Outlook Mobile

On Mon, Apr 18, 2016 at 3:10 PM -0700, "Baker, James A. (OGC) (FBI)" <James.Baker@ic.fbi.gov> wrote:

Hi Beth,

I just tried your various numbers. Please call me when you have a chance.

Thanks,

Jim
 cell

b6 -1
b7C -1

From: Beth Wilkinson [<mailto:bwilkinson@wilkinsonwalsh.com>]
Sent: Wednesday, April 13, 2016 10:41 AM
To: Baker, James A. (OGC) (FBI)
Subject: RE: Your phone message

Understood. But there is one conversation I need to have only with you. Please give me a call at your convenience.



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FBI 18-cv-01568-289

From: Baker, James A. (OGC) (FBI) [mailto:James.Baker@ic.fbi.gov]

Sent: Wednesday, April 13, 2016 10:31 AM

To: Beth Wilkinson <bwilkinson@wilkinsonwalsh.com>

Cc: [REDACTED] (NSD) (JMD) [REDACTED] Laufman, David (NSD) (JMD)

Subject: Your phone message

Hi Beth,

I got your phone message from yesterday. Sorry for the delay in responding.

In light of everything that's going on, it probably makes the most sense for you to talk to [REDACTED] and David (copied here). Guys: will you please reach out to Beth as soon as possible?

b6 -2
b7C -2

Thanks.

Jim

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Baker, James A. (OGC) (FBI)

From: Baker, James A. (OGC) (FBI)
Sent: Tuesday, August 16, 2016 6:29 PM
To: Beth Wilkinson
Cc: Toscas, George (NSD) (JMD); Laufman, David (NSD) (JMD); [REDACTED] (NSD) (JMD); [REDACTED] (NSD) (JMD); Anderson, Trisha B. (OGC) (FBI)
Subject: RE: Following up

b6 -2
b7C -2

Beth,

I just wanted to update you that we are working on a response to your request and will get back to you as soon as possible.

Thanks,

Jim

From: Beth Wilkinson [mailto:bwilkinson@wilkinsonwalsh.com]
Sent: Thursday, August 11, 2016 11:34 AM
To: Baker, James A. (OGC) (FBI)
Subject: Following up

Jim

When we spoke several weeks ago, I asked you to return my clients' computers now that the FBI has closed its investigation. I have not heard back from you and I ask that you contact me at your earliest convenience.

As set forth in our letter agreements of June 10, 2016 and as the parties agreed:

The Device is being provided to the Federal Bureau of Investigation ("FBI") solely for the purposes of this Department of Justice investigation, and for the Department's use in connection with the investigation. In voluntarily providing the Device, Cheryl Mills does not relinquish ownership or control over the Device, except for the FBI's limited investigative use as specified by this agreement. The FBI does not assert custody and control over the Device or its contents for any other purpose, including any requests made pursuant to the Freedom of Information Act, 5 U.S.C. § 552.

Based on this agreement, there is no basis for the FBI to refuse to return my clients' property. The Government explicitly agreed that the FBI would not assert custody and control of the devices in the face of Freedom of Information Act requests.

Finally, we understand that during the investigation, the FBI found no classified information on the computers. Thus the return of the computers should not be delayed.

[REDACTED] so I ask that you call me sometime today or tomorrow. I can be reached at [REDACTED]

b6 -3
b7C -3

Beth



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Beth Wilkinson

From: Beth Wilkinson
Sent: Thursday, September 01, 2016 10:04 PM
To: Baker, James A. (OGC) (FBI)
Cc: [REDACTED] (NSD) (JMD); [REDACTED] (NSD) (JMD)
Subject: Public Release of 302 Forms
Attachments: 2016.09.01_Wilkinson to Baker.pdf

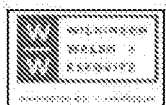
b6 -2
b7C -2

Jim-

Attached you will find a letter regarding the possible public release of the 302 forms of my clients. I hope we can speak about this soon.

Best,

Beth



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September 1, 2016

VIA Electronic Mail

James A. Baker
General Counsel,
Federal Bureau of Investigation
Washington, DC 20535

Dear Mr. Baker,

Recent media stories are reporting that the FBI intends to publicly release the interview notes of former Secretary Clinton as well as “other people interviewed during the course of the investigation.”¹ While it is unclear whose interview notes these media stories refer to exactly, I am writing about the possible public release of the interview notes of my clients: Cheryl Mills, [REDACTED] Heather Samuelson, and Jake Sullivan.

b6 -3
b7C -3

My clients—each a private citizen at the time of his or her interview—voluntarily agreed to meet with the DOJ and FBI to aid in the investigation’s fact finding. In discussions prior to the interviews, the government made representations to us that the contents of those interviews would be shared only among the investigative team. Had my clients and I thought that the agents’ notes and impressions from those interviews—contained in the 302 forms—would later be released to the public, we would have asked for the interviews to be transcribed.

I object to any public release of the 302 forms of my clients’ interviews as I strongly believe it vitiates the process to which we agreed and is contrary to the Bureau’s practice. I would also like to understand the process by which the FBI has decided to single out certain individuals’ 302s for release while maintaining the confidentiality of others.

I look forward to the opportunity to discuss this matter with you and the DOJ.

Sincerely,

A handwritten signature in black ink, appearing to read 'Beth A. Wilkinson', with a long horizontal flourish extending to the right.

Beth A. Wilkinson

¹ E.g. Rebecca Shabad, *FBI will release Hillary Clinton interview notes as early as Wednesday*, CBS News, (Aug 30, 2016, 11:59 AM), <http://www.cbsnews.com/news/fbi-hillary-clinton-interview-notes-email-investigation/>.

Beth Wilkinson

From: Beth Wilkinson
Sent: Wednesday, September 14, 2016 2:55 PM
To: Baker, James A. (OGC) (FBI)
Cc: [REDACTED] (OGC) (FBI); [REDACTED] (NSD) (JMD); [REDACTED] (NSD) b6 -1,-2
(JMD) b7C -1,-2
Subject: Following Up
Attachments: 2016.09.14 Wilkinson to Baker.pdf

Jim,

Please see my attached letter following up on my clients' personal property and notes from their interviews. I look forward to discussing these with you soon.

Best,

Beth



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September 14, 2016

VIA Electronic Mail

James A. Baker
General Counsel,
Federal Bureau of Investigation
Washington, DC 20535

Dear Mr. Baker,

I am writing to follow up on two pieces of correspondence I have sent you in the last several weeks. First, on August 11, I sent you an email requesting the return of my clients' personal property, over which they did not relinquish ownership or control. On August 16, you responded that the Bureau would get back to me with a response "as soon as possible." I have not heard anything back from the Bureau since this email regarding my request. Second, I sent you a letter on September 1 requesting the opportunity to discuss the possible public release of my clients' 302 forms. To date, I have not heard anything from you regarding this matter as well.

I look forward to discussing each of these matters with you at your earliest convenience this week.

Sincerely,

A handwritten signature in black ink, appearing to read 'Beth A. Wilkinson', with a long horizontal line extending to the right.

Beth A. Wilkinson