



U.S. Department of Justice
Office of Information Policy
Suite 11050
1425 New York Avenue, NW
Washington, DC 20530-0001

Telephone: (202) 514-3642

October 24, 2018

John Greenewald, Jr.
The Black Vault

[REDACTED]
john@greenewald.com

Re: DOJ-2017-000737 (OLA)
DRH:ND

Dear John Greenewald:

This is responds to your Freedom of Information Act request dated October 18, 2016, concerning emails sent to or from Assistant Attorney General Peter Kadzik since January 1, 2015, containing the word "Wikileaks." This response is made on behalf of the Office Legislative Affairs.¹

Please be advised that a search has been conducted in the Office of the Legislative Affairs, and fourteen pages of material were located that contain records responsive to your request. I have determined that these records are appropriate for release with excisions made pursuant to Exemptions 5 and 6 of the FOIA, 5 U.S.C. § 552(b)(5) and (b)(6). Exemption 5 pertains to certain inter- and intra-agency communications protected by the deliberative process privilege. Exemption 6 pertains to information the release of which would constitute a clearly unwarranted invasion of the personal privacy of a third party. Lastly, please note that certain distinct portions of this material have been considered not responsive to your request inasmuch as they concern matters other than WikiLeaks.

For your information, Congress excluded three discrete categories of law enforcement and national security records from the requirements of the FOIA. *See* 5 U.S.C. § 552 (2012 & Supp. V 2017). This response is limited to those records that are subject to the requirements of the FOIA. This is a standard notification that is given to all our requesters and should not be taken as an indication that excluded records do, or do not, exist.

You may contact our FOIA Public Liaison, Douglas Hibbard, for any further assistance and to discuss any aspect of your request at: Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 205300001; telephone at 202-514-3642; or facsimile at 202-514-1009.

¹ You directed your request to the MRU, Justice Management Division, which forwarded it to this Office for handling. The MRU tracking number associated with this request is EMRUFOIA111016-4.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at 202-741-5770; toll free at 1-877-684-6448; or facsimile at 202-741-5769.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy, United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal at <https://www.foiaonline.gov/foiaonline/action/public/home>. Your appeal must be postmarked or electronically submitted within ninety days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal."

Sincerely,

A handwritten signature in blue ink, appearing to read "Douglas R. Hibbard", with a small "DR" monogram at the end.

Douglas R. Hibbard
Chief, Initial Request Staff

Enclosures

This document is made available through the declassification efforts
and research of John Greenewald, Jr., creator of:

The Black Vault



The Black Vault is the largest online Freedom of Information Act (FOIA) document clearinghouse in the world. The research efforts here are responsible for the declassification of hundreds of thousands of pages released by the U.S. Government & Military.

Discover the Truth at: <http://www.theblackvault.com>

Lewis, Kevin S. (OPA)

From: Lewis, Kevin S. (OPA)
Sent: Wednesday, October 12, 2016 11:03 PM
To: Kadzik, Peter J (OLA)
Subject: FW: Wiki Leaks QA

FYI. Again, we didn't issue a statement but copied below is language that we may recommend to the AG if she gets a question.

KL

On Oct 12, 2016, at 6:23 PM, Lewis, Kevin S. (OPA) <kslewis@jmd.usdoj.gov> wrote:

Thanks, Ben.

Sent from my iPhone

On Oct 12, 2016, at 6:22 PM, Mizer, Benjamin C. (CIV) <bmizer@CIV.USDOJ.GOV> wrote:

I've suggested some minor revisions below.

From: Lewis, Kevin S. (OPA)
Sent: Wednesday, October 12, 2016 6:11 PM
To: Werner, Sharon (OAG) <SWerner@jmd.usdoj.gov>; Axelrod, Matthew (ODAG) <maaxelrod@jmd.usdoj.gov>; Mizer, Benjamin C. (CIV) <bmizer@CIV.USDOJ.GOV>
Cc: Iverson, Dena W. (OPA) <diverson@jmd.usdoj.gov>
Subject: Wiki Leaks QA

The AG will very likely receive a question tomorrow at the Georgetown event about WikiLeaks. Copied below is a quick QA. (b) (5)

[REDACTED]

(b) (5)

[REDACTED]

(b) (5)



Kadzik, Peter J (OLA)

From: Kadzik, Peter J (OLA)
Sent: Thursday, October 13, 2016 6:27 AM
To: Lewis, Kevin S. (OPA)
Subject: RE: DOJ DAILY NEWS WRAP

Got it. Thanks.

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
Peter.j.kadzik@usdoj.gov

From: Lewis, Kevin S. (OPA)
Sent: Wednesday, October 12, 2016 10:56 PM
To: Kadzik, Peter J (OLA)
Subject: RE: DOJ DAILY NEWS WRAP

Hi Peter,

(b)(6) The Department didn't actually issue a statement on Wikileaks at all. Sorry about the confusion. That statement was a talking point that we were considering for an AG response if she gets a questions tomorrow night at the Georgetown event. Sorry about the confusion.

KL

From: Kadzik, Peter J (OLA)
Sent: Wednesday, October 12, 2016 8:31 PM
To: Lewis, Kevin S. (OPA)
Subject: FW: DOJ DAILY NEWS WRAP

Kevin,

Given that we are going to receive congressional incoming on the Wikileaks stuff, would you please include OLA on the to and fro on DOJ statements on the matter?

Thanks,

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
Peter.j.kadzik@usdoj.gov

From: PAO (SMO)
Sent: Wednesday, October 12, 2016 7:23 PM

To: PAO (SMO)

Subject: DOJ DAILY NEWS WRAP

**PUBLIC AFFAIRS DAILY NEWS WRAP
WEDNESDAY, OCTOBER 12, 2016**

*****FOR INTERNAL USE ONLY*****

Contact: Wyn Hornbuckle, Deputy Director, Office of Public Affairs, (202) 514-2007

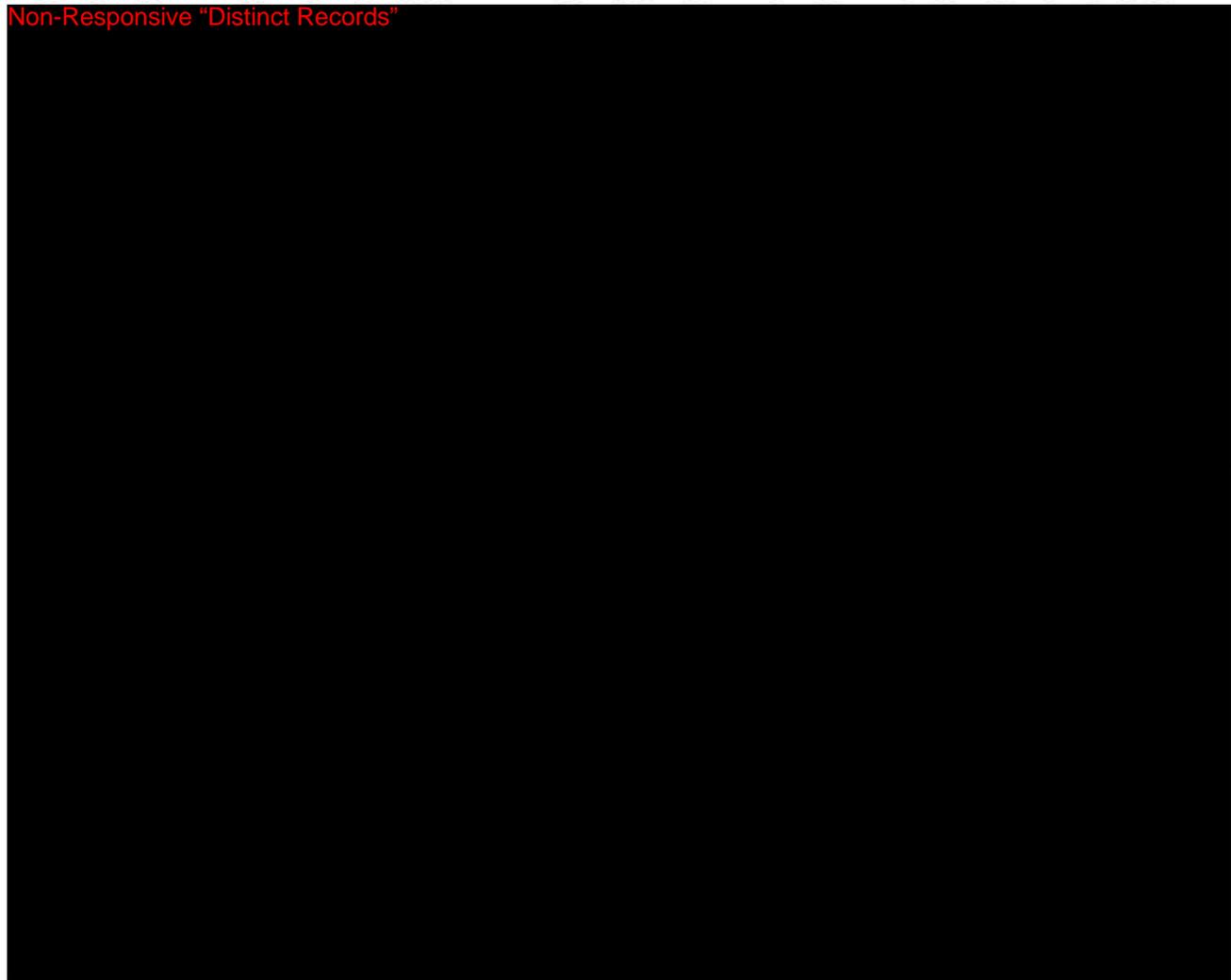
EXPECTED NEWS STORIES:

Media Reports on WikiLeaks Emails Involving Secretary Clinton's Pending Litigation (OPA)

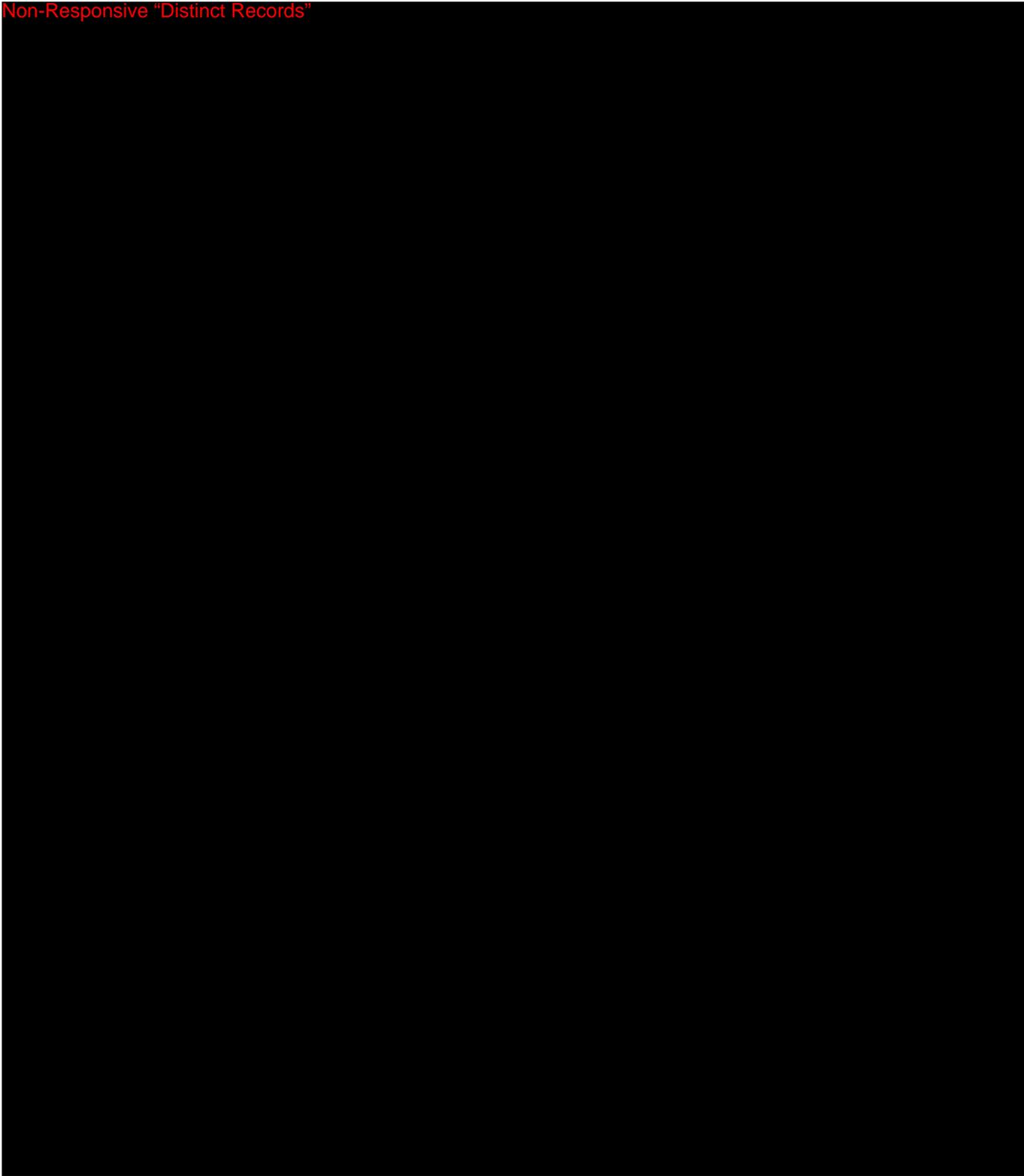
On Oct. 11, WikiLeaks released emails from a former Department of Justice spokesperson, involving Secretary Clinton's pending litigation. The department released the following statement:

- "There has been no communication between Department of Justice officials and Secretary Clinton's team in regards to the criminal investigation concerning her email use while serving as Secretary of State. The information that was referenced on May 19, 2015, was related to a civil matter about the release of FOIA documents, which was already made public on April 8, 2015. The information referenced in the WikiLeaks released email related to a non-criminal matter that was already made known to the public."

Non-Responsive "Distinct Records"



Non-Responsive "Distinct Records"



PLEASE DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

O'Brien, Alicia C (OLA)

From: O'Brien, Alicia C (OLA)
Sent: Thursday, October 13, 2016 8:30 AM
To: Kadzik, Peter J (OLA)
Subject: Re: DOJ DAILY NEWS WRAP

Good.

On Oct 13, 2016, at 6:27 AM, Kadzik, Peter J (OLA) <pkadzik@jmd.usdoj.gov> wrote:

Apparently it wasn't issued

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
Peter.j.kadzik@usdoj.gov

From: O'Brien, Alicia C (OLA)
Sent: Wednesday, October 12, 2016 10:11 PM
To: Kadzik, Peter J (OLA)
Subject: Re: DOJ DAILY NEWS WRAP

Nope...ugh.

On Oct 12, 2016, at 8:31 PM, Kadzik, Peter J (OLA) <pkadzik@jmd.usdoj.gov> wrote:

I am not sure our message got across on the WikiLeaks issue.

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
Peter.j.kadzik@usdoj.gov

From: PAO (SMO)
Sent: Wednesday, October 12, 2016 7:23 PM
To: PAO (SMO)
Subject: DOJ DAILY NEWS WRAP

**PUBLIC AFFAIRS DAILY NEWS WRAP
WEDNESDAY, OCTOBER 12, 2016**

*****FOR INTERNAL USE ONLY*****

Contact: Wyn Hornbuckle, Deputy Director, Office of Public Affairs, (202) 514-

2007

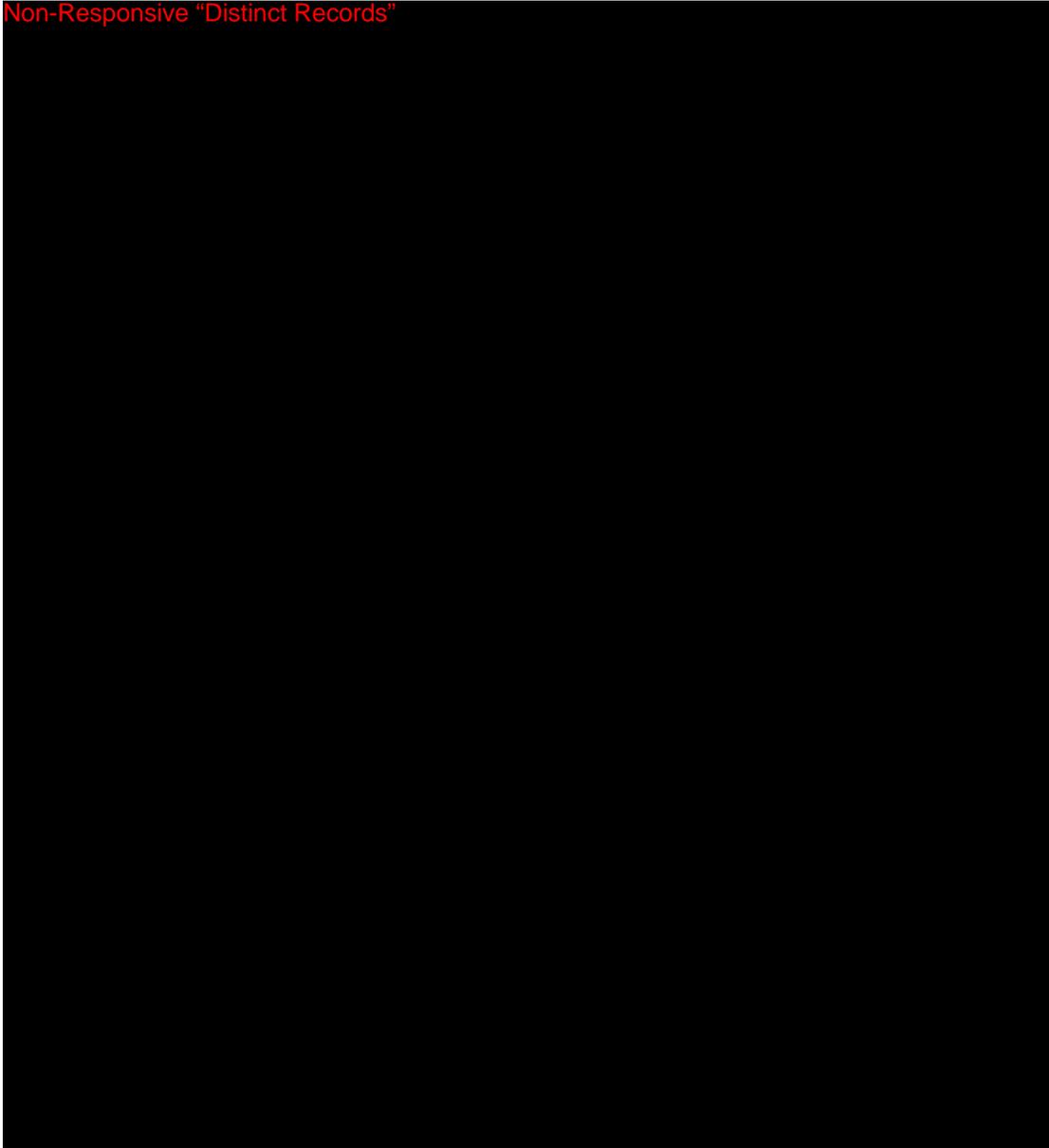
EXPECTED NEWS STORIES:

Media Reports on WikiLeaks Emails Involving Secretary Clinton's Pending Litigation (OPA)

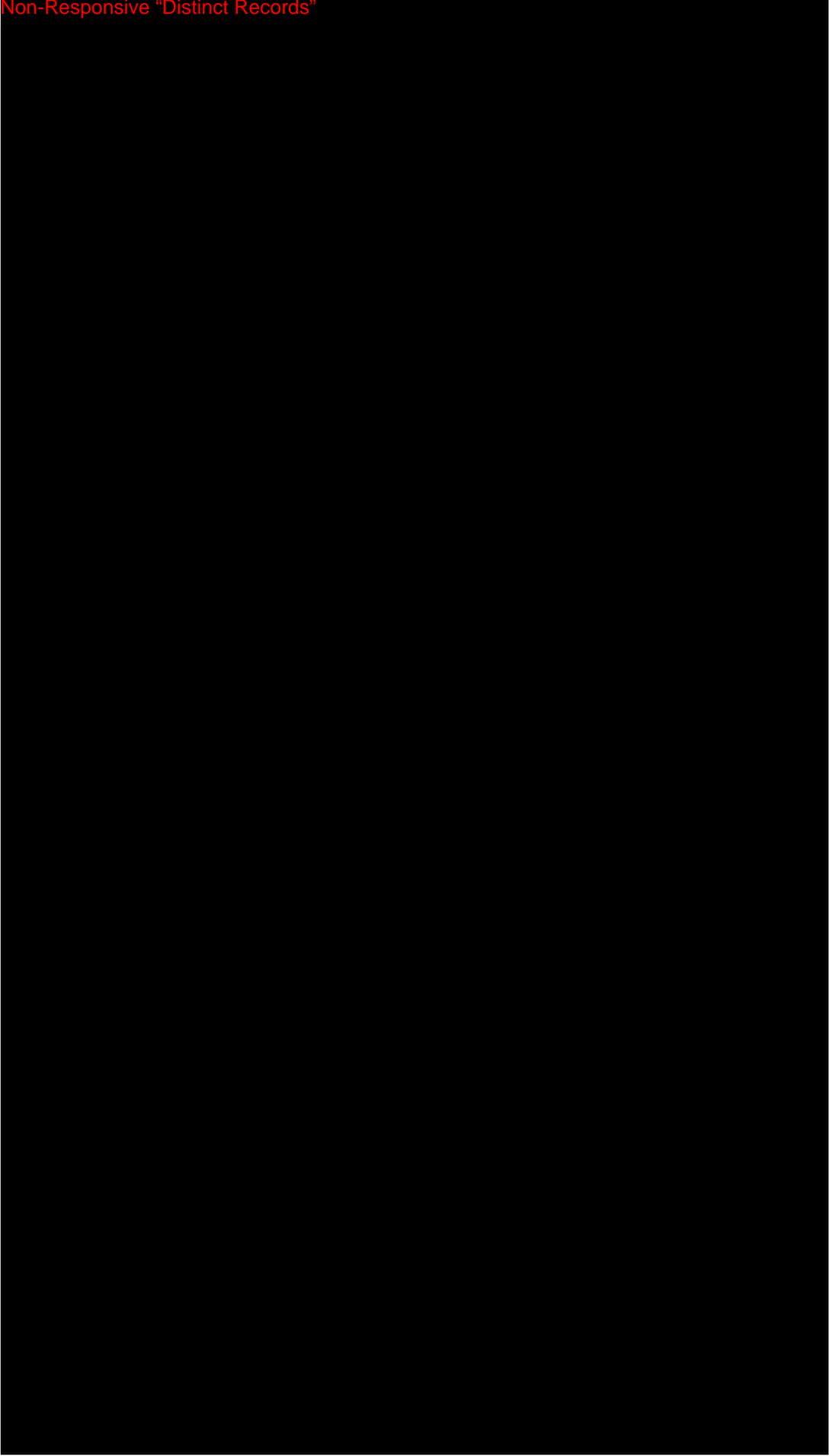
On Oct. 11, WikiLeaks released emails from a former Department of Justice spokesperson, involving Secretary Clinton's pending litigation. The department released the following statement:

- "There has been no communication between Department of Justice officials and Secretary Clinton's team in regards to the criminal investigation concerning her email use while serving as Secretary of State. The information that was referenced on May 19, 2015, was related to a civil matter about the release of FOIA documents, which was already made public on April 8, 2015. The information referenced in the WikiLeaks released email related to a non-criminal matter that was already made known to the public."

Non-Responsive "Distinct Records"



■ Non-Responsive "Distinct Records"



Non-Responsive "Distinct Records"

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PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF
PUBLIC AFFAIRS AT 202-514-2007.

Kadzik, Peter J (OLA)

From: Kadzik, Peter J (OLA)
Sent: Friday, October 14, 2016 7:31 AM
To: O'Brien, Alicia C (OLA)
Subject: FW: Georgetown Exit Interview – WikiLeaks Question Rough Transcript

FYSA

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
Peter.j.kadzik@usdoj.gov

From: Lewis, Kevin S. (OPA)
Sent: Thursday, October 13, 2016 7:47 PM
To: Werner, Sharon (OAG); Pokorny, Carolyn (OAG); Axelrod, Matthew (ODAG); Toscas, George (NSD); Kadzik, Peter J (OLA); Mizer, Benjamin C. (CIV)
Subject: Fwd: Georgetown Exit Interview – WikiLeaks Question Rough Transcript

FYI.

Sent from my iPhone

Begin forwarded message:

From: "Jacobs, David F. (OPA)" <djacobs@jmd.usdoj.gov>
Date: October 13, 2016 at 7:39:08 PM EDT
To: "Lewis, Kevin S. (OPA)" <kslewis@jmd.usdoj.gov>, "Iverson, Dena W. (OPA)" <diverson@jmd.usdoj.gov>
Cc: "Stewart, Rebecca L. (PAO)" <rlstewart@jmd.usdoj.gov>
Subject: Georgetown Exit Interview – WikiLeaks Question Rough Transcript

Georgetown Exit Interview – WikiLeaks Question Rough Transcript
<http://mms.tveyes.com/transcript.asp?PlayClip=FALSE&DTSearch=TRUE&DateTime=10%2F13%2F2016+18%3A26%3A00&market=m1&StationID=180>

MICHEL MARTIN: Speaking of trust on the other side of it, it is not a secret that this is an election year. It has been very tense and – what word can I use? Pick one. A very fractious year in which other communities are expressing a lack of trust in other sectors of law enforcement, specifically your department. Today, the WikiLeaks, you know, data dump indicates – and I know that there are issues around how this information was arrived at and I know that people take issue with how this information was arrived at, but let's also be honest that as a prosecutor, as journalists, we often get information from people who are not our favorite people. So, having said that, there- one of the pieces of information that was revealed suggested that a member of the Clinton Campaign, in response to a concern about hearings, said that he had been in touch with his DOJ folks and that there was a hearing coming up. Now this happened in May, which is on your watch. Was it appropriate for anybody at DOJ to be having contact with the Clinton Campaign?

watch. Was it appropriate for anybody at DOJ to be having contact with the Clinton Campaign?

ATTORNEY GENERAL LORETTA E. LYNCH: Well, I'm aware of those press reports – you know, I've seen the articles as well. And I'm also aware that as has been reported, that issue was about a lawsuit that had been pending for some time and appeared to be about a request for publicly available information. And so, people often do make those requests for publicly available information, and I don't have any more news for you on that one.

MARTIN: But how were you going to – given that you have a candidate who has expressed publicly a lack of trust – I mean the issue with communities is they don't often trust the police to investigate themselves when there are issues involving the police use of force [back and forth] – police conduct. Now you have a candidate who is saying that he does not trust this level of the government to investigate itself when it comes to matters pertaining to sensitive political issues. That's an issue of trust. How do you address that?

AG LYNCH: Well look, I think that – I'm not able to speak on specific candidates just because of my own restrictions there. And, I think there's enough out there that people can look at and see. And what I always say: if there's an issue about trust about any institution – whether it's the Department of Justice or any institution – is to look at their body of work, look at how they carry themselves, look at how they comport themselves. And whereas you might not always agree with the results in something. I mean, there have been many a time in my old job in Brooklyn when I had to sit with people and explain why we were either not going to bring a case or why we were bringing a case and deal with their issues and questions and concerns – is look at how you comport it yourself. I think as I have always said, I am tremendously proud of the work the Department of Justice has done in these past several years and in all the years that I have been affiliated with it. And it is staffed by a dedicated body of people who spend their time focusing on digging up every issue they can find to come to conclusions about whether something is or is not a problem or how to best protect people, how to best defend the government and how to best advance certain issues and certain policies. So I would say, whether it is my institution or any other institutions, is look at their body of work. Look at how they comport themselves. Look at how they – look at the influence they have had on the public debate, and look for that consistency and look for that level of integrity.

Goldberg, Daniel L. (OLA)

From: Goldberg, Daniel L. (OLA)
Sent: Friday, October 14, 2016 5:06 PM
To: Kadzik, Peter J (OLA); Childs, Heather G. (ODAG); Herwig, Paige (OAG); Werner, Sharon (OAG)
Subject: RE: SJL

That is fantastic!

From: Kadzik, Peter J (OLA)
Sent: Friday, October 14, 2016 4:55 PM
To: Goldberg, Daniel L. (OLA); Childs, Heather G. (ODAG); Herwig, Paige (OAG); Werner, Sharon (OAG)
Subject: SJL

<http://www.houstoniamag.com/articles/2016/10/14/sheila-jackson-lee-wikileaks-hillary-clinton-john-podesta>

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
(202) 514-2141
peter.j.kadzik@usdoj.gov

Herwig, Paige (OAG)

From: Herwig, Paige (OAG)
Sent: Friday, October 14, 2016 8:05 PM
To: Kadzik, Peter J (OLA)
Subject: RE: SJL

This was amazing.

From: Kadzik, Peter J (OLA)
Sent: Friday, October 14, 2016 4:55 PM
To: Goldberg, Daniel L. (OLA) <dgoldberg@jmd.usdoj.gov>; Childs, Heather G. (ODAG) <hchilds@jmd.usdoj.gov>; Herwig, Paige (OAG) <pherwig@jmd.usdoj.gov>; Werner, Sharon (OAG) <SWerner@jmd.usdoj.gov>
Subject: SJL

<http://www.houstoniamag.com/articles/2016/10/14/sheila-jackson-lee-wikileaks-hillary-clinton-john-podesta>

Peter J. Kadzik

Assistant Attorney General
Office of Legislative Affairs
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peter.j.kadzik@usdoj.gov

O'Brien, Alicia C (OLA)

From: O'Brien, Alicia C (OLA)
Sent: Wednesday, November 02, 2016 4:26 PM
To: Kadzik, Peter J (OLA)
Subject: fyi

<http://www.politico.com/story/2016/11/wikileaks-clinton-justice-department-heads-up-investigation-230643>

(3:59pm)

Alicia C. O'Brien
Deputy Assistant Attorney General
Office of Legislative Affairs
(202) 305-8035
Alicia.C.O'Brien@usdoj.gov