



U.S. Department of Justice

Office of the Inspector General

December 31, 2019

Anne L. Weismann
aweismann@citizensforethics.org

Subject: Freedom of Information/Privacy Act Request [19-OIG-102]

Dear Ms. Weismann:

This is in response to your March 19, 2018 request to the Federal Bureau of Investigation (FBI) under the Freedom of Information Act (FOIA). Specifically, your request seeks “all documents related to any investigation or inquiry conducted by the FBI’s Office of Professional Responsibility (“OPR”) of, involving, or relating to former FBI Deputy Director Andrew McCabe, who was fired by Attorney General Sessions on March 16, 2017.” The FBI located records that originated with the Department of Justice Office of the Inspector General (OIG) and referred those records to our office for direct response to you.

This is a partial response to your request, consisting of 185 pages of transcripts and related information which we have processed. We have determined that certain portions of the records should be withheld from disclosure pursuant to FOIA exemptions (b)(6), which protects information about individuals that would constitute a clearly unwarranted invasion of personal privacy; and (b)(7)(C), which protects records or information compiled for law enforcement purposes to the extent that the production of such law enforcement records or information could reasonably be expected to constitute an unwarranted invasion of personal privacy. Material withheld by the OIG has been redacted and marked with the above-noted exemptions. Please find enclosed that information which can be released pursuant to your request. Please note that we consulted with other components with equities in these documents. The FBI has withheld from disclosure certain information pursuant to FOIA exemptions as noted in margin markings.

In addition to the 185 pages of transcripts and related information that are enclosed, we determined that an additional 15 pages of notes originated with the FBI. We have referred those documents to the FBI for processing and direct response to you.

We are aware that this matter is in litigation and we will continue to process the referred records as expeditiously as possible and in compliance with all applicable court orders.

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), 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 by creating an account on the following web site: <https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 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."

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(c) (2006 & Supp. IV 2010). 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, Deborah Waller at (202) 616-0646 for any further assistance of your request. 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, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at (202) 741-5770; toll free at 1-877-684-6448.

Sincerely,

Ofelia C. Perez

Ofelia C. Perez
Government Information Specialist
Office of the General Counsel

Enclosure

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 04-10-2018 BY [REDACTED] NSIDG

b6 -1
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[REDACTED] Transcript

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12/20/2017

263D-HQ-[REDACTED]-10

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FBI 18-cv-01766-369

1 UNITED STATES DEPARTMENT OF JUSTICE
2 OFFICE OF THE INSPECTOR GENERAL
3

4 -----X
5 IN RE: :

6 INTERVIEW OF [REDACTED] :

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7 -----X
8
9
10 Interview of

December 20, 2017

Washington, D.C.

11 [REDACTED] b6 -2
b7C -2
12

13 By the U.S. Department of Justice, Office of the Inspector
14 General, at the Department of Justice Building, beginning
15 at 2:30 p.m. before:
16

17 FOR THE OFFICE OF THE INSPECTOR GENERAL:

18 Per OIG (b)(6), (b)(7)(C) Oversight and Review Division

19 Per OIG (b)(6), (b)(7)(C) Oversight and Review Division

20 DANIEL BECKHARD, Assistant Inspector General
21

22 FOR THE WITNESS:

23 None.
24
25

DEPOSITION SERVICES, INC.
12321 Middlebrook Road, Suite 210
Germantown, Maryland 20874
Phone: (301) 881-3344

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1	I N D E X	
2	EXHIBITS	
3	EXHIBIT NUMBER	PAGE NUMBER
4	None.	
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1 To protect the integrity of our investigation we
2 request that you not discuss the contents with others. Is
3 that okay?
4 [redacted] Yes.
5 Per OIG (b)(6), (b)(7)(C) And we've informed you that our
6 standard practice is to record all interviews. We're
7 doing that now. And our interviews are taken under oath.
8 If you don't have any questions we'll have you raise your
9 right hand and get going.
10 Whereupon
11 [redacted]
12 was called upon by the United States Department of
13 Justice, Office of the Inspector General, to provide a
14 voluntary sworn statement and was duly sworn.
15 Per OIG (b)(6), (b)(7)(C) If you could just give us a brief
16 overview of your career with the FBI, from when you
17 started to the present, please?
18 [redacted] Sure. I started with the Bureau
19 [redacted]
20 [redacted]
21 [redacted]
22 [redacted]
23 [redacted]
24 [redacted]
25 [redacted]

b6 -2
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b6 -2
b7C -2

Page 3

1 PROCEEDINGS
2 Per OIG (b)(6), (b)(7)(C) Okay. On the record. I am Per OIG (b)(6)
3 Per OIG (b)(6), (b)(7)(C) I'm an Investigative Counsel with the Oversight
4 and Review Division. And I'm here with Assistant
5 Inspector General Dan Beckhard and Investigative Counsel
6 Per OIG (b)(6), (b)(7)(C) And we're -- the date is December 20th,
7 2017, approximately 2:30 Eastern Time, 11:30 Pacific Time.
8 This is a VTC with [redacted] Is that right?
9 [redacted] Yes. My official name for the
10 Bureau is [redacted]
11 Per OIG (b)(6), (b)(7)(C) And you are [redacted]
12 [redacted] Is that right?
13 [redacted] That is correct.
14 Per OIG (b)(6), (b)(7)(C) And we are in an OIG Conference
15 Room on 13th Floor in Washington, D.C., 1425 New York
16 Avenue. And [redacted] you are [redacted] U.S.
17 Attorney's Office. Is that right?
18 [redacted] Yes. The U.S. Attorney's Office
19 located at [redacted]
20 [redacted]
21 Per OIG (b)(6), (b)(7)(C) Okay. So the matters that we're
22 reviewing today are allegations of misconduct in
23 connection with disclosures of non-public information to
24 the media, and subsequent statements related thereto.
25 This is a voluntary interview, and you are a fact witness.

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Page 5

1 [redacted]
2 [redacted]
3 [redacted]
4 [redacted]
5 [redacted]
6 [redacted]
7 [redacted]
8 [redacted]
9 [redacted]
10 [redacted]
11 [redacted]
12 [redacted]
13 [redacted]
14 [redacted]
15 [redacted]
16 [redacted]
17 [redacted]
18 [redacted] And I was recently promoted [redacted]
19 [redacted]
20 [redacted] That's a
21 quick overview.
22 Per OIG (b)(6), (b)(7)(C) I think I need to up my game to
23 catch up with you. All right. So, I want to get into the
24 heart of the matter about why we wanted to talk to you
25 today. [redacted] want to focus for a couple of

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1 minutes on the background, what was going on before you
2 first interview Mr. McCabe on May 9th, and get into the
3 Wall Street Journal article.

4 It's my understanding, so I want to set some
5 background facts and then, sort of, elicit your
6 recollection. It's my understanding that earlier this
7 year, in 2017, that INSD investigated a leak referral from
8 Mr. McCabe, in which [REDACTED]
9 [REDACTED] alleged that Mr. McCabe had made derogatory comments
10 about former National Security Advisor General Michael
11 Flynn and President Trump, during his private executive
12 FBI meetings.

13 And then, as we understand, you and [REDACTED]
14 scheduled a meeting with Mr. McCabe on May 9th, 2017, to
15 go over some changes in his pending draft statement
16 regarding that leak investigation [REDACTED]
17 [REDACTED] Is that right so far?

18 [REDACTED] Without knowing all of the dates
19 off the top of my head, I believe so. But let me just
20 back up and explain the process.

21 Per OIG (b)(6), (b)(7)(C) Sure.
22 [REDACTED] Just so we're all on the same page.
23 As I said, I was [REDACTED] or Internal
24 Investigations. And typically, I only get involved in
25 the -- I should say hands-on involved, or actively

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1 record.

2 So, you were telling us sort of the standard
3 process that when INSD meets with a witness they want the
4 statement to become the witness's statement. It's their
5 signed statement that, after the interview is done, the
6 notes are written up into a formal document, and sent to
7 the witness for review, to make any corrections, because
8 that statement becomes the witness's own signed statement.

9 So we got that part, and then we sort of lost
10 you. I was just trying to get some background preceding
11 the interview with Mr. McCabe, when the Wall Street
12 Journal first is raised. And so, I don't know what else
13 you were saying before we lost you.

14 [REDACTED] No, I think you captured it well,
15 as reiterating what I said. And so, I think we were going
16 onto, we went back to him and talked a little bit about
17 his statement, and then also spoke about the Wall Street
18 Journal article.

19 Per OIG (b)(6), (b)(7)(C) Yeah.

20 [REDACTED] Is that where we are?

21 Per OIG (b)(6), (b)(7)(C) Okay. Yeah. Before you get to
22 that, so with that sort of context in mind. So, it's my
23 understanding that before you actually talked to Mr.
24 McCabe about the Wall Street Journal article, that
25 everything that had been going on had been related to this

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1 involved, in investigations when it does go with our
2 senior executives. So, I was involved in the interview of
3 our Deputy Director. If you say the date was the date you
4 referred to, I will go with that.

5 The date we interviewed him, we interviewed him.
6 And then, as typical, after we do an interview of any
7 individual in Internal Investigations, my folks will write
8 it up as far as putting pen to paper. And they will put
9 together a draft statement. And then the person that we
10 interviewed has an opportunity to go through that draft
11 statement and make any corrections that they deem
12 appropriate, because it is, if you will, their signed,
13 sworn statement.

14 So, there is a lot of back and forth, which is
15 usual and standard fare, when we are putting together a
16 signed, sworn statement of anyone we have interviewed.
17 So, we interviewed Deputy Director McCabe on the date you
18 stipulated. And then [REDACTED] typed up a statement and --
19 Per OIG (b)(6), (b)(7)(C) Uh-hh. Off the record, for a
20 moment.

21 (Whereupon, the above-entitled matter went off
22 the record and back on the record.)

23 Per OIG (b)(6), (b)(7)(C) Okay, back on the record, after a
24 technical glitch. We lost our connection with [REDACTED]
25 [REDACTED] but we have recaptured it. So, back on the

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1 other leak investigation with [REDACTED] and Flynn, and
2 Trump. What was it --

3 [REDACTED] Mm-hmm?

4 Per OIG (b)(6), (b)(7)(C) -- before you actually meet with
5 Mr. McCabe on May 9th, that prompted you to actually
6 raise, or intend to show him the Wall Street Journal
7 article? How did that come up?

8 [REDACTED] You know what? I can't say
9 specifically how it came up. You have to understand the
10 climate we were dealing in. We were dealing in multiple
11 media leaks that were unfolding. And it was a little bit
12 of a blur, where there were numerous articles that were
13 coming out. And I can't pretend to give you any type of
14 timeline of that. It's just that this Wall Street Journal
15 article came to my attention.

16 I can't tell you how it came to my attention. I
17 don't know if someone referred it to me. I've got to --
18 actually, I do know. Someone had to have referred it to
19 me. And I read through it. And because it involved the
20 Deputy, and we felt it was another media leak, we thought
21 we should address it. Because at that time, I'm certain
22 that my thought process was I didn't know if it was
23 interrelated or what have you. And we asked him questions
24 about it.

25 But I can't say specifically who brought it to

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1 my attention. I don't know if it was my Assistant
2 Director. I don't know if it was someone else that we had
3 interviewed prior. But somehow, it did come to my
4 attention. And it appeared to be another media leak
5 involving the Deputy. So, we considered it wise to ask
6 questions about it.

7 Per OIG (b)(6), (b)(7)(C) And when you say another media
8 leak, are you looking at it from the perspective of
9 private conversations that the Deputy is having are being
10 disclosed without his authorization?

11 [redacted] Yes.

12 Per OIG (b)(6), (b)(7)(C) Okay.

13 [redacted] Yes. We were looking at it, yes,
14 as private conversations. Conversations that were
15 internal to our organization. Yes, all of the above.

16 Per OIG (b)(6), (b)(7)(C) Okay. So now, if you could, kind
17 of, put us in the setting, as much as you remember, when
18 the -- so, for the record, the interview takes place on
19 May 9th, 2017. And I should say, you know, as best you
20 recall in terms of dates, when we talk about more dates,
21 for the rest of this interview, we're only looking for
22 your best approximation as you can recall.

23 But on May 9th, when you first talked to Mr.
24 McCabe about the Wall Street Journal article, give us as
25 best as you can recall, put us in the setting in terms of,

1 who was present? Where are you? How does it come up, et
2 cetera?

3 [redacted] Okay. I'm going to do the best
4 that I can. Because, there were a couple of meetings.
5 And sometimes I meet with the Deputy where it's not
6 pertaining to this matter. But I think with this matter,
7 what was involved was, it was, I think, solely just [redacted]
8 [redacted] and myself that were present.

9 And I tell you, if there's write-ups that
10 contradict that, because -- and I only say that because
11 [redacted] was present for an interview or two, also,
12 with the Deputy. But on this particular one, I think on
13 the first time we discussed it, when I think it was just
14 [redacted] and myself, in his office. All the interviews
15 took place in the Deputy Director's Office, there at FBI
16 Headquarters, on the 7th Floor.

17 And that is when we presented him with the
18 article and gave him a chance to review it. And
19 basically, again, I'm sure there was, you know, some
20 conversation. But the basic question was to ask him if he
21 felt this was a media leak, or if he had authorized the
22 disclosure of this information, or had given anyone
23 permission to have this type of information exchange with
24 the media.

25 Per OIG (b)(6), (b)(7)(C): Let me ask you, before we get to

1 some of those substantive questions, let me tick off a
2 couple of questions about the setting. So, as I
3 understood, you said, in the room, the Deputy Director's
4 conference room, are you [redacted] and the Deputy. Is
5 anyone else present?

6 [redacted] On this one, as I stated, we had
7 multiple meetings with him. I believe it was myself and
8 [redacted] I throw out the name of [redacted]
9 because she was, participated in an interview or two. So,
10 my recollection, I believe it was myself and [redacted]
11 But [redacted] may have been there. But I think on
12 this first one, it might've just been the two of us. I
13 can't recall.

14 Per OIG (b)(6), (b)(7)(C) And no one from the Deputy's staff
15 present?

16 [redacted] No. We only will conduct
17 interviews with the person, the witness subject that is
18 involving -- involved in the matter.

19 Per OIG (b)(6), (b)(7)(C) How long had the interview been
20 going on, when the subject of the Wall Street Journal gets
21 raised, approximately?

22 [redacted] Oh, I have no recollection of that,
23 time frame wise.

24 Per OIG (b)(6), (b)(7)(C) Do you recall whether the Wall
25 Street Journal article gets raised in the beginning, the

1 middle, or the end portion of the interview?

2 [redacted] No, I wouldn't be comfortable
3 stipulating that. Again, I'm not the lead on this. [redacted]
4 [redacted] was the lead investigator. And so I'm not the lead
5 interviewer. I'm kind of there as a secondary. And
6 again, since this involved our Deputy Director, as I
7 stated earlier, with someone in senior executive service,
8 senior positions, I typically am present for those
9 interviews.

10 MR. BECKHARD: If I can --

11 [redacted] But I'm not the lead interviewer:

12 MR. BECKHARD: [redacted] is there any other
13 reason particular to this situation that caused you to
14 participate with [redacted] besides just the fact that it
15 was the Deputy Director?

16 [redacted] No. As other interviews took place
17 of our senior executives prior to us interviewing the
18 Deputy, I was there. That's just my own practice. We
19 interviewed EADs, Executive Assistant Directors, Assistant
20 Directors, I was present for those.

21 Per OIG (b)(6), (b)(7)(C) So why don't you then tell us what
22 happened next, once -- I assume you -- I think you said
23 you presented him with the Wall Street Journal article and
24 you gave him a chance to review it?

25 [redacted] That's correct.

1 Per OIG (b)(6), (b)(7)(C) And then, if you can just, as best
 2 you remember, tell us what happened. Does he read it? Is
 3 he sitting when he's reading it? Are you in your
 4 conference room -- his -- the Deputy's conference room,
 5 when he's reading it?
 6 [REDACTED] Again, it's his office. The Deputy
 7 Director's office in, on the 7th Floor. He has a table
 8 there, a little bit of a small conference table. But it's
 9 considered his office. But it contains a table. So yes,
 10 [REDACTED] -- we're sitting. We're conducting an interview. So
 11 we're sitting at the table and asking him questions,
 12 providing him with whatever supporting documentation that
 13 was required. Since we're talking about the Wall Street
 14 Journal article, we provided that to him.
 15 He read through it. And then, again, big
 16 picture, I can't tell you verbatim what was said. But the
 17 overarching issue, or y take-away from it was that he did
 18 not grant anyone permission to divulge the information to
 19 the media. That he personally hadn't shared the
 20 information. And he hadn't granted anyone else permission
 21 to. And that he did consider it a media leak, if you
 22 will. And --
 23 Per OIG (b)(6), (b)(7)(C) And just so we make sure we're
 24 talking about what it is, why don't we go -- can you pull
 25 up the document that would be labeled WSJ article WSJ

1 October 30th. And let me know when you have that handy.
 2 [REDACTED] I have it.
 3 Per OIG (b)(6), (b)(7)(C) So do you see, on the first page,
 4 in the upper right-hand corner, there appears to be some
 5 initials there of A-M, in cursive writing. Do you see
 6 that?
 7 [REDACTED] Yes.
 8 Per OIG (b)(6), (b)(7)(C) So, did you or [REDACTED] have
 9 Mr. McCabe initial the document when you presented it to
 10 him?
 11 [REDACTED] would've presented this
 12 to him.
 13 Per OIG (b)(6), (b)(7)(C) And does that --
 14 [REDACTED] And I'm -- go ahead.
 15 Per OIG (b)(6), (b)(7)(C) I was going to say, do you recall,
 16 do those appear to be Mr. McCabe's initials in the upper
 17 right-hand corner?
 18 [REDACTED] They appear to be, yes.
 19 Per OIG (b)(6), (b)(7)(C) So, I presume, when you were
 20 showing him this article, were you specifically directing
 21 him to the last page, the first three paragraphs, where
 22 there's an account of an August 12th call?
 23 [REDACTED] Yes. Okay. So, it may, again, I
 24 don't have all of the different drafts in front of me.
 25 This article, was this presented in our first meeting with

1 Deputy Director McCabe?
 2 Per OIG (b)(6), (b)(7)(C) It's my understanding that it was.
 3 MR. BECKHARD: Well, when --
 4 [REDACTED] Okay.
 5 MR. BECKHARD: -- you were first meeting --
 6 Per OIG (b)(6), (b)(7)(C) Oh, I'm sorry. I'm sorry. Right.
 7 The very first meeting you're talking about did not
 8 involve Wall Street Journal, correct?
 9 [REDACTED] (No audible response.)
 10 MR. BECKHARD: So there had been --
 11 [REDACTED] Yeah.
 12 MR. BECKHARD: -- an opening meeting, [REDACTED]
 13 about, about the [REDACTED] leak. Okay?
 14 [REDACTED] Yes.
 15 MR. BECKHARD: And so yours was not the first
 16 interview with Director McCabe, is my understanding.
 17 [REDACTED] When you say mine was not the, give
 18 me, I'm, I'm not clear on that.
 19 MR. BECKHARD: Okay. So, the investigation
 20 started off being about the [REDACTED] leak regarding the
 21 Flynn comments. Do you recall that?
 22 [REDACTED] I do.
 23 MR. BECKHARD: And as, as we understand it, this
 24 was a, this, the occasion of this May 2017 interview was --
 25 Per OIG (b)(6), (b)(7)(C) To go over some changes that Mr.

1 McCabe had about his pending draft statement on the
 2 [REDACTED] Flynn leak.
 3 MR. BECKHARD: Is that, is that --
 4 [REDACTED] Okay.
 5 MR. BECKHARD: -- consistent with your
 6 recollection? Or if you don't recall, you don't recall.
 7 That's fine. But --
 8 [REDACTED] I believe that's consistent, but I
 9 just got confused, Dan, when you said I wasn't involved.
 10 Because I was involved, I think, in that first interview.
 11 MR. BECKHARD: Oh, okay.
 12 [REDACTED] With Deputy Director McCabe.
 13 MR. BECKHARD: All right. Very good. Good.
 14 [REDACTED] So that's why I just wanted to
 15 clarify. And that's why, again, when you asked me, too,
 16 who was in the room, because at the first interview of
 17 him, and like I said, if I had the drafts or had the exact
 18 dates, the first interview, I know for, I'm relatively
 19 certain, it was [REDACTED]
 20 [REDACTED] and myself.
 21 MR. BECKHARD: Okay.
 22 [REDACTED] At the first interview.
 23 MR. BECKHARD: That makes sense to us.
 24 [REDACTED] And then, okay, and then there was,
 25 well, there were, I think, a couple of follow-ups. But

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1 in, I think, the first follow-up, where I believe the Wall
2 Street Journal article was introduced, it might've just
3 been [REDACTED] and I. But that's where I get a little murky.
4 MR. BECKHARD: Okay. That's not a problem.
5 Per OIG (b)(6), (b)(7)(C) Right. And so when this Wall
6 Street Journal article first comes out and you're asking
7 Mr. McCabe to look at it, you were giving us your take-
8 away, that he had not been granted permission to divulge
9 the information; he didn't authorize it; he considered it
10 a leak. And then I just wanted to make sure that we were
11 speaking on the same page, in terms of what the
12 information was.

13 And so, I was showing you a copy of the Wall
14 Street Journal article that I've been told was the copy
15 you gave to Mr. McCabe. He initialed it, at the time.
16 And it's my understanding that the standard practice that
17 you were doing with respect to this article was directing
18 witnesses to the last page, the first three paragraphs,
19 and then starting your questions from there.

20 And so --
21 [REDACTED] I believe that's accurate.
22 Per OIG (b)(6), (b)(7)(C) So yeah, why don't you take a
23 moment, if you haven't already, to read those first three
24 paragraphs on the last page, beginning with, according to,
25 Do you see that?

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1 [REDACTED] I do.
2 MR. BECKHARD: Who's waiting for whom?
3 Per OIG (b)(6), (b)(7)(C) I'm waiting for [REDACTED]
4 [REDACTED] Okay. We're fine.
5 MR. BECKHARD: All right.
6 Per OIG (b)(6), (b)(7)(C) So when --
7 [REDACTED] I read those paragraphs.
8 Per OIG (b)(6), (b)(7)(C) So when you were saying a moment
9 ago that Deputy Director McCabe hadn't granted anyone
10 permission to divulge information, were you referring to
11 the account of a call that he had on August 12th, with an
12 unnamed senior DOJ official, as reported on the last page,
13 first three paragraphs?
14 [REDACTED] Yes, I -- I believe that is the
15 case.

16 Per OIG (b)(6), (b)(7)(C) Do you remember what his reaction
17 was, when he saw, when he read this? Was -- well, I'll
18 stop there.

19 [REDACTED] What his reaction was?

20 Per OIG (b)(6), (b)(7)(C) Right.

21 [REDACTED] Well, obviously, he didn't recall
22 the conversation. And he was still a bit, you know,
23 incensed. And he was pretty emphatic that, one, it, for
24 the most part, it was accurate. And he did question the
25 fact of stopping, you know, being requested to stop an

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1 investigation. But he walked us through that
2 conversation.

3 Per OIG (b)(6), (b)(7)(C) Was he incensed about the August
4 12th conversation, what had transpired then? Or was he
5 incensed about seeing it appear in the paper?

6 [REDACTED] Well, he had -- he was very
7 passionate about the actual conversation, itself. And
8 then, you know, disappointed that it was appearing in the
9 publication.

10 Per OIG (b)(6), (b)(7)(C) So, he said the account, as
11 recorded, the account of the August 12th call, as reported
12 in this October 30th Wall Street Journal article, is
13 accurate? Is that right?

14 [REDACTED] I'm not going to say that he said
15 it was accurate. Like I said, he walked us through it.
16 And of course he confirmed the call happened and that
17 there was an exchange. But like I said, he walked us
18 through it. So I'm not going to say it's verbatim
19 accuracy, the way it's presented. But he walked us
20 through the conversation.

21 MR. BECKHARD: [REDACTED] did -- and we're not
22 trying to play games with you here on this, because there
23 doesn't seem to be a lot of dispute about it. But did he
24 say anything to you, to the effect of, hey, this is wrong;
25 this didn't happen this way?

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

Page 21

1 [REDACTED] You know what, I don't recall,
2 because he was very emphatic of, hey let me -- this is
3 what happened.

4 MR. BECKHARD: Okay.

5 [REDACTED] And he walked us through what
6 happened.

7 MR. BECKHARD: Do you recall --

8 [REDACTED] Uh --

9 MR. BECKHARD: Okay. Do you recall thinking
10 that --

11 [REDACTED] Go ahead --

12 MR. BECKHARD: -- gee, the article is different
13 from what Deputy Director McCabe is telling us?

14 [REDACTED] No. Well, I will say, again,
15 because what's captured in our -- in the draft statement,
16 and I'd have to read through it, because what's captured
17 there is accurate to what was told to us.

18 MR. BECKHARD: Okay. We'll, and we'll get to
19 that. We don't have to spend more time on this. Go
20 ahead.

21 Per OIG (b)(6), (b)(7)(C) No, that's fine. So, it sounds
22 like, from your earlier take-away, that he was asked
23 whether or not he authorized the account of the August
24 12th call to be disclosed to the Wall Street Journal. And
25 as I understand it, his response to you was, no, he had

b6 -2
b7C -2

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b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 not authorized that?
 2 [REDACTED] To my recollection, yeah, that's
 3 correct. And I hate to say it, a little bit gentlemen,
 4 there's another article that's at play here. And I'm, I
 5 just, I'd -- yeah, I just want to make sure I'm not
 6 confusing the two, because, just with the volume of what I
 7 have on my plate, that's why these statements are written
 8 very shortly after we do the interview. And I have to
 9 rely on those.

10 Per OIG (b)(6), (b)(7)(C) And we are going to get to that.
 11 [REDACTED] Right. No, it's fine.

12 Per OIG (b)(6), (b)(7)(C) I'm sorry. I proved that I'm
 13 talking over. I was just mentioning, we are going to get
 14 to that statement soon. We just wanted to, sort of, flesh
 15 out what your best recollection is, before we turn to
 16 that.

17 And so, again, I understand -- let me ask you
 18 this. So when you're going over, with Mr. McCabe, the
 19 August 12th call that's described in the last, excuse me,
 20 last page, first three paragraphs, Mr. McCabe said that he
 21 did not know who the source of the information was?

22 [REDACTED] No. When you say the source of the
 23 information, that who told the press about it? Or who the
 24 DOJ official is that's highlighted in the article?

25 Per OIG (b)(6), (b)(7)(C) Yeah. More the former, that he

1 didn't know who disclosed this to the Wall Street Journal?
 2 [REDACTED] I don't believe he could be, yeah,
 3 he couldn't be certain of that. But he knew that it was a
 4 small group of people. Obviously it was the person he was
 5 talking to on the phone. And then he relayed to us that
 6 as he was having that conversation that he might've had
 7 one or two staffers, from my recollection, I'd have to
 8 defer to the statement, but they might've been present in
 9 the room, when he was having the call.

10 Per OIG (b)(6), (b)(7)(C) So those are people who may have
 11 known about it. But he didn't authorize it, and he didn't
 12 know who presented it, or disclosed it, to the Wall Street
 13 Journal?

14 [REDACTED] That is my recollection.

15 Per OIG (b)(6), (b)(7)(C) Was he -- when he was reading this
 16 article, and in particular the last page, first three
 17 paragraphs, was it your impression that this was the first
 18 time that he became aware that the account of his August
 19 12th call was appearing, and in paper? Or did he know
 20 about that before the interview?

21 [REDACTED] I believe he knew about it before.
 22 I don't think this was the first time he had seen this
 23 article. I don't believe so.

24 Per OIG (b)(6), (b)(7)(C) Did he tell you anything about
 25 that, his prior recollection or reaction to the article?

1 [REDACTED] I would imagine he did. And again,
 2 I'm sure it would be in the signed, sworn statement.
 3 Per OIG (b)(6), (b)(7)(C) Okay. A moment ago you were
 4 talking about the fact that the August 12th call, who may
 5 have known about it. As I read the article, the way it's
 6 described, the call, that is, it sounds like it's a
 7 private conversation. And so my question is, was any
 8 effort made, during your interview, to have Mr. McCabe
 9 identify who was present during the August 12th call with
 10 DOJ; or who he recounted the August 12th call to, to try
 11 and find out who might be the source who disclosed it to
 12 the Wall Street Journal?

13 [REDACTED] I would assume we did ask that
 14 question.

15 Per OIG (b)(6), (b)(7)(C) Okay. But nothing jumps out to
 16 you, right now?

17 [REDACTED] As far as?

18 Per OIG (b)(6), (b)(7)(C) Questions about, Mr. McCabe, we
 19 want to try and find out who's leaking information without
 20 your permission on sensitive information to the paper.

21 [REDACTED] No, I'm certain we did ask him that
 22 question. Keep in mind, folks, the volume of case work
 23 that we had in my office, along with the fact, and this is
 24 where I have, I'm struggling a little bit, we interviewed
 25 a large number of folks on this matter. And so we get

1 differing comments/perspectives. And that's why I want to
 2 make sure I'm holding the right people accountable for
 3 their statements.

4 Per OIG (b)(6), (b)(7)(C) Sure.

5 [REDACTED] And that's why I'm so sensitive to
 6 referring to those signed, sworn statements. Because we
 7 talked about this issue with varying people. And they all
 8 had their own perspective on it.

9 Per OIG (b)(6), (b)(7)(C) No, no, I understand. We're going
 10 to move quickly towards that. I just have a couple of
 11 quick questions before we get to that. At any point
 12 during the conversation or interview that you had with
 13 Mr. McCabe on May 9th regarding the Wall Street Journal
 14 article, does he question you about why you're asking him
 15 about Wall Street Journal when everything prior to that
 16 point had been about the [REDACTED] Flynn leak investigation?

17 [REDACTED] I don't recall. And again, I'm
 18 sure we let him know that we were looking at a lot of
 19 media leaks. You know, there had been a lot of media
 20 leaks occurring within the FBI. And so I'm sure we let
 21 him know this is, you know, we were wondering if this was
 22 another one. And we're questioning him and wanting to get
 23 his input on this one.

24 Per OIG (b)(6), (b)(7)(C) So again, some of these questions,
 25 I just want to make sure I tick them off, for the record.

1 Did he express any confusion about the relevance of the
2 Wall Street Journal article, to his -- it's my
3 understanding that he actually referred the [REDACTED]
4 [REDACTED] leak. And so did he express any confusion about the
5 relevance of this article to the existing investigation?
6 [REDACTED] It is accurate. He did refer the
7 [REDACTED] matter to us. And I can't recall if he
8 specifically asked us that question or expressed that
9 concern.

10 Per OIG (b)(6), (b)(7)(C) Do you have any sense about how
11 long the, approximately, how long the discussion lasted on
12 the Wall Street Journal? Are these just kind of quick
13 questions that you've got the answers to; he didn't
14 authorize it; he didn't know who did it; bang-bang done?
15 [REDACTED] No. The interview is always
16 conversational. It's conversational. It's an exchange.
17 So, it takes a little bit of time. It was a
18 conversational interview. During the meeting, excuse me,
19 during the interview on the Wall Street Journal, are you,
20 [REDACTED] and Mr. McCabe present in his conference room
21 the entire time?

22 [REDACTED] Again, I'm just going to stipulate,
23 it's not a conference room, it's his office.
24 Per OIG (b)(6), (b)(7)(C) Office, I'm sorry.
25 [REDACTED] We're in his office, and there is a

1 table in his office that is, you know, a conference table,
2 if you will. But yes, we are in his office the whole
3 time, sitting at this table, having the interview.

4 Per OIG (b)(6), (b)(7)(C) And that, presumably, is where he
5 initialed the Wall Street Journal article?

6 [REDACTED] Everything transpired at that
7 table, in his office.

8 Per OIG (b)(6), (b)(7)(C) How does the meeting end? Does it
9 end in you're going to send him a revised statement with
10 the Wall Street Journal added? Is -- or does it end in an
11 abrupt way; he's got to rush off to another meeting? Can
12 you give us a sense about that?

13 [REDACTED] We had multiple meetings with him.
14 No, it, I don't recall any of our interviews ending in any
15 type of abrupt manner. I, I'm certain we were wrapping
16 up. I mean, he is always on a tight schedule.

17 I know I think it, and this is why I don't know
18 if it was this interview. But at one interview, I
19 believe, you know, his secretary came in and alerted him
20 that, you know, he did have another scheduled meeting.
21 And he let her know, thank you, and we continued on, and
22 in order to finish our interview.

23 And then, of course, letting him know that, yes,
24 the draft statement, we would write up the results of this
25 and get him a draft signed, sworn statement. And then

1 he'd be able to, again, put in his appropriate commentary
2 and make sure it was true and accurate. And we would go
3 from there.

4 But I don't recall anything when you say abrupt.
5 No, I wouldn't say any of our meetings were abrupt-ending
6 in nature. But again, if you call something what I just
7 described abrupt, I guess that's left to interpretation.

8 MR. BECKHARD: [REDACTED] did you feel that the
9 discussion regarding the Wall Street Journal article was
10 full and complete with Deputy Director McCabe? Was there
11 any sense in which it was rushed?

12 [REDACTED] I, I don't recall thinking that. I
13 don't recall it being rushed. I -- no, I don't.

14 Per OIG (b)(6), (b)(7)(C) Was anyone taking notes during
15 this interview?

16 [REDACTED] During all of our interviews the
17 inter -- our, during all of our interviews notes are
18 taken. I did not take any notes. But [REDACTED] and
19 [REDACTED] they would've taken notes.

20 Per OIG (b)(6), (b)(7)(C) Did Mr. McCabe take notes during
21 the interview?

22 [REDACTED] Did he take notes? I know he had a
23 pad and pen in front of him. I'm not sure if he utilized
24 it or not. But I believe he did have a pad and pen in
25 front of him. But I'm not certain it was utilized. And

1 well, I know at one point, in one of the interviews, if
2 you will, we gave him a tasking where he needed to follow
3 up and potentially look through his calendar for a couple
4 of things. And I think he did jot that down. But as far
5 as during the interview, I don't recall. I think only he
6 jotted down notes when we were asking him to follow up on
7 matters.

8 Per OIG (b)(6), (b)(7)(C) On the questions about, did he
9 authorize the disclosure of the August 12th call that
10 appeared in the paper. And you'll see the last, the 3rd
11 paragraph from the top, there is a quote, are you telling
12 me that I need to shut down a validly predicated
13 investigation, Mr. McCabe asked, according to people
14 familiar with the conversation. Do you see that part?
15 [REDACTED] I do.

16 Per OIG (b)(6), (b)(7)(C) When you're asking him -- well,
17 first of all, did he, do you recall, did he say, did he
18 say that he -- those words actually came from his mouth at
19 one point in time?

20 [REDACTED] I can't recall if he said exactly
21 verbatim in those words that are listed on the page, but
22 something very similar to it; something very close. The
23 sentiment was there, absolutely.

24 Per OIG (b)(6), (b)(7)(C) And so when you're asking him
25 questions about the account of the call and the quotes

1 that are put in the paper, is he, at any point, expressing
2 hesitation or lack of recollection on whether or not he
3 authorized it or knew who the source was?

4 [REDACTED]: I don't recall. I don't believe
5 so. It's kind of like me. As you're asking me these
6 questions, you know, your memory, you start to pause a
7 little bit, and you recollect what exactly did happen.
8 But I, during the interview, I got the impression he was
9 forthcoming. And he was answering our questions. But I
10 think the only pause or hesitation was for memory and
11 recall and trying to put it all together.

12 MR. BECKHARD: (*Indiscernible 43:10) want to go
13 through this later.

14 Per OIG (b)(6), (b)(7)(C) Well, why don't we turn now to the
15 next document, which would be the draft statement that was
16 sent to Mr. McCabe shortly after the May 9th interview.
17 And it should be labeled INSD McCabe Draft Statement, May
18 12th, 2017. And just, sort of, raise your hand when you
19 have that up and ready.

20 [REDACTED]: I'm sorry. What is it titled,
21 again?

22 Per OIG (b)(6), (b)(7)(C) It's entitled INSD McCabe Draft,
23 S-T-M-T, for Statement, May 12th, 2017.

24 [REDACTED]: Okay. I believe I have that pulled
25 up.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) Okay. And so the first page is an
2 e-mail sent from [REDACTED] on May 12th, to Mr. Andrew G.
3 McCabe, with a copy to [REDACTED] and yourself. And
4 the subject is revised statement.

5 And the first three lines of the e-mail state,
6 Acting Director McCabe, thank you, very much for your time
7 on Tuesday. Please see the attached revised version of
8 your statement. You will note, your requested changes
9 have been made. And we added a short paragraph in
10 parenthesis, beginning on page 10, relative to your
11 recollection of circumstances pertaining to the Wall
12 Street Journal article we reviewed with you.

13 Do you see that?

14 [REDACTED]: I do.

15 Per OIG (b)(6), (b)(7)(C) Do you remember receiving this
16 e-mail?

17 [REDACTED]: Yes. I mean, sure. I receive
18 thousands of e-mails. But yes, vaguely, I do.

19 Per OIG (b)(6), (b)(7)(C) So if you turn to page 10, at the
20 bottom, let me know when you're there. It begins, on May
21 9th, 2017.

22 [REDACTED]: Mm-hmm?

23 Per OIG (b)(6), (b)(7)(C) So --

24 [REDACTED]: Yes, I'm there.

25 Per OIG (b)(6), (b)(7)(C) -- can you read from the bottom of

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 10 to the top of 11, to yourself. Take a moment to read
2 that. And then let me know when you're done. The
3 question is going to be, is that paragraph an accurate
4 reflection of statements that Mr. McCabe made to you and
5 [REDACTED] under oath, on May 9th, 2017.

6 [REDACTED]: Okay, yes. I've read both. And
7 that seems accurate to me. And I think it speaks to what
8 I shared with you earlier.

9 MR. BECKHARD: Did -- would it have been your
10 practice, [REDACTED] to review something like this before
11 it went to the Deputy Director?

12 [REDACTED]: No.

13 MR. BECKHARD: So it would've gone directly --

14 [REDACTED]: No.

15 MR. BECKHARD: Okay. So it wouldn't have gone
16 directly from you?

17 [REDACTED]: No. It would've gone -- I'm sorry,
18 go ahead, Dan?

19 MR. BECKHARD: That's okay. It would've gone
20 directly from [REDACTED] to the Deputy Director?

21 [REDACTED]: Yes. That is correct.

22 MR. BECKHARD: I'm taking from your response to
23 reading it that there's nothing in it that strikes you as
24 being inconsistent with your recollection of the
25 conversation with the Deputy Director on May 9th?

b6 -1
b7C -1
b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

1 [REDACTED]: That is true.

2 MR. BECKHARD: All right.

3 [REDACTED]: Yes. And just so you know, just to
4 further elicit, again, keep in mind I wasn't the lead
5 investigator on this matter. [REDACTED] and -- [REDACTED] and
6 [REDACTED] were.

7 And again, just because of my responsibilities
8 as [REDACTED] I told them, and I specifically
9 remember, with the draft statement of the interviews I was
10 a part of, get those out because we want to get them
11 finalized. So I didn't want to impede progress in the
12 time frame where, obviously, again, it's Deputy Director
13 McCabe's statement, along with all of the senior
14 executives.

15 And I only told them, if there were issues or
16 concerns where we all needed to, kind of, reconvene, if
17 you will, where something of substance needed to be
18 figured out or was being questioned, then let me know.
19 But write it up, push it out.

20 MR. BECKHARD: Are you familiar with, in the
21 course of your, of your position as [REDACTED] did you
22 become familiar with the overall work product of [REDACTED]

23 [REDACTED]: Absolutely.

24 MR. BECKHARD: And did you find him to be,

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -1
b7C -1
b6 -2
b7C -2

1 generally speaking, accurate in the way he was able to
2 characterize information that had been provided by
3 witnesses in advance of the -- in the course of drafting
4 their signed, sworn statements?

5 [redacted] Yes. [redacted]

6 [redacted]
7 [redacted]
8 [redacted]
9 [redacted]
10 [redacted]
11 [redacted]
12 [redacted]
13 [redacted]
14 as an investigator in Internal Investigations.

15 MR. BECKHARD: So, if [redacted] drafted a
16 summary of what he heard in the interview, you would
17 consider that to be a reliable and accurate statement of
18 what that witness told him?

19 [redacted] Yes, I would.

20 Per OIG (b)(6), (b)(7)(C) So, if you can then speak to what
21 happened next after this draft statement is sent to Mr.
22 McCabe, do you know what efforts were taken or steps to
23 get him to sign the document? Does your boss, Nancy
24 McNamara, reach out to him? Do you try and schedule
25 something at his executive calendar? How does that

b6 -1,2
b7C -1,2

b6 -1
b7C -1

b6 -2
b7C -2

1 process work?

2 [redacted] Again, since that's left to the
3 investigators to handle, and primarily, like you see this
4 email that [redacted] had sent to Deputy Director McCabe, I'm
5 sure [redacted] was coordinating. I know on a couple of
6 occasions [redacted] did come to me as [redacted] and
7 said we still haven't gotten the signed statement from
8 Deputy Director McCabe. And again, keep in mind, everyone
9 has a hectic schedule, whenever. That's normal when it
10 comes to our senior executives in this process. So
11 sometimes, you know, if I saw one of them, I would make an
12 overture and reference, don't forget to look at the
13 statement. You know, we'd like to get that signed off by
14 you.

15 I don't believe, you specifically asked about
16 Nancy McNamara, our Assistant Director of Inspection
17 Division. I'm certain I briefed her on the status of
18 things. I don't recall her ever getting engaged, but not
19 to say that she didn't. She was briefed on the matter. I
20 don't know if Nancy took any overt action as far as asking
21 the Deputy to do, you know, to review it and sign it. I'd
22 have to defer to her, but of course I kept her briefed on
23 the state of the union of the investigation. But, yeah, I
24 would assume [redacted] might have sent multiple emails. I
25 would assume. I don't have any proof of that. I mean,

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -1
b7C -1

1 that, again, is something [redacted] would have to say.

2 But again, that's normal course of action is to
3 either send emails or to have a telephone call to the
4 person saying don't forget about that signed sworn
5 statement.

6 Per OIG (b)(6), (b)(7)(C) And actually, I do want to ask one
7 other question, sort of when the interview ends and before
8 the draft is sent to Mr. McCabe. Do you and [redacted]
9 talk about what happened, or did you talk about what
10 happened, and were the responses that Mr. McCabe gave you
11 about the Wall Street Journal article what you expected to
12 hear, or were they different than what you expected? Can
13 you just talk about that for a minute, if you recall
14 anything?

15 [redacted] Sure. [redacted] and I, along with all
16 the other investigators assigned, I always talked to them
17 about interviews, results of interviews. Absolutely we
18 talked about it. And again, as far as, when you say was
19 it expected, was it not expected? We're investigators.
20 We always strategize on if it goes right, if it goes left,
21 if it goes up, if it goes down.

22 I'm sure we had varying discussions. I know we
23 did. I, so, when you say after this interview, we had
24 numerous discussions about this. And, yes, we talked
25 strategy. We talked before interviews, if we got certain

b6 -1
b7C -1

b6 -1
b7C -1

b6 -1,2
b7C -1,2

1 responses how we would react. Absolutely we had those
2 conversations.

3 Per OIG (b)(6), (b)(7)(C) : So it's fair to say that after the
4 interview ended on May 9th, you and [redacted] talked, and
5 you had a, a common understanding about what [redacted]
6 excuse me, what Mr. McCabe said with respect to the Wall
7 Street Journal article before [redacted] prepared the
8 draft statement and sent it off to Mr. McCabe?

9 [redacted] I would, I would say that there
10 was, that [redacted] and I definitely talked about the interview
11 afterwards as, like I said, as normal course of business.
12 And then he prepared the drafts for his statement. It was
13 just that methodical. That's the process.

14 Per OIG (b)(6), (b)(7)(C) Okay.

15 Per OIG (b)(6), (b)(7)(C) Can I ask a question [redacted]
16 [redacted] do you remember having given, having been given
17 this information from the Deputy Director about his view
18 that the information about the August 12th conversation
19 was a leak? Did you and [redacted] talk about what steps
20 to take next in reliance on that information?

21 [redacted] What investigative steps to take?
22 Per OIG (b)(6), (b)(7)(C) Yes, that's my question. Is, what
23 did you guys talk about doing now that you had that
24 information?

25 [redacted] Who else we needed to interview.

b6 -1
b7C -1

b6 -2
b7C -2
b6 -1
b7C -1

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

1 We talked, again, strategy and let's, let's see who else
2 we need to get, we need to interview. Because, of course,
3 the goal of this type of investigation is to figure out
4 who the leak is. So we either need to corroborate what
5 the person is saying. We need to find out who else, you
6 know, who else we needed to interview. But yes, we had
7 those, those kind of conversations.

8 **Per OIG (b)(6), (b)(7)(C)** Was there priority given to that
9 because it was a leak of private information affecting a
10 Deputy Director?

11 **Per OIG (b)(6), (b)(7)(C)** Priority given to who to interview
12 or priority given to this investigation overall?

13 **Per OIG (b)(6), (b)(7)(C)** Well, both. I'm wondering if, if
14 the information he provided you caused a ramp-up in the
15 activity of trying to figure out who was responsible for
16 the Wall Street Journal article.

17 **Per OIG (b)(6), (b)(7)(C)** Oh, sure. It, it created, yeah,
18 more investigative, if you will a little bit of zeal.
19 Yeah. Like any, once you find out new information, you
20 move forward. But, yeah, sure, we started to think about
21 other people that we needed to interview, and we started
22 to prioritize and put a list together and move forward.
23 Sure.

24 But all, again, the time frame of all of this,
25 keep in mind we have a lot of media leak investigations.

1 We were, we were juggling, or I should say I was juggling
2 live balls. And all the media leak investigations had a
3 high priority for me. And working with your office and
4 different parts of your office, so the media leak
5 investigations were a very high priority overall.

6 **Per OIG (b)(6), (b)(7)(C)** And I know you had a lot going on in
7 terms of media leaks in general, but do you remember
8 specifically with respect to this investigation the
9 details of what you and **Per OIG (b)(6), (b)(7)(C)** decided had to happen
10 next to follow-up?

11 **Per OIG (b)(6), (b)(7)(C)** No. I don't recall specifically.
12 I don't recall. But I'm, I'm sure there was interviews of
13 people we wanted to do. But I, I can't specifically
14 recall. Keep in mind, these are, these are my people that
15 I interact with all the time. I, I, I've got hundreds of
16 cases going all the time. But this, we talked about
17 strategy, and we keep moving. But, of course we had a
18 plan that we put in place.

19 MR. BECKHARD: Before we move on, last, and I
20 apologize, this is coming at the same question from just
21 one last angle, **Per OIG (b)(6), (b)(7)(C)** Now you've had a chance to
22 review the signed sworn statement, and we've been talking
23 about the interview with Mr. McCabe that happened,
24 according to our information, on or about May 9th, 2017.
25 Sitting here today, is there any doubt in your mind that

1 Mr. McCabe told you that he did not authorize the
2 disclosure in the Wall Street Journal about his
3 conversation with the Department of Justice official?
4 **Per OIG (b)(6), (b)(7)(C)** No. There is no doubt.

5 MR. BECKHARD: And is there any doubt in your
6 mind that he told you he didn't know who authorized or
7 who, who disclosed that information to the Wall Street
8 Journal?

9 **Per OIG (b)(6), (b)(7)(C)** At this, at this time, no. There,
10 not to my recollection. No, he, I stand by what is
11 contained in the signed sworn statement, the draft.

12 MR. BECKHARD: Thank you.

13 **Per OIG (b)(6), (b)(7)(C)** And then, so, moving the, the
14 matter forward in time, it's our understanding that
15 ultimately a follow-up interview was scheduled with Mr.
16 McCabe on August 18th, 2017. But before turning to that
17 interview, I want to ask you a couple of questions about
18 the time frame from when the draft statement is sent out
19 on May 12th, the one that I just asked you to pull up to
20 August 17th, or right before the interview begins on
21 August 18th.

22 Between May 9th and August 17th, do you know,
23 had Mr. McCabe contacted INSD to express that he wanted to
24 change his statements that he made to you in the May 9th
25 interview regarding the October 30th Wall Street Journal

1 article?

2 **Per OIG (b)(6), (b)(7)(C)** I will say he did not contact me.
3 That's all I can say specifically. I don't know if he
4 contacted someone else in Inspection Division, my AD, my
5 DAD. But I can speak to the fact with complete surety, he
6 did not contact me.

7 **Per OIG (b)(6), (b)(7)(C)** Did you ever hear from, from **Per OIG (b)(6), (b)(7)(C)**

8 **Per OIG (b)(6), (b)(7)(C)**

9 MR. BECKHARD: **Per OIG (b)(6), (b)(7)(C)**

10 **Per OIG (b)(6), (b)(7)(C)** What did I say?

11 MR. BECKHARD: Mister.

12 **Per OIG (b)(6), (b)(7)(C)** Sorry. Did you ever hear from **Per OIG (b)(6), (b)(7)(C)**
13 **Per OIG (b)(6), (b)(7)(C)** or anyone else in INSD that Mr. McCabe
14 had reached out to INSD to revise his draft statement
15 between May 12th and August 17th?

16 **Per OIG (b)(6), (b)(7)(C)** Again, I've got to clarify, INSD,
17 Inspection Division is very large.

18 **Per OIG (b)(6), (b)(7)(C)** Um-hmm.

19 **Per OIG (b)(6), (b)(7)(C)** I have, I had a section within
20 Inspection Division, Internal Investigations, of which
21 **Per OIG (b)(6), (b)(7)(C)** and **Per OIG (b)(6), (b)(7)(C)** are supervisory special
22 agents in, and I'm **Per OIG (b)(6), (b)(7)(C)** So again, when you
23 say INSD, I think of the larger umbrella. And so, I can't
24 speak to that. That's why I say, I don't know if there is
25 contact with my AD, my DAD. I can't speak to that.

1 Did he contact myself or did he contact the two
2 agents? I can speak with complete surety, he did not
3 contact me. I can, I, I have on pretty high authority and
4 comfort level that if he would have contacted one of the
5 two agents, they would have informed me of it. But, as
6 far as my superiors, I would think they would have told
7 me. I just can't speak to it when you talk about the
8 entire Inspection Division.

9 MR. BECKHARD: If he were to reach out to
10 correct his, to correct his statement, the logical person
11 to reach out to would have been [redacted] or yourself or
12 perhaps [redacted] isn't that right?

13 [redacted] Absolutely.

14 MR. BECKHARD: All right.

15 [redacted] We would have had to have been
16 notified because we would have done the follow-up
17 interview.

18 Per OIG (b)(6), (b)(7)(C) And sort of some similar
19 questions. Between May 9th to August, well, I should say
20 between May 12th to August 17th, did Mr. McCabe raise to
21 either yourself or [redacted] or [redacted] that he didn't
22 intend to sign his statement pending due to inaccuracies
23 before the follow-up interview?

24 [redacted] That was, during that time, again,
25 my time frames are off because at some point, I was

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

1 except for one.

2 Per OIG (b)(6), (b)(7)(C) Okay. So it's my understanding
3 that Mr. McCabe is reinterviewed on August 18, 2017. And
4 [redacted] and [redacted] are the ones who are there for
5 the interview. And they --

6 [redacted] Okay.

7 Per OIG (b)(6), (b)(7)(C) And they've done subsequent
8 investigation and interviews between May 9th, when Mr.
9 McCabe was first interviewed and his reinterview on August
10 18th. And they have follow-up questions for Mr. McCabe
11 about the Wall Street Journal article based upon what they
12 learned in these other interviews. Do you recall after
13 this interview is done, does [redacted] and/or [redacted]
14 brief you about developments that they learned from the
15 August 18th interview?

16 [redacted] Yes. They did debrief me after
17 that interview. Yes.

18 Per OIG (b)(6), (b)(7)(C) Can you tell us about that, what,
19 what they told you?

20 [redacted] Well, at that time, and I know it's
21 not in front of, well, it's not right in front of me. We
22 spoke about it telephonically where there were now some,
23 and there were, there was a different, Deputy Director
24 McCabe had; if you will, made some statements in that
25 interview that were different than statements made prior.

b6 -1
b7C -1

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

1 informed that, and I'm trying to play it through my head
2 right now. But at some point, I was informed that he,
3 that the Deputy was not going to sign his signed sworn
4 statement because there were other matters that were
5 happening with the IG's Office and other things that were
6 unfolding where he was not going to sign his signed sworn
7 statement.

8 I, I don't recall that being in relation to
9 pending inaccuracies. There was just a lot more at play
10 where there was concern with him signing his signed sworn
11 statement.

12 Per OIG (b)(6), (b)(7)(C) Okay. Well, why don't we turn to
13 the follow-up interview on August 18th? Unless, do you
14 have anything?

15 MR. BECKHARD: Nope, go ahead.

16 Per OIG (b)(6), (b)(7)(C) You didn't, you didn't attend that
17 interview, did you?

18 [redacted] Again --

19 Per OIG (b)(6), (b)(7)(C) It's my understanding you didn't.

20 [redacted] The, well, yeah, because I, I'm
21 sorry, the dates just aren't going to ring a bell. I will
22 say this. There is one interview that [redacted] and [redacted]
23 did with the Deputy in my absence. And if that is the
24 date of it, then that is the date of it. But I was
25 present for all interviews of Deputy Director McCabe

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

1 And [redacted] and [redacted] briefed me on that.
2 And then [redacted] sent me a very extensive email after our
3 telephonic conversation.

4 And that telephonic conversation, it was
5 actually a conference call. I was traveling, and [redacted] and
6 [redacted] were in a room. And the three of us spoke about
7 the interview telephonically. And then [redacted] sent me, I
8 don't know if it was either that day, the next day, two
9 days later. He sent me a very extensive email with his
10 concerns.

11 Per OIG (b)(6), (b)(7)(C) And, and we'll get to that in a
12 moment. I just want to see, just before we jump into
13 that, do you recall what was [redacted] or [redacted] were
14 there significant developments from the August 18th
15 interview that they had concerns about, or was it
16 consistent with what they had been told before? You had
17 mentioned some different statements. If you could
18 elaborate about that.

19 [redacted] I, there, there were different
20 statements. They were, both of them were very concerned
21 about the different statements. But I would have to refer
22 to that email. It was, there were significant
23 differences --

24 Per OIG (b)(6), (b)(7)(C) Well, let's do that. So --
25 [redacted] That gave them pause.

b6 -1
b7C -1

b6 -1
b7C -1

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

1 [Per OIG (b)(6), (b)(7)(C)] Why don't we do this? I'm sorry,
 2 I cut you off.
 3 [] Okay.
 4 [Per OIG (b)(6), (b)(7)(C)] I think you were saying, did I
 5 hear you say there were different statements that gave
 6 them pause?
 7 [] Yes.
 8 [Per OIG (b)(6), (b)(7)(C)] Okay. So if you could go to the
 9 document that is labeled, it should be labeled []
 10 email to [] August 20, 2017. Let me know when you
 11 have that.
 12 [] I have it up.
 13 [Per OIG (b)(6), (b)(7)(C)] So if you could turn to the top of
 14 Page 2 where it begins with what we know. And read to
 15 yourself from that portion to the top of Page 3. It
 16 contains [] summary of what INSD was told by Mr.
 17 McCabe under oath on May 9th and August 18th, 2017 with
 18 respect to the October 30th Wall Street Journal article.
 19 And let me know when you're done.
 20 [] Okay. You wanted me to go to Page
 21 3, the top?
 22 [Per OIG (b)(6), (b)(7)(C)] Right. Just the top --
 23 [] Or all the way through?
 24 [Per OIG (b)(6), (b)(7)(C)] No, no. Just to where, you can
 25 stop when you get to what [] told.

1 this over to an independent authority to review and to
 2 investigate.
 3 And that was my recommendation to Nancy after
 4 the guys briefed me. And that was all telephonic. This
 5 email had not been sent to me by the time, when I talked
 6 to Nancy. It was shortly after the guys called me. I
 7 probably, after hanging up from them, I probably called
 8 Nancy immediately thereafter and gave her a brief of the
 9 situation and provided her my recommendation.
 10 [Per OIG (b)(6), (b)(7)(C)] And what was Ms. McNamara's
 11 reaction to your briefing?
 12 [] I think similar to mine, that she
 13 agreed with my recommendation, and I think we both agreed
 14 that we would reach out to the IG's Office that Monday.
 15 Because, I am almost certain this is a weekend where they
 16 interviewed him I think Friday. Well, you know what? I
 17 think they interviewed him late-Friday. I was traveling.
 18 Well, no. They -- I got it all Friday. Yeah. It was all
 19 Friday evening late. I'm almost certain, yeah. Because,
 20 they had to be in the office for the two of them to be on
 21 the phone. And then I, I am certain I probably called
 22 Nancy thereafter. But, yeah, just it had gotten a little
 23 late. But I was on travel.
 24 [Per OIG (b)(6), (b)(7)(C)] And, and I think --
 25 [] Yeah.

1 [] Okay. I've, I've read it.
 2 [Per OIG (b)(6), (b)(7)(C)] So, is that summary consistent
 3 with your contemporaneous understanding of what happened?
 4 [] Yes. It, that appears to be
 5 accurate as far as what my recollection.
 6 [Per OIG (b)(6), (b)(7)(C)] And so, can you kind of give us a
 7 sense, when you're hearing from [] what happened
 8 after the August 18th, 2017 interview, and you're, I think
 9 you said you were having a telephonic conference call,
 10 what was your reaction? Do you remember?
 11 [] I do. I was, I was concerned.
 12 And, I, I recall shortly after speaking with them, I
 13 recall calling my Assistant Director and briefing her on
 14 the matter and recommending to her that we turn this
 15 matter over to the IG's Office.
 16 [Per OIG (b)(6), (b)(7)(C)] And why was that?
 17 [] Well, we had come into an area of
 18 concern for me, as a [] for IIS, where now we
 19 have potential, you know, statements by our Deputy
 20 Director, one of our, our second-in-command, where I no
 21 longer felt it appropriate for GS-14s in the Internal
 22 Investigations Section to continue on and to try to
 23 continue the investigation involving their Deputy
 24 Director. That I felt it appropriate, just for appearance
 25 sake and for the good of the order that we needed to turn

1 [Per OIG (b)(6), (b)(7)(C)] If you turn to the, the top of
 2 Page 1 of the email. Are you there?
 3 [] Yes. Page 1 of the email? Yes.
 4 [Per OIG (b)(6), (b)(7)(C)] Yes, where you respond to [] on
 5 Sunday afternoon around 3:53, and you let him know, you
 6 know, thank you for the thoughtful review. You let him
 7 know that you're going to be out of the office tomorrow,
 8 but that you have briefed Nancy on a lot of this
 9 information, but that you thought an update by []
 10 and [] tomorrow would be beneficial. Do
 11 you know, are you filled in about what they say, and then
 12 what the follow-up steps are after that?
 13 [] I know I was briefed on it. I
 14 can't tell you specifically. I know they did brief Nancy.
 15 And I have to defer to them on exactly what was said
 16 because I wasn't in the room. But they did let me know
 17 they briefed Nancy. And the biggest issue for me was
 18 everyone was in agreement, it needed to go to the IG's
 19 Office.
 20 [Per OIG (b)(6), (b)(7)(C)] Okay. After the August 18th, 2017
 21 interview with Mr. McCabe, does anyone from your office,
 22 that being yourself [] or Ms.
 23 McNamara, do they have further meetings with Mr. McCabe
 24 about the statements he made under oath regarding the
 25 October 30th Wall Street Journal article? Or is the last

1 discussion on this with Mr. McCabe on, on August 18th,
2 2017?

3 [REDACTED] I would, I would assume there would
4 have been no further interaction by the investigators on
5 this matter. I, I would assume. I don't believe so. If
6 there was, it would be documented. So, if there's
7 documentation, then it occurred. If there is no
8 documentation, there was no interaction.

9 Per OIG (b)(6), (b)(7)(C) So I have one or two more questions,
10 [REDACTED] about the meeting that you personally attended
11 with Deputy Director McCabe on May 9th. Okay?

12 [REDACTED] Sure, yes.

13 Per OIG (b)(6), (b)(7)(C) When you attended that meeting, do
14 you remember at the beginning of the discussion that you
15 and [REDACTED] were having with the Deputy Director, did
16 you place him under oath?

17 [REDACTED]: Absolutely. For every signed sworn
18 statement, the individual is placed under oath. Standard.
19 Just like you placed me under oath at the beginning of
20 this interview, yes.

21 Per OIG (b)(6), (b)(7)(C) And the statements that he made
22 about the Wall Street Journal article, were those made
23 while you were still sitting at the table discussing the,
24 the interview with him?

25 [REDACTED] Yes. I mean, everything we did was

1 at the table from beginning to end.

2 Per OIG (b)(6), (b)(7)(C) There's no chance that that
3 conversation occurred later in a hallway or a passing
4 conversation or anything of that nature?

5 [REDACTED] Well, we don't do interviews that
6 way. When you say in a hallway or passing, I, I'm a
7 little confused. No. I mean, there's privacy. I mean,
8 we were, all of our interviews with the Deputy, I mean, of
9 course I see him in hallways, but this interview and all
10 the interviews we had were with him in his office at this
11 table from beginning to end.

12 Per OIG (b)(6), (b)(7)(C) Okay. That answers my question.
13 Thanks.

14 MR. BECKHARD: Do you ever recall having --
15 [REDACTED] Sure.

16 MR. BECKHARD: Do you ever recall having a, a
17 casual conversation about the Wall Street Journal matter
18 with Deputy Director McCabe other than the formal
19 interview that took place in his office?

20 [REDACTED] I, I don't recall. I mean, if we
21 would, out of an abundance of privacy, it would have been,
22 if I had said anything, it might have been if you would,
23 sign, don't forget to sign your signed sworn statement or,
24 you know, we sent you an email. But I would never engage
25 in an extensive or a real substantive conversation with

1 him regarding this topic out of privacy, respect, issues
2 along those lines.

3 I don't recall it. Like I said, again, I see
4 him. So it might have, there could have been some
5 passing, but it couldn't, I would think it wasn't anything
6 of substance.

7 MR. BECKHARD: Nothing stands out.

8 [REDACTED] It would have been -- nothing
9 stands out to my recollection. But again, do I see him in
10 the hallway? Do we speak? Absolutely. But, regarding
11 this matter, I think if anything it would have been, hey,
12 we sent you an email or we might have to do a follow-up
13 interview. Something like that, and, but nothing really
14 of a substantive nature. I, I don't believe, I cannot
15 recall it right now as I think. But like I said, I speak
16 to him when I see him, of course.

17 MR. BECKHARD: Of course.

18 Per OIG (b)(6), (b)(7)(C) So if you could pull up the
19 document that's labeled INSD McCabe draft STMT August
20 18th, 2017. And then let me know when you have that
21 handy.

22 [REDACTED] Is that the same one we were just
23 looking at where, the email exchange between [REDACTED] and I?
24 Wait, no. That's not. Wait. I take that back. Wrong
25 document. I'm sorry. What was the date on it again?

1 Per OIG (b)(6), (b)(7)(C): August 18, 2017.

2 [REDACTED] Got it. Okay.

3 Per OIG (b)(6), (b)(7)(C) You've got it handy?

4 [REDACTED] I have it in front of me.

5 Per OIG (b)(6), (b)(7)(C) So I will identify --

6 [REDACTED] Yes.

7 Per OIG (b)(6), (b)(7)(C) -- for the record, it's an email
8 from [REDACTED] sent Friday, August 18th, 2017 at 5:04
9 p.m. to Andrew G. McCabe with a copy to [REDACTED]

10 subject: draft statement. And the email states, DD
11 McCabe, thank you for your time this afternoon. Attached
12 is a current draft version of your statement. As
13 discussed and appreciated, please review your statement
14 and make modifications and corrections as appropriate to
15 ensure its accuracy and completeness based on the
16 circumstances you presented and we discussed.

17 So, if you could turn to Page 10 of this
18 document, on the bottom again, to the top of 11. But let
19 me know when you're at the bottom of 10, beginning with on
20 May 9th, 2017.

21 [REDACTED] I'm there.

22 Per OIG (b)(6), (b)(7)(C) So if you could read that from the
23 bottom of 10 to the top of 11?

24 [REDACTED] You want me to read it?

25 Per OIG (b)(6), (b)(7)(C) Yes. Not out loud.

b6 -2
b7C -2
b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

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1 [REDACTED] Out loud, or?
2 Per OIG (b)(6), (b)(7)(C) No. Just to yourself.
3 [REDACTED] Oh. Yes, I've read it.
4 Per OIG (b)(6), (b)(7)(C) So does this version sent to Mr.
5 McCabe on August 18th, 2017 appear to be the same in
6 substance as the version that was sent to him on May 12th,
7 2017?
8 [REDACTED] Wait, I'm sorry. Say, ask that
9 question again?
10 Per OIG (b)(6), (b)(7)(C) Does it appear that there have
11 been no changes to the, the draft statement regarding the
12 Wall Street Journal from the one that was sent out on May
13 12th, 2017? It's essentially the same.
14 [REDACTED] So, are we comparing draft
15 statements? Is that what you're asking me?
16 Per OIG (b)(6), (b)(7)(C) Well --
17 [REDACTED] To compare the two drafts?
18 Per OIG (b)(6), (b)(7)(C) Yeah. I mean, I can't, because
19 you're doing it electronically, I can't put both of them
20 in front of you. But basically, I was just trying to get
21 your sense as, I was asking you earlier about whether or
22 not Mr. McCabe had contacted INSD and made any changes or
23 whether there were any revisions --
24 [REDACTED] Um-hmm.
25 Per OIG (b)(6), (b)(7)(C) -- May 12th when you first sent it

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1 out to him and May 18th.
2 MR. BECKHARD: August 18th.
3 Per OIG (b)(6), (b)(7)(C) Excuse me. August 18th. Thank
4 you. When there's the follow-up. I can tell you on my
5 read, because I can look at them simultaneously, there
6 doesn't appear to be any difference, but --
7 [REDACTED] There is, yeah, there's no change.
8 I just pulled them both up here.
9 Per OIG (b)(6), (b)(7)(C) Okay. I didn't realize you could
10 do that. You're more technically savvy than I am. So,
11 I'll ask you the question, then, so it's clear on the
12 record. Does the, does the version, August 18, 2017, do
13 the statements on the Wall Street Journal to Mr. McCabe
14 and Mr. McCabe's draft statement appear to be the same as
15 what appeared in his version on May 12, 2017?
16 [REDACTED] Yes, it does appear to be the same.
17 Per OIG (b)(6), (b)(7)(C) Well, I was going to switch, then,
18 to -- hold on one second. We're going to switch to -- so
19 now I wanted to switch to interviews that INSD did of [REDACTED]
20 [REDACTED] with respect to the Wall Street Journal article.
21 [REDACTED] Okay.
22 Per OIG (b)(6), (b)(7)(C) It's my understanding that [REDACTED] was
23 first interviewed about the Wall Street Journal article on
24 August 16th, 2017, but that you weren't present for that.
25 Does that sound right?

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1 [REDACTED] That is correct.
2 Per OIG (b)(6), (b)(7)(C) And it's my understanding that at
3 that first interview, when [REDACTED] was asked about the Wall
4 Street Journal article, specifically when [REDACTED] attention
5 was directed to the last page, the first three paragraphs,
6 the account of the August 12th call that Mr. McCabe had
7 with a senior DOJ official, that [REDACTED] characterized that as
8 a leak and [REDACTED] had no idea where it came from. Is that
9 consistent with your recollection?
10 [REDACTED] It is consistent with my
11 recollection.
12 Per OIG (b)(6), (b)(7)(C) And then [REDACTED] was reinterviewed on
13 August 17th, 2017, and I believe you were present for that
14 interview with [REDACTED] Does that sound right?
15 [REDACTED] It does.
16 Per OIG (b)(6), (b)(7)(C) And I'm just wondering if there is
17 anything that you can tell us of significance during that
18 interview about what the focus was, were you asking [REDACTED]
19 about [REDACTED] recollection of events, and was [REDACTED] still
20 maintaining at that time that the disclosure, the account
21 of the August 12th call was still a leak?
22 [REDACTED] Again, time frame is a little bit
23 challenging for me. But I believe -- let me see one thing
24 here. I don't recall the exact time frame, if we -- well,
25 I'm trying to think interviews.

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1 Here is the thing. When we interviewed [REDACTED]
2 [REDACTED] and I was present for that, I don't recall the date
3 exactly, but I'm sure you have that. When we interviewed
4 [REDACTED] she was the person that told us, as soon as we
5 showed her the Wall Street Journal article, that she was
6 the source of that information. She was clear on that.
7 And that was the first time we heard that. And she said
8 she and [REDACTED] were the source of that information,
9 and that it was approved and authorized for them to go on
10 what was termed on background with the reporters.
11 So, I believe, if my time frame or my memory is
12 correct, the signed sworn statement was stipulated, so,
13 I'm always going to defer to those signed sworn
14 statements. They are, if you will, the bible as far as
15 dates are concerned. But I believe, as result of the
16 [REDACTED] interview and learning that information, that
17 triggered another interview with [REDACTED] And I, and
18 I was, I, I believe I was a part of that. If my dates are
19 here correctly.
20 Per OIG (b)(6), (b)(7)(C) Is there anything that sticks out
21 in your mind from that interview with [REDACTED] that you were
22 present for?
23 [REDACTED] You know what? I'm going to be
24 candid. [REDACTED] was interviewed multiple times. And,
25 I have to say, different interviews elicited different

1 information. And, I would have to defer again to the
2 draft statements and what was said during each interview
3 because to a certain degree I can't quite keep it
4 straight.

5 **Per OIG (b)(6), (b)(7)(C)** Um-hmm. Well, let me ask you, I'm
6 curious about one, the, the revisions that [] was
7 doing as, after the interview process had taken place. So
8 this would be the document that is labeled INSD []
9 draft statement 2. Let me know --

10 [] I've got it in front of me.

11 **Per OIG (b)(6), (b)(7)(C)** Okay. So, you're faster than I am
12 at the moment. So, if you turn to Page 5 of that

13 document, the first full paragraph, lines 3 through 5, []
14 [] is the leading media leak, and [] changing it to
15 unusual. Do you see that?

16 [] I'm sorry, what page are you on?

17 **Per OIG (b)(6), (b)(7)(C)** Page 5 of Draft 2.

18 [] Page 5 of Draft 2, and which
19 paragraph are you on?

20 **Per OIG (b)(6), (b)(7)(C)** So it would be the first full
21 paragraph, beginning with --

22 [] Starting with when I look at the
23 highlighted paragraphs?

24 **Per OIG (b)(6), (b)(7)(C)** Yes. And lines, if you count in
25 that paragraph, lines 3 through 5, you'll see that []

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 that someone unilaterally took it upon themselves to
2 provide information to Mr. Barrett.

3 [] Yes.

4 **Per OIG (b)(6), (b)(7)(C)** Do you see that? I mean, as I
5 read that --

6 [] I do.

7 **Per OIG (b)(6), (b)(7)(C)** As I read that, it seems like []
8 saying that that's a leak, still. It seems to me just
9 semantics that, and I'm wondering if there was any
10 conversation about that before [] statement became final,
11 if you recall.

12 [] Let me take a moment to read this.

13 **Per OIG (b)(6), (b)(7)(C)** Sure. And we'll go to the final
14 in a minute, but that's how it appears in the final.

15 [] Okay, going back to your question,
16 **Per OIG (b)(6), (b)(7)(C)** what, what is your question now?

17 **Per OIG (b)(6), (b)(7)(C)** Yeah. I mean, to me it seems a
18 little bit semantics. It seems like that that's calling
19 it a leak with different words. But maybe it's just my
20 read on that, and I'm just wondering if there was any
21 internal discussion. But holding that question in mind, I
22 just want you to go to what was the final signed version,
23 just so you see that, how it actually reads without the
24 cross-outs. It's the document that's labeled []
25 [] Do you see that?

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 [] is striking out media leak, and [] changing it to
2 unusual.

3 MR. BECKHARD: Well, it speaks for itself.

4 It's, it's a little more complicated than that.

5 **Per OIG (b)(6), (b)(7)(C)** Yeah.

6 MR. BECKHARD: It's just, it's changing very
7 unusual to unusual.

8 **Per OIG (b)(6), (b)(7)(C)** Well, [] striking out -- do you
9 see where media leak is, is stricken?

10 [] Yeah. I'll be -- yeah. I'll be
11 honest, like I stated earlier, I did not look at these

12 different drafts as they were going back and forth.

13 **Per OIG (b)(6), (b)(7)(C)** Okay. Well --

14 [] So.

15 **Per OIG (b)(6), (b)(7)(C)** Bear with me for one second, just
16 so you have this information. Do you see where media leak

17 is, is the, is, though, stricken, correct?

18 [] Well, I see where there's a whole
19 line that is stricken.

20 **Per OIG (b)(6), (b)(7)(C)** Right.

21 [] Contains the word media leak.

22 **Per OIG (b)(6), (b)(7)(C)** Yes. And then if you turn to the
23 next page. Let me know when you're there. This would be
24 the fourth line from the top of the page, fourth to fifth
25 line from the top of the page. Sentence, it appears to me

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 [] Not yet. One --

2 **Per OIG (b)(6), (b)(7)(C)** I think it's the last document,
3 last attachment.

4 [] Yes, I have it.

5 **Per OIG (b)(6), (b)(7)(C)** So, open that up and go to Page 4
6 to 5. Page 4, the last paragraph to the top of Page 5,
7 first full paragraph, and you'll see that language there.

8 [] Okay, I have read it.

9 **Per OIG (b)(6), (b)(7)(C)** And you know, it's more, I was
10 curious as to whether there was, if you recall any
11 internal discussion in INSD. To me it seems a change of,
12 of, whether there was any discussion about the nature, the
13 substance of the change, and what it meant.

14 [] No. There is no conversation that
15 I was a part of with respect to that. Obviously I was a
16 part of the interview, and of course the biggest take-away
17 from us, as I alluded to earlier, was that [] had
18 shared with us in her interview that she and [] were
19 given authorization to have this discussion on background
20 with Devlin Barrett. And then this statement and []
21 recollection, [] did not recall that.

22 **Per OIG (b)(6), (b)(7)(C)** And --

23 [] During that interview.

24 **Per OIG (b)(6), (b)(7)(C)** And so when you, would you, what
25 did you do when you -- well, strike that. What was your

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

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1 reaction when you, the team, being you, [redacted] and [redacted]
2 [redacted] have these, this, these conflicting pieces of
3 information, so to speak?
4 [redacted] Again, like any other
5 investigation, we're trying to figure it out, and we're
6 trying to make a determination whenever you have
7 conflicting information, who is telling the truth, who
8 isn't. Or, potentially whose recollection is poor, whose
9 is good. What does this mean? We're trying to make sense
10 of it all as we're digesting the information that we're
11 being told.
12 Per OIG (b)(6), (b)(7)(C) What was your sense as between [redacted]
13 [redacted] and [redacted] as to who had a better recollection of
14 events regarding the Wall Street Journal article?
15 [redacted] Well, I'm going to tell you, just
16 because [redacted]
17 [redacted] has a lot on [redacted] plate. And [redacted] has a
18 zillion things and fires from the media front that [redacted] puts
19 out on a daily, on an hourly basis. So [redacted] deals with
20 the media all the time on different issues. And like I
21 said, I can speak from experience because I've been there.
22 So in one hour, you can deal with the same reporter on
23 three different things. That could be the case.
24 So [redacted] recollection, and like I said, maybe
25 I'm reading some of my own into it -- I'll give you an

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1 example. When we're interviewing [redacted] is going to [redacted]
2 computer trying to look up emails. Because sometimes [redacted]
3 [redacted]
4 [redacted]
5 [redacted] So, I think, when you ask me a question
6 like that, I'm a little, I'm a little concerned or I get a
7 little uncomfortable.
8 But I would say [redacted] doesn't interact with
9 the media at the same volume and level of engagement that
10 [redacted] does. So, you know, whether it's my own
11 rational, in my head I was thinking if [redacted] had this
12 on background, it is a very high probability that it
13 probably might have happened because I would think, she
14 doesn't interact with the media as often, and [redacted] could
15 maybe not recall it as quickly just because of [redacted]
16 [redacted]
17 FBI's national strategy for media.
18 Per OIG (b)(6), (b)(7)(C) [redacted]
19 [redacted] So there is a lot going through my
20 mind on that.
21 Per OIG (b)(6), (b)(7)(C) [redacted] did [redacted] ever talk
22 about the interview that you sat at, or did you ever learn
23 from interviews that you weren't present at with [redacted]
24 [redacted] where [redacted] would set up on background the subject-

Page 64

1 matter expert or the person who had the information to
2 disclose to the reporter, and [redacted] just kind of went off and
3 did other things in the presence of, of the FBI employee?
4 Essentially, was [redacted] focused on other tasks after [redacted] set up
5 the call with the reporter, if someone else was
6 responsible for the substantive information?
7 [redacted] I don't recall that.
8 Per OIG (b)(6), (b)(7)(C) [redacted]
9 [redacted]
10 [redacted]
11 [redacted] -- media is very sensitive.
12 Again, [redacted] does it for a living every day. [redacted]
13 [redacted]
14 [redacted]
15 [redacted] I have a couple of
16 questions about your interview with [redacted] Do you
17 remember whether in the course of the interview that you
18 attended [redacted] was confronted with [redacted] statement, and
19 was there a time where you said, look, [redacted] said you
20 guys did this and it was authorized?
21 [redacted] I believe that did finally, I think
22 that did happen. I know during the first interview, it
23 did not happen because we wanted to get a sense of what
24 [redacted] I don't, I don't, did we bring it up? You know
25 [redacted]

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

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1 what? I would think -- well, here's the thing. If we,
2 well, we wouldn't show [redacted] her signed sworn statement.
3 But if we stipulated or brought it up, it would be in the
4 signed sworn statement. I'm going to refer to that. But
5 I, I know that conversation did take place with [redacted] I
6 believe at some point.
7 Per OIG (b)(6), (b)(7)(C) Okay. So that effort to sort of
8 refresh [redacted] recollection or get [redacted] take on [redacted]
9 statement was a part of your discussions with [redacted]
10 [redacted] I, I believe so. I believe so. I
11 believe at some point it was.
12 Per OIG (b)(6), (b)(7)(C) Okay. And would that be reflected
13 in [redacted] notes or in [redacted] notes of
14 that conversation?
15 [redacted] I would think so. But again, I
16 can't say for sure because everyone takes notes
17 differently. And I never reviewed their notes. So I, I
18 can't stipulate that because you can't, the notes aren't
19 verbatim. But, it's possible.
20 Per OIG (b)(6), (b)(7)(C) Okay. What, could you just tell us
21 what you observed in terms of [redacted] demeanor when
22 [redacted] was responding to these questions about the private
23 conversation of Andrew McCabe appearing in the Wall Street
24 Journal?
25 [redacted] Give me more to that question.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 When you say [redacted] demeanor, what --
 2 Per OIG (b)(6), (b)(7)(C) Well, oftentimes --
 3 [redacted] Be a little more specific.
 4 Per OIG (b)(6), (b)(7)(C) Okay. Oftentimes when we're
 5 interviewing somebody, they, they will have personal ticks
 6 or, you know, exhibit nervousness or seem very relaxed.
 7 You know, we've met people that are so casual that they
 8 linger after the conversation because they just, you know.
 9 People are different types of individuals. And I'm
 10 wondering if there was anything specific about [redacted]
 11 don't even know the other word other than demeanor. I
 12 mean how, how was [redacted] when [redacted] was responding to these
 13 questions?
 14 [redacted] Well, with [redacted] I think [redacted] was,
 15 [redacted] was probably a little uncomfortable. You know, it's
 16 never fully comfortable when you're being interviewed by
 17 Internal Investigations, and you're a senior executive
 18 within the FBI. That's, that's never, it's never
 19 comfortable. Unless you're the complainant. So, yes, I
 20 think, I think [redacted] there, [redacted] was a little, [redacted] was
 21 probably a little nervous. You know, but I -- [redacted] was
 22 probably a little nervous. I would say that. I'll leave
 23 it at that. Yeah [redacted] was probably a little nervous.
 24 Per OIG (b)(6), (b)(7)(C) Right. You told us that [redacted] was
 25 searching [redacted] emails and trying to remember. Is there

1 [redacted] Sure.
 2 Per OIG (b)(6), (b)(7)(C) It starts there, and it goes to
 3 the very top of Page 4. So you can stop when you get to
 4 overall problematic issues noted. If you could just read
 5 that and let me know when you're done.
 6 [redacted] Okay. Okay.
 7 Per OIG (b)(6), (b)(7)(C) So there's some --
 8 [redacted] Finished.
 9 Per OIG (b)(6), (b)(7)(C) There's some typos on some dates.
 10 But aside from, aside from typos, is [redacted] summary
 11 of what [redacted] was told by [redacted] under oath from August
 12 16th through the 18th, 2017 regarding the Wall Street
 13 Journal article consistent with your contemporaneous
 14 understanding of what happened?
 15 [redacted] I believe it to be pretty accurate.
 16 Again, I wasn't a part of, in person, some of the
 17 interviews with [redacted] But I definitely was debriefed and
 18 was a part of the conversation and strategy from an
 19 investigative standpoint. But that, that appears to be
 20 pretty accurate from my recollection.
 21 MR. BECKHARD: So this describes two different
 22 interviews. And which, which of these two, if either,
 23 were you present at?
 24 [redacted] Again, it's hard for me to say
 25 because only dates are given. And I, I just don't know

1 anything else that sticks out in your mind as things that
 2 transpired during the interview that, you know, departed
 3 from just question-answer?
 4 [redacted] I think [redacted] checked phone logs. [redacted]
 5 was going through [redacted] phone. I think [redacted] checked [redacted]
 6 email. Yeah. I, I think [redacted] was trying to assist us in
 7 whichever way [redacted] could. I think [redacted] checked text messages.
 8 I think [redacted] checked a little of everything, if, if I'm
 9 recalling properly. But, yeah, there was a lot of motion
 10 between [redacted] getting up and going to [redacted] computer and [redacted]
 11 desk.
 12 Per OIG (b)(6), (b)(7)(C) [redacted] could you go back to the
 13 email summary from [redacted] that document, the one
 14 that's labeled email to [redacted] August -- [redacted] email to
 15 [redacted] August 20th, 2017?
 16 [redacted] Yes. I am there.
 17 Per OIG (b)(6), (b)(7)(C) And can you read the, starting on,
 18 it's Page 3. After the paragraph on [redacted]
 19 presents a summary on what [redacted] had learned in interviews
 20 with [redacted] Do you see that, where that begins?
 21 It's --
 22 [redacted] What SSAs [redacted] --
 23 Per OIG (b)(6), (b)(7)(C) Yes.
 24 [redacted] -- were told by [redacted]?
 25 Per OIG (b)(6), (b)(7)(C) Yes, it starts --

1 the dates off the top of my head, Dan. So I'd have to
 2 defer to the signed sworn statement of the date I was
 3 there, that --
 4 Per OIG (b)(6), (b)(7)(C) Yeah. And actually [redacted] for
 5 your, for your information, if you pull up the final sworn
 6 statement, this is the document [redacted]
 7 [redacted] Yep.
 8 Per OIG (b)(6), (b)(7)(C) You'll see --
 9 [redacted] Date is it?
 10 Per OIG (b)(6), (b)(7)(C) You'll see, I'm going to get you
 11 to the page in one second, because it identifies when you
 12 were present. It's on Page 7, second full paragraph,
 13 starting with on August 17th. Do you see that?
 14 [redacted] I do. Then that's the one I was
 15 present for, August 17th.
 16 Per OIG (b)(6), (b)(7)(C) 2017?
 17 [redacted] That is correct.
 18 Per OIG (b)(6), (b)(7)(C) And, and just so you know, when I
 19 was saying that [redacted] email contains some typos on
 20 dates, you know, for the record, he was saying in the
 21 email that he's pulling this together on a weekend. He
 22 doesn't have all of the documents in front of him. But
 23 the beginning of the final sworn statement states on
 24 Page -- let me see, the first interview. Well, the date
 25 of it has it. That the heading of it is August 16th,

1 2017. And again, it's my understanding that that was the
2 first time that [REDACTED] was interviewed about the Wall Street
3 Journal article, that being August 16, 2017. I'm pretty
4 sure it's in this document, but I'm not placing my finger
5 on this second.

6 MR. BECKHARD: Yeah.

7 Per OIG (b)(6), (b)(7)(C) Anyways, that was just a point of
8 information. One other document I was --

9 [REDACTED] Okay.

10 Per OIG (b)(6), (b)(7)(C) One other document I want to ask
11 you about. This is the one labeled [REDACTED] email, October
12 30th, 2016. Let me know when you pull that one up.

13 [REDACTED] I've got it.

14 Per OIG (b)(6), (b)(7)(C) So it's, it's my understanding
15 that this was one of the documents that [REDACTED] pulled
16 from [REDACTED] computer during the interviews when [REDACTED] was trying
17 to refresh [REDACTED] recollection about [REDACTED] potential
18 involvement with the Wall Street Journal article on
19 October 30th, 2016, and disclosures related thereto. And
20 you'll see, so first of all, for the record, this is an
21 email, it's an email chain, but it begins on Sunday,
22 October 30th, 2016. There's an email at 1:45 p.m. from
23 Devlin Barrett to [REDACTED], and the subject is story
24 as filed to my New York editors. Do you see where I'm
25 focusing right now?

1 [REDACTED] Yes.

2 Per OIG (b)(6), (b)(7)(C) And if you go to the very bottom
3 where Mr. Barrett signed the email Dev (phonetic sp.) and
4 count up about seven to eight lines from the bottom, there
5 is a, the, the sentence beginning the story. Do you see
6 that?

7 [REDACTED] I do.

8 Per OIG (b)(6), (b)(7)(C) And I'll just read it for the
9 record. It says the story will then go into a long
10 discussion of the internal conversations that have been
11 going on around, have more color from the August, well
12 AUG, abbreviation for August. 12th McCabe-Axelrod call,
13 though at present I'm disinclined to name Axelrod. Do you
14 see that?

15 [REDACTED] I do.

16 Per OIG (b)(6), (b)(7)(C) Do you recall, was there
17 discussion with [REDACTED] about that reference to the
18 McCabe-Axelrod August 12th call in this email?

19 [REDACTED] This is the first time I've seen
20 this email, when you sent it to me. I, I'd have to defer.
21 if we showed it to [REDACTED] it would be stipulated in the
22 signed sworn statement. And it would be initialed off
23 like the other documents you're seeing.

24 Per OIG (b)(6), (b)(7)(C) Yeah. So, this was not initialed
25 that included as an exhibit to the signed statement. But

1 it was a document that [REDACTED] produced during the INSD
2 interviews. And the reason I'm asking you about this is,
3 if you are able to flip to the, the final sworn statement,
4 Page 10.

5 [REDACTED]: Yes.

6 Per OIG (b)(6), (b)(7)(C) The first full paragraph on that
7 page, starting with as pointed out. Do you see that?

8 [REDACTED] Yes.

9 Per OIG (b)(6), (b)(7)(C) I'll read it. It says, as pointed
10 out to me by the interviewing agents, none of the email
11 communications between October 24th, 2016 and October
12 30th, 2016 reference DD McCabe's August 12th, 2016
13 telephone call with the senior DOJ official. And so this,
14 that sentence does not appear to be consistent with the
15 email I was just asking you to look at, that [REDACTED]

16 received from the Wall Street Journal reporter. And so,
17 again, I was wondering if that issue came up at all
18 internally in INSD or whether you recall that being
19 discussed with [REDACTED]

20 [REDACTED] I don't recall it being discussed.

21 And like I said, there was a lot of moving around. And
22 when [REDACTED] was handing us some of the documents, I don't, we
23 did not -- I know this. We didn't talk through those
24 documents as we were sitting there. And we, I've got to
25 assume the investigators read through it a little later

1 and saw through, and probably saw that. But it was, I
2 mean, the interview, as I stated, with my conversation,
3 there was a lot of bouncing up and down [REDACTED] was handing
4 us documents [REDACTED] had printed out. There were a few of
5 them. But we did not go through each of them line by line
6 while we were sitting there conducting the interview. [REDACTED]
7 was just giving us whatever [REDACTED] found that [REDACTED] thought might
8 be of substance to us.

9 Per OIG (b)(6), (b)(7)(C) Well, I'm about near the end. I'm
10 going to check with the colleagues to see if they have
11 anything else they want to add.

12 Per OIG (b)(6), (b)(7)(C) I do not.

13 Per OIG (b)(6), (b)(7)(C) So now -- do you?

14 MR. BECKHARD: Actually, all I would do is
15 invite you [REDACTED] on the, particularly on the issue of
16 whether, the very serious issue of whether Deputy Director
17 McCabe lacked candor in his statements to the
18 investigators from IIS in May of 2016, whether there are
19 facts pertaining to that question --

20 Per OIG (b)(6), (b)(7)(C) May 27th.

21 MR. BECKHARD: May 27th, and partly, facts
22 pertaining to that question that you believe we need to be
23 aware of that you have a reason to think we might not be
24 aware of.

25 [REDACTED] Dan, repeat that? If there are

1 facts with respect to --
 2 MR. BECKHARD: The question of whether --
 3 [REDACTED] -- lack of --
 4 MR. BECKHARD: As to whether Deputy Director
 5 McCabe lacked candor in his interview with, with Internal
 6 Inspections Section's interview of him in May 2017. We've
 7 talked about a lot of facts here, [REDACTED] and I don't
 8 expect you to know what everybody else knows. But if you
 9 have any, any particular fact that you think we should
 10 know that you're concerned we might not know, this is
 11 your, my invitation for you to tell us here. Or if it
 12 occurs to you another time and you want to call us up
 13 informally, you can tell us then as well.
 14 [REDACTED] Okay. That's, that's good to know.
 15 I appreciate that. There's nothing that comes to mind
 16 right now because, again, as we've just sat here and gone
 17 through this, you know, there is just a lot of, you know,
 18 statements that don't all add up. And we did not complete
 19 our investigation. So I, I can't say on full authority to
 20 this day, I don't know, as I stipulated earlier, where the
 21 truth lies as far as who was, you know, who was saying
 22 certain things that are truthful and who was not. I, I
 23 don't have the answer to that.
 24 And the other challenging thing for me is as we
 25 were doing this, obviously we learned, too, that the

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b7C -2

1 Deputy Director was being interviewed on other matters.
 2 So, you probably have a better, more full and complete
 3 understanding of all of the different wheels that are in
 4 motion that I, than I do. But this was an incomplete
 5 investigation from our standpoint. So I can't say
 6 definitively, really, where, where the truth lies. But we
 7 just got different stories of this situation from the
 8 different parties.
 9 And it became a little confusing and
 10 complicated, and unfortunately, I, as I told you earlier,
 11 made the recommendation to turn it over to the IG's Office
 12 in order to, if you will, make sense of it all.
 13 MR. BECKHARD: I don't know who that's
 14 unfortunate for.
 15 [REDACTED] And to --
 16 MR. BECKHARD: I said I don't know --
 17 [REDACTED] Say again?
 18 MR. BECKHARD: I don't know who that's
 19 unfortunate for. You said unfortunately. I would have
 20 thought you would have said fortunately.
 21 [REDACTED] Well, it's unfortunate for me
 22 simply because I'm an investigator. I like to complete
 23 investigations.
 24 MR. BECKHARD: Oh.
 25 [REDACTED] Obviously, I made the

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 recommendation. It was the right thing to do. But it's
 2 unfortunate because it's not a complete and thorough
 3 investigation, and that's what I'm used to. And that's
 4 what we do. So that's where I say it's unfortunate. I
 5 just, I didn't have the opportunity to flesh out some of
 6 these inconsistencies that we're discussing.
 7 MR. BECKHARD: Well, hopefully we'll, we'll be
 8 able to complete the job. And we appreciate your
 9 cooperation.
 10 Per OIG (b)(6), (b)(7)(C) Yeah, [REDACTED] we're at the end.
 11 [REDACTED] Absolutely.
 12 Per OIG (b)(6), (b)(7)(C) I'm sorry. We're at the end now.
 13 And I was just going to say, as we do with all of our
 14 interviews, if there is anything you want to add at this
 15 point that we didn't give you an opportunity or there's
 16 something we didn't touch on that you want to say, feel
 17 free to add it now, or, as Dan said, if something comes
 18 into your mind later. But before we go off the record, I
 19 do want to give you that opportunity.
 20 [REDACTED] Nothing comes to mind now. But if
 21 it does, I definitely will relay it to you. And then,
 22 obviously I'm available if there is further questions that
 23 you have of me. I'll do my best to answer them, and
 24 hopefully you folks will be able to complete the
 25 investigation.

b6 -2
b7C -2

b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) Well, on my behalf, and I'm sure
 2 Dan's too. He can speak for himself. We really
 3 appreciate you making time before the holidays over lunch
 4 time. We recognize the timing isn't great. But I want to
 5 personally thank you for all the time you gave us today.
 6 [REDACTED] No problem. Like I said, if there
 7 is more to follow, I'm, I'm happy to answer anything that
 8 comes up. And if something comes to me that I think you
 9 should know, I'll definitely be in touch.
 10 MR. BECKHARD: All right. Thanks so much,
 11 [REDACTED]
 12 Per OIG (b)(6), (b)(7)(C) Thanks so much.
 13 Per OIG (b)(6), (b)(7)(C) I'm going to stand up --
 14 [REDACTED] Happy Holidays.
 15 Per OIG (b)(6), (b)(7)(C) You too.
 16 Per OIG (b)(6), (b)(7)(C) Yeah, Happy Holidays. I'm going
 17 to stand up and turn off the recorder. So, we're off the
 18 record now at around 4:35.
 19 (Whereupon, the interview was concluded.)
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 21
 22
 23
 24
 25

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 CERTIFICATE

2 DEPOSITION SERVICES, INC. hereby certifies that
3 the foregoing pages represent an accurate transcript of
4 the electronic sound recording of the proceedings before
5 the Department of Justice, Office of Inspector General in
6 the matter of:

7

8

Interview of

b6 -2

b7C -2

9

10

11

12

13

Per OIG (b)(6), (b)(7)(C) Transcriber

14

15

December 28, 2017

16

17

Date

18

19

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25

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4 -----X
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6 INTERVIEW OF [REDACTED] :

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10 Interview of

October 5, 2017
Washington, D.C.

11 [REDACTED]
12 b6 -2
b7C -2

13 By the U.S. Department of Justice, Office of the Inspector
14 General, at the Department of Justice Building, beginning
15 at 10:00 a.m. before:

16
17 FOR THE OFFICE OF THE INSPECTOR GENERAL:

18 Per OIG (b)(6), (b)(7)(C) Oversight and Review Division

19 Per OIG (b)(6), (b)(7)(C) Oversight and Review Division
20

21 FOR THE WITNESS:

22 NONE
23
24
25

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1 subsequent statements thereto, related thereto. To
2 protect the integrity of our investigation, we request
3 that you not discuss the nature, the substantive nature of
4 our questions and the substantive nature of your answers
5 with others. Is that okay?
6 [REDACTED] That's okay.
7 Per OIG (b)(6), (b)(7)(C) And we've informed you that our
8 standard practice is to record all interviews. And we're
9 doing that now. And all of our interviews are also taken
10 under oath. Do you understand?
11 [REDACTED] Yes, I understand.
12 Per OIG (b)(6), (b)(7)(C) If you're ready, we'll have you
13 sworn in and get started.
14 [REDACTED] Okay, I'm ready.
15 Per OIG (b)(6), (b)(7)(C) Can you raise your right hand,
16 please?
17 Whereupon,
18 [REDACTED]
19 was called upon by the United States Department of
20 Justice, Office of the Inspector General, to provide a
21 voluntary sworn statement and was duly sworn.
22 Per OIG (b)(6), (b)(7)(C) Okay, thank you. Can you please
23 just give us a brief overview of your background with the
24 FBI, positions that you've held, and approximate dates,
25 just roughly?

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 PROCEEDINGS
2 Per OIG (b)(6), (b)(7)(C) Okay, on the record. I am Per OIG (b)(6), (b)(7)(C)
3 Per OIG (b)(6), (b)(7)(C) I'm an Investigative Counsel with the Oversight
4 & Review Division in the Office of Inspector General. And
5 I am here with Per OIG (b)(6), (b)(7)(C)
6 Per OIG (b)(6), (b)(7)(C) Yes.
7 Per OIG (b)(6), (b)(7)(C) Who is also an Investigative
8 Counsel in the same office. Today is October 5th, 2017.
9 It's approximately 10:00 a.m. And this is an interview
10 with [REDACTED] is that correct?
11 [REDACTED] Yes.
12 Per OIG (b)(6), (b)(7)(C) Can you spell your full name for
13 the record, please?
14 [REDACTED]
15 [REDACTED]
16 Per OIG (b)(6), (b)(7)(C) And what is your current position?
17 [REDACTED] I'm a Supervisory Special Agent with
18 the Inspection Division of the FBI Internal Investigations
19 Section.
20 Per OIG (b)(6), (b)(7)(C) Okay. We are in offices in the
21 Oversight & Review Division at 1425 New York Avenue,
22 Washington, D.C. And this is a voluntary interview, and
23 you are a fact witness. We are reviewing allegations that
24 FBI officials committed misconduct in connection with
25 disclosures of nonpublic information to the media in

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 [REDACTED] Sure. I entered on duty on [REDACTED]
2 [REDACTED]
3 [REDACTED]
4 [REDACTED]
5 [REDACTED] which is my current assignment with
6 Inspection Division at FBI headquarters. Do you want a
7 review of [REDACTED]
8 Per OIG (b)(6), (b)(7)(C) Not really. Maybe just an
9 overview of, if you just want to tell us the division, the
10 office you're currently in? Do you specialize in, let's
11 say --
12 [REDACTED] Yeah, so I --
13 Per OIG (b)(6), (b)(7)(C) -- or?
14 [REDACTED] Right. Currently [REDACTED]
15 [REDACTED]
16 [REDACTED]
17 Per OIG (b)(6), (b)(7)(C) Okay. Do you have anything more
18 on that?
19 Per OIG (b)(6), (b)(7)(C) Unh-uh.
20 Per OIG (b)(6), (b)(7)(C) Yeah. So, I want to segue to the
21 signed, sworn statement process that INSD uses. Can you
22 just give us an overview of the steps that occur from the
23 initial interview to a complete, final sworn statement so
24 we understand how that process works from beginning to
25 end?

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b7C -2

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b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

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b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

Page 6

1 [redacted] Sure. And also, we have documents
2 that you might want to consult. We have books that
3 describe the process.
4 [redacted] Okay.
5 [redacted] As well as training online.
6 [redacted] Okay.
7 [redacted] So if you're really interested in
8 that process, we can make those things available to you.
9 [redacted] Um-hmm. You have a manual,
10 right?
11 [redacted] That's right.
12 [redacted] It's over 200 pages or something?
13 [redacted] Right. And I would just simply say
14 that, that I would defer to the manual, to the extent that
15 something I say here might not abide by what that manual
16 says. But I will give you the best of my understanding.
17 [redacted] Sure. Just, or just from your,
18 right, your experience.
19 [redacted] Sure. So, essentially we will open,
20 we don't open as investigators. There's another unit, the
21 Internal Processing Unit, that will decide if an incoming
22 complaint will be opened into an investigation. And this
23 would be an investigation into potential misconduct by an
24 FBI employee.
25 So, once that's decided by the Internal

Page 8

1 say that's the main difference. We conduct an interview.
2 Prior to the interview, the employee is given a form
3 called an FD-645. It basically explains a little bit of
4 the process of the signed sworn statement interview. It
5 discusses that as a part of the investigation, that it's
6 non-criminal, that as an employee it's a compulsory
7 interview, that it will be done under oath, subject to the
8 Privacy Act. Those are the main things. There are some
9 other disclosures in there, but at the moment, those are
10 the main things that are coming to mind.
11 So, the investigators will explain that form to
12 the employee, as the employee to read it, and ask if they
13 have any questions. If they don't have any questions, we
14 put them under oath, very similar to what you just did to
15 me, and then they sign the form, and then it's witnessed
16 by the lead investigator, and then the witnessing
17 investigator, both SSAs or higher. And then we start the
18 interview.
19 We conduct the interview with whatever
20 substantive questions we want to ask. At the end of the
21 interview, we give the interviewee a chance to ask us
22 questions back about the process, and then we explain the
23 process of the signed sworn statement, which is
24 essentially that the investigators will write up the
25 interview in this document. It is a Microsoft Word

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1 Processing Unit, it is assigned to one of the SSAs in
2 Internal Investigations Section. We're also known as
3 Internal Investigations Unit within the section. So I am
4 one of those investigators. I would get a case. I would
5 look at the allegations of the case.
6 As you may or may not know, DOJ OIG always has
7 the first right of refusal. So assuming they didn't take
8 the case, and it's going to stay in-house, it could either
9 be a delegated investigation or a non-delegated
10 investigation. What that means is, if it's delegated, we
11 will assign it to someone in a field office or someone at
12 headquarters to do the substantive investigation, and we
13 will oversee it. If it is non-delegated, then I will
14 handle it personally myself, usually with the assistance
15 of another SSA. And I will determine how, what steps in
16 the investigation I would like to take.
17 Those generally, I will say they always include
18 interviews. If we are interviewing employees as a part of
19 the process, which is always the case, then we use
20 something called the signed sworn statement to document
21 our interviews of an employee. So the process of the
22 signed sworn statement is, and it's different if you are a
23 witness or a subject, but not a lot different.
24 Let's start with witness. If you are a witness,
25 you do not have the right to have counsel present. I'd

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1 document. It does not have an FD form or anything like
2 that. But there is some boilerplate language that appears
3 in every, single one.
4 If you happen not to be a supervisor, you can
5 ask for witness protection. So sometimes that language
6 differs if the employee indicates that they want their
7 identity to be concealed to the extent we're able to do so
8 under the Privacy Act, then that language will appear in
9 that boilerplate language. [redacted]
10 [redacted] That's a part of
11 the beginning of the interview we ask that. I can't
12 recall if that's in the FD-645 or not, but we always ask.
13 And we document whether they said yes or no. That's in
14 the boilerplate language. We ask for confidentiality,
15 similar to what you asked me at the beginning of this
16 interview, and that is also documented in the boilerplate
17 language of the signed sworn statement.
18 Then the body of the signed sworn statement will
19 go over, it starts with the EOD of the employee, if they
20 are support or an agent. And if that's different, we'll
21 document both of those dates, and then what their current
22 position is. Then we write up in the first person what we
23 understood their answers to be to the questions we ask.
24 Both of the investigators have a chance to look at that
25 document before it's sent to the employee.

b7E -3

1 But the employee gets a version that has the
2 track changes function in Microsoft Word turned on such
3 that the employee is free then to make any adjustments
4 they'd like to make to their signed sworn statement, so
5 long as those changes are documented by the track change
6 function in Microsoft Word. Then the employee will save
7 that as a Draft 2 and send it back to the investigators.

8 We will take a look at it. Almost always we are
9 accepting the changes exactly as the employee intended
10 them. Sometimes there are slight modifications or spacing
11 issues. Sometimes the employee will insert a comment to
12 explain why they made a change, and we will remove that.
13 Or if the substance of the change they'd like to make is
14 made in a comment, then we'll simply cut and paste that
15 substantive change into the statement, such that it would
16 have, that change that we believe the employee intended to
17 make appears in the second draft.

18 We save it as Draft 3. We send it back to the
19 employee with track changes turned on again. And that
20 process goes back and forth until the employee feels that
21 he or she is comfortable signing that statement under
22 oath. And when that happens, we meet with the employee
23 again, either face-to-face or over, we have a video
24 process called Lync, and we use that. And we'll get them
25 on Lync to sign their document. We put them under oath.

1 We ask them if they've made all the changes they want to
2 make. After they have taken the oath, they sign the
3 document. And then they initial the top left corner of
4 the text and the bottom right corner of the text. I think
5 this goes back to days of old when we didn't necessarily
6 use computers as much and an indication that there were no
7 changes made to the text internally. Their initials were
8 blocking it in.

9 Sometimes you'll see in the field in a delegated
10 case, they don't come back that way because probably the
11 overseeing SSA forgot to tell the field that that's the
12 way we do it, in which case they just come back signed by
13 the employee and then witnessed by the investigator. And
14 if the, the second investigator is not available to
15 witness the signing, any other investigator with IIS can
16 serve as the witness to the signed oath, even, so
17 sometimes you'll see a name at the end that is not a
18 person who was sitting in the interview but just simply
19 signifies that that is the person who witnessed the oath
20 that was taken, the second oath by the employee when they
21 signed the document.

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b7E -3

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b7E -3

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b7E -3

11 [redacted] And that's
12 essentially the process.

13 Per OIG (b)(6), (b)(7)(C) No, that's, that's very helpful.
14 So I want to ask just a couple questions on changes. If
15 in reviewing his or her statement a witness makes a change
16 that's inconsistent with what you as the interviewee
17 recall happen, or your notes, what, what occurs?

18 [redacted] Okay. So, I've never personally had
19 that happen. But my understanding of if that were to
20 happen [redacted]

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b7E -3

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b7E -3

15 Per OIG (b)(6), (b)(7)(C) Okay. And we may have some
16 questions later of that nature just to understand kind of
17 what happened with some changes and to see if that fell
18 into any additional conversation. But we'll, we'll get to
19 that. Do you have anything before I move on?

20 Per OIG (b)(6), (b)(7)(C) You mentioned that sometimes
21 employees use comment bubbles when the track changes
22 feature is on. Are those bubbles kept in the, in your
23 file when you keep track of all the different drafts? I
24 know you said that, that before you send Draft 3 back to
25 the employee, you may, you would remove those bubbles.

b6 -2
b7C -2

b6 -2
b7C -2

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1 But is there a record kept of that, of that information?
2 [REDACTED] Yes. So that would be Draft 2. We,
3 whatever the employee sends back to us gets printed out
4 and saved.
5 Per OIG (b)(6), (b)(7)(C) Okay.
6 [REDACTED] And then usually, at least, you
7 know, different investigators have different styles. But
8 my style would be to send it, when I send Draft 3 back to
9 the employee, I would send probably an email that said,
10 hey, I made this substantive change. You made this change
11 in a comment. I, I understood your comment to mean that
12 you wanted those words in the comment to be in the
13 document, so I put them in there. And I will, you know, I
14 just highlight the fact that it wasn't a tracked change
15 that they typed. I physically cut-and-paste words from
16 their comment into the document, and I just let them know
17 I did that.
18 But their original comments will always be like
19 in the even-numbered drafts, Draft 2 and Draft 4, et
20 cetera. We save everything.
21 Per OIG (b)(6), (b)(7)(C) Okay.
22 Per OIG (b)(6), (b)(7)(C) So, I want to segue into the, the
23 interviews that occurred where there were some final,
24 sworn statements, some not. So I want to start with the
25 interview of Mr. McCabe, Andrew G. McCabe, who is

b6 -2
b7C -2

Page 15

1 currently the Deputy Director of the FBI. Did you attend
2 the May 9th interview with then-Acting Director McCabe?
3 [REDACTED] I don't think so, without looking at
4 the notes. There were two interviews. I attended the
5 first. And at that first interview, I don't have the
6 date, but I could look at my notes to, you know, I brought
7 my notes from CMS which would refresh my recollection if
8 you want me to do that.
9 Per OIG (b)(6), (b)(7)(C) Yeah. You're more than happy to
10 look, I, just so we clear that up.
11 [REDACTED] But at any rate, while I'm doing
12 that, at that first interview, it was SSA --
13 Per OIG (b)(6), (b)(7)(C) And if you just want to identify
14 for the record what you're looking at.
15 [REDACTED] Yep.
16 Per OIG (b)(6), (b)(7)(C) And I think that's what [REDACTED]
17 finally found that --
18 [REDACTED] Yes.
19 Per OIG (b)(6), (b)(7)(C) -- identified.
20 [REDACTED] So what I'm looking at is a document
21 that's previously been produced to you. It's a printout
22 of the notes that we made in our CMS, it's an Access,
23 Microsoft Access software that's created for internal
24 investigations where we make notes about what we've done
25 in the case. You won't necessarily put everything into

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

Page 16

1 the file. You might have had a telephone call, say, to
2 set up this interview today. And that might be documented
3 in CMS, although it wouldn't be in the file.
4 So what I'm looking at is a printout. It's 47
5 pages in length. And, it's everything that was in CMS.
6 So I'm going to look and see if I can find when the date
7 of the original interview was. So just bear with me while
8 I do that.
9 Per OIG (b)(6), (b)(7)(C) I think it may be around April --
10 [REDACTED] Thank you.
11 Per OIG (b)(6), (b)(7)(C) -- of 2017. Maybe April 11th.
12 [REDACTED] And I said that [REDACTED] was
13 there. In addition to [REDACTED] Section Chief Vovietto
14 Morgan (phonetic sp.) was also present during that
15 interview.
16 Per OIG (b)(6), (b)(7)(C) Are we talking about the interview
17 that I'm asking about or the very first one?
18 [REDACTED] The very first one.
19 Per OIG (b)(6), (b)(7)(C) Oh, the very first one.
20 Per OIG (b)(6), (b)(7)(C) She's confirming whether she
21 attended that one.
22 Per OIG (b)(6), (b)(7)(C) Oh. April 11th perhaps?
23 [REDACTED] Yes. So, April 11th was the first
24 interview of Mr. McCabe, and I attended that. And the
25 second interview, which, are you --

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

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1 Per OIG (b)(6), (b)(7)(C) That's the one I'm specifically
2 wondering.
3 [REDACTED] And that was in May?
4 Per OIG (b)(6), (b)(7)(C) May 9th, if you attended that one.
5 Only because the notes that we have from INSD don't seem
6 to indicate you were there, and so I wanted to know --
7 [REDACTED] I wasn't there at the second
8 interview.
9 Per OIG (b)(6), (b)(7)(C) Okay. So May 9th, 2017, you were
10 not present for that interview with then-Acting Director
11 McCabe?
12 [REDACTED] Yes.
13 Per OIG (b)(6), (b)(7)(C) And was that just a scheduling
14 issue, or was that a conscious decision, or, you know?
15 [REDACTED] No, no. I believe I was out of town
16 on another case.
17 Per OIG (b)(6), (b)(7)(C) Okay.
18 [REDACTED] I would have been in that interview
19 had I been in town. We, I was working very closely with [REDACTED]
20 [REDACTED] We tried almost always to have it just be me and
21 him on everything in this case.
22 Per OIG (b)(6), (b)(7)(C) Were you told what the focus of
23 that interview was going to be, even though you weren't in
24 attendance?
25 [REDACTED] I didn't have a discussion with

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

1 anybody. I, I did, I don't even know if I knew that, that
2 they were going to meet with him before I left on my out-
3 of-town trip, which I think is what happened that day,
4 that time frame. I know what happened when I came back.
5 I was briefed. But my understanding was, the intent was
6 to have Mr. McCabe sign his signed sworn statement. And
7 [redacted] would have a better recollection, having actually
8 been at that meeting.

9 I know that Mr. McCabe was not comfortable using
10 the track change function. And sometimes you get
11 employees that just don't feel comfortable with the
12 technology. And I think there may have been an offer made
13 to come up and work with him to, with the document so that
14 the changes could be made. Now, I don't know if that's
15 what happened at the May 9th meeting or they were just
16 going up to sign the final version. But it was one or the
17 other was my understanding.

18 Per OIG (b)(6), (b)(7)(C) Were you informed before the
19 meeting or the interview occurred -- do you call them
20 interviews?

21 [redacted] Interviews, yeah.

22 Per OIG (b)(6), (b)(7)(C) Before the interview occurred,
23 were you at all informed that [redacted] and others were
24 going to show or discuss the, a Wall Street Journal
25 article that appeared approximately October 30th, 2016?

b6 -1,
b7C -1

b6 -2
b7C -2

b6 -1
b7C -1

1 [redacted] I didn't know that.

2 Per OIG (b)(6), (b)(7)(C) Okay.

3 [redacted]: And I don't believe [redacted] knew it
4 either. I think that that was something that happened
5 very close in time to the interview. But again, that's a
6 better question for [redacted]

7 Per OIG (b)(6), (b)(7)(C) Okay.

8 [redacted] I didn't know ahead of time that
9 that document was going to be shown, no.

10 Per OIG (b)(6), (b)(7)(C) Well, then, can you just fill us
11 in on what you were briefed about after the interview had
12 been completed? What were you told, as best you recall?
13 [redacted] Sure. So [redacted] and I would touch
14 base if somebody missed something on, that occurred on
15 this case and some other cases that we were working. He
16 would just tend to brief me. And I believe he told me
17 that they went up to have the document signed, and then at
18 the last moment, when they were just about to complete the
19 interview, that our Section Chief, Voviette Morgan, showed
20 him this Wall Street Journal article and asked him about
21 it.

22 Now, again [redacted] might have known slightly
23 before the interview that it was going to happen. I don't
24 think, you know, I think it would have been that day, but
25 I'm not sure. So he told me that Voviette had shown --

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -1
b7C -1

1 that's her first name. Voviette had shown Mr. McCabe the
2 document, and they asked him questions about the document.
3 Again, I wasn't at that meeting.

4 I know the focus of that article is a telephone
5 call between Mr. McCabe and an unidentified senior DOJ
6 official. And I believe that that was asked about in the
7 meeting, and that Mr. McCabe gave responses to questions
8 that would be best documented in his signed sworn
9 statement. Or, I know he hasn't signed it, but the most
10 recent version of his signed sworn statement. So,
11 ultimately, he didn't sign his, his statement that day
12 because this additional information would have had to have
13 been added to it, which I believe happened after, shortly,
14 in short course thereafter.

15 Per OIG (b)(6), (b)(7)(C) Do you have anything before I move
16 on?

17 [redacted] No.

18 Per OIG (b)(6), (b)(7)(C) So let me show you, it's actually
19 the first document on top of that stack there.

20 [redacted] Okay.

21 Per OIG (b)(6), (b)(7)(C) It's an email from May 12th, 2017.

22 And it's from [redacted] to, to Andrew G. McCabe.

23 And it attaches a 12-page revised draft sworn statement.

24 And you were copied on this email. Do you see that?

25 [redacted] Yes.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) Do you recall receiving this?

2 [redacted] Yes. I [redacted] and I copy each other
3 on almost every communication that we do in this case.

4 Per OIG (b)(6), (b)(7)(C) And before getting into the
5 substance, is this email representative of an email that
6 INSD would send to a witness with each draft statement for
7 review?

8 [redacted] Yeah. This, this is, it's just as I
9 explained. So this isn't the first one he's received. It
10 says here's the revised version. And he talks about
11 exactly how it's been revised. And he says look at it
12 again, and the track changes are on. This is very
13 representative of a type of email we would send to an
14 employee sending them back.

15 Per OIG (b)(6), (b)(7)(C) And, and yeah, and just so I'm a
16 little clearer. With each draft that you want an FBI
17 employee to review, is it always accompanied by, or in
18 most cases accompanied by an email that says, you know,
19 Jane Q. Employee, attached is your draft statement for
20 review?

21 [redacted] Yes. It, again, every SSA has their
22 own style. I always tell them what draft number it is.

23 Per OIG (b)(6), (b)(7)(C) Um-hmm.

24 [redacted] I always ask them to look at it one
25 more time. I always remind them that if they want to make

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 changes, they are free to do so, as long as they use the
2 track changes function. That's in every single one of my
3 emails that I send out, every single one. But other
4 people have different styles. But, but if you're asking,
5 if your question is does the revised draft always get sent
6 via an email, I would say yes.

7 Per OIG (b)(6), (b)(7)(C) Okay.

8 [REDACTED] That's all how it always happens.

9 Per OIG (b)(6), (b)(7)(C) More the latter, just so we have
10 an understanding, there are, there might be some drafts in
11 this matter that we might just want to see the emails that
12 went back and forth, even if they're boilerplate.

13 [REDACTED] Okay.

14 Per OIG (b)(6), (b)(7)(C) So.

15 [REDACTED] I would have expected you had those.
16 But if you don't, I don't think we have any problem
17 sending those.

18 Per OIG (b)(6), (b)(7)(C) Yeah, and maybe, I don't know if
19 this is a better question for [REDACTED] What we do have are,
20 and you'll see maybe with some of the witnesses, drafts
21 that are labeled Draft 2, 3, 4, but no cover email like
22 this.

23 [REDACTED] Oh, I see.

24 Per OIG (b)(6), (b)(7)(C) There's very few that have this.

25 [REDACTED] Okay. So --

1 Per OIG (b)(6), (b)(7)(C) But we can point out --

2 [REDACTED] There would be an email that, I
3 would expect we could locate an email --

4 Per OIG (b)(6), (b)(7)(C) Okay.

5 [REDACTED] -- for every, single draft that way.

6 Per OIG (b)(6), (b)(7)(C) Well, we might see if that's
7 something we want, and we'll talk after.

8 [REDACTED] Okay.

9 Per OIG (b)(6), (b)(7)(C) And identify -- I don't know that
10 it's necessary to do all of those, but we can talk about
11 it after.

12 [REDACTED] And just say, if you decide you want
13 them, just send a formal email --

14 Per OIG (b)(6), (b)(7)(C) Okay.

15 [REDACTED] -- setting forth what you want.

16 Per OIG (b)(6), (b)(7)(C) Okay.

17 Per OIG (b)(6), (b)(7)(C) I have one other process
18 question.

19 Per OIG (b)(6), (b)(7)(C) Yeah.

20 Per OIG (b)(6), (b)(7)(C) Which is, who typically, which
21 investigator is typically the one that drafts the Draft
22 Number 1 of the sworn statement? Is it usually the lead?
23 Is it usually the second chair? Is that even the case
24 where you have a first and second chair? Can you kind of
25 explain that?

1 [REDACTED] Right. So this is, again, something
2 that's going to differ from investigator to investigator.
3 I would say generally, the lead investigator is the one
4 who administers the oath and has sort of the list of
5 questions. So in this scenario today, I would call [REDACTED]
6 the lead investigator and you the second.

7 Per OIG (b)(6), (b)(7)(C) Um-hmm. Right.

8 [REDACTED] And --

9 Per OIG (b)(6), (b)(7)(C) We're both, for the record --

10 [REDACTED] Yeah, yeah, yeah.

11 Per OIG (b)(6), (b)(7)(C) -- we're both, we're both handling
12 this together.

13 [REDACTED] But, but in our process, that's what
14 I would consider. So if I'm administering the oath, I
15 would say I was lead interviewer. Now, as to who actually
16 drafts it up, that, there isn't a set rule as to who does
17 it? I will say that [REDACTED] in my opinion, he tends
18 to want to write everything up the first time and then
19 send it to me for review, which is fine for me, less work
20 for me.

21 Per OIG (b)(6), (b)(7)(C) Um-hmm.

22 [REDACTED] That's not always the case. In some
23 instances, I would say most of the time both of the
24 interviewers will take some notes, especially if they want
25 to ask follow-up questions. But sometimes, I've been in

1 situations where I really needed to focus on the
2 questions, so I didn't take notes, and the second
3 interviewer only took the notes. In that instance, I
4 would expect that the second interviewer would type up the
5 interview first because of, you know, the necessity of
6 being able to read the handwriting, et cetera. But it's
7 always the case that both investigators will look at the
8 draft document before it's sent to the employee.

9 Per OIG (b)(6), (b)(7)(C) Okay. Thank you.

10 Per OIG (b)(6), (b)(7)(C) Yeah. And then, so you were just
11 a moment ago looking at the, the email. And so if I can
12 direct your attention to the email, this is the, the first
13 three lines. [REDACTED] is saying actor, stating Acting
14 Director McCabe, than you very much for your time on
15 Tuesday. Please see the attached revised version of your
16 statement. Note, your requested changes have been made,
17 and we added a short paragraph, in parenthesis beginning
18 on Page 10, relative to your recollection of circumstances
19 pertaining to the Wall Street Journal article we reviewed
20 with you. And then if you turn to Page 10 of the draft
21 document. It's Page 10 of 12 on the bottom.

22 [REDACTED] Um-hmm.

23 Per OIG (b)(6), (b)(7)(C) This is the last paragraph,
24 beginning with on May 9th, 2017, and it carries onto 11.
25 If you take a moment to read that and just let us know

1 when you're done.
 2 [REDACTED] Okay. So I've read up to the
 3 boilerplate language, which starts with the first full
 4 paragraph on Page 11 with I am willing.
 5 Per OIG (b)(6), (b)(7)(C): Okay.
 6 [REDACTED] So, yep, I've read that.
 7 Per OIG (b)(6), (b)(7)(C) So the paragraph that I asked you
 8 to read, is that paragraph, what's stated there, is that
 9 consistent with what you were told by folks in INSD that
 10 Mr. McCabe said at the time?
 11 [REDACTED] Yes, it is consistent with what -- I
 12 wasn't present for that, obviously.
 13 Per OIG (b)(6), (b)(7)(C) Sure.
 14 [REDACTED] But that's what I was told.
 15 Per OIG (b)(6), (b)(7)(C) And then, as we understand, there
 16 is a follow-up interview with Mr. McCabe on August 18th,
 17 2017.
 18 [REDACTED] Yes.
 19 Per OIG (b)(6), (b)(7)(C) Can you describe for us what
 20 circumstances prompted that follow-up interview, if, as
 21 best you remember?
 22 [REDACTED] Yes. There is a lot. So, this,
 23 we've jumped, you know, this is, you're, this is the first
 24 interview you've asked about that obviously there were a
 25 number of other interviews that took place in this case.

1 And there was a lot of effort on [REDACTED] and my parts to
 2 try to get Mr. McCabe to sign his statement. And because
 3 of his position and the fact that he was made the Acting
 4 Director during the course of this investigation, I would
 5 say we were probably pretty considerate of his time and,
 6 and tried not to bother him too much.
 7 But, for example, months had gone by. And I
 8 saw, I happened to be in Starbucks behind him in line.
 9 And I personally mentioned it to him in Starbucks in line
 10 because I thought I'm, I'm going to just remind him here.
 11 He's so busy. Here he is. I'm going to remind him. And
 12 even then, we still didn't get him to sign it. So, it got
 13 to a point where we had, by direction of our management,
 14 we had kind of ceased work on the case for a while. And
 15 then we picked it up.
 16 And, and specifically, I would say what made the
 17 turning point was our interview of [REDACTED]
 18 [REDACTED] which I conducted and [REDACTED] was not present for, as
 19 it turns out. After Mr. McCabe was show the Wall Street
 20 Journal article, we began [REDACTED] and I began to ask new
 21 interviewees about the article. But I will say, the
 22 interviews that had taken place and been completed before
 23 Mr. McCabe was shown the article, those interviews were
 24 not shown that article. Okay? So [REDACTED] was shown the
 25 article, and very similar to what's --

1 Per OIG (b)(6), (b)(7)(C) Can I stop you for one second?
 2 [REDACTED] Yeah.
 3 Per OIG (b)(6), (b)(7)(C) And when you say the article,
 4 we're specifically talking about the October 30th, 2016
 5 Wall Street Journal article?
 6 [REDACTED] That's right.
 7 Per OIG (b)(6), (b)(7)(C) Okay.
 8 [REDACTED] The one, the same one that's
 9 referenced in Mr. McCabe's statement here, his draft
 10 statement.
 11 Per OIG (b)(6), (b)(7)(C) And actually, just, you can have
 12 this handy if you want. So I understand Mr. McCabe never
 13 signed a statement, a final sworn statement, but I believe
 14 at some point, he initialed, I'll represent for the
 15 record, that as the file was turned over to the OIG from
 16 FBI INSD. There was reference made to a document that Mr.
 17 McCabe was presented in his May 9th interview, May 9th,
 18 2016, in which he apparently initialed the upper, upper
 19 right-hand corner, A.M. Although it doesn't have an
 20 Exhibit Number 5 labeled as stated in the draft document.
 21 [REDACTED] Okay. So your representation duly
 22 noted. That would be our practice, to have, if we were
 23 going to show a document to the interviewee, it would be
 24 our practice to have them initial and usually date it.
 25 And then, we usually write the exhibit number on the face

1 of the document. It may just be that your copy, it got
 2 cut off. But, and I don't know what the original looks
 3 like, but that's the general practice. So, I'm looking at
 4 this article.
 5 And if you had the original, not a copy, and
 6 this last page of the article had these first three
 7 paragraphs highlighted, the paragraphs that start
 8 according to a person familiar with the probes, then the
 9 second paragraph begins the Justice Department official
 10 was very pissed off, and then the third paragraph says,
 11 quote, are you telling me that I need to shut down a
 12 validly predicated investigation. Those three paragraphs
 13 were highlighted, both in what Mr. McCabe was shown, and
 14 then definitely in what [REDACTED] was shown. And I
 15 believe everybody who was interviewed in this case and
 16 shown this article also had those three paragraphs
 17 highlighted, because it's a very lengthy article that
 18 covers a lot of ground.
 19 Per OIG (b)(6), (b)(7)(C) Can I stop you for one second? If
 20 you want, we haven't gotten to that yet, but for your
 21 reference, we will get to [REDACTED] interview.
 22 Per OIG (b)(6), (b)(7)(C) Here is her final sworn statement.
 23 [REDACTED] Okay.
 24 Per OIG (b)(6), (b)(7)(C) This is Exhibit 4.
 25 [REDACTED] Yep.

b6 -2
b7C -2

1. Per OIG (b)(6), (b)(7)(C) Which I believe, if you look at
2 the last page, this is Exhibit 4 to [redacted] final
3 signed sworn statement. Exhibit 4 is the same October
4 30th, 2016 Wall Street Journal article, and the last page
5 is highlighted as you just described.

b6 -2
b7C -2

6 [redacted] Yes.
7 Per OIG (b)(6), (b)(7)(C) Are the first three paragraphs on
8 the last page.

b6 -2
b7C -2

9 [redacted] Yes, exactly. So the original
10 question was --

b6 -2
b7C -2

11 Per OIG (b)(6), (b)(7)(C) Sort of --

12 [redacted] Why, what was the, why we were going
13 to interview him again, Mr. McCabe, in August. So I was
14 starting to explain that it. It's not an easy

b6 -2
b7C -2

15 explanation. But the turning point for me, my opinion I
16 believe supported by the facts, is that I asked [redacted]
17 about this October 30th, 2016 Wall Street Journal article
18 and these three paragraphs, and if she knew who the source
19 of the information was. And she said in her interview,
20 and again, she has completed her interview and signed a
21 signed sworn statement. So that will be the best,
22 accurate representation of what she said. But
23 paraphrasing, she said, oh, I believe that's referring to
24 me and [redacted] of the Office of Public Affairs.
25 And I was very, I have to tell you, I was very surprised

b6 -2
b7C -2

1 to hear that. I was not, I was not expecting that at all
2 because that had not been stated previously by anybody in,
3 that had been interviewed. And generally, we have a
4 number of leak investigations. This is one of them.
5 Generally you're getting the answer that I have no idea,
6 it wasn't me, et cetera, et cetera. And here was a very
7 clear, confident statement that I am the source. I am the
8 source, and it was authorized. And [redacted] and I were
9 the ones.

b6 -2
b7C -2

10 So, there was no hesitation there. And for me,
11 that was a turning point in the case. Like, okay. So,
12 this isn't a leak, essentially. This was a predicated, or
13 an authorized disclosure of information that was overseen
14 by the Office of Public Affairs. So that was a turning
15 point in the investigation because Mr. McCabe did not say
16 that when he was presented with the article in the
17 interview that I was not present for.

b6 -2
b7C -2

18 Voviette was in the interview of [redacted] I'm
19 sorry. [redacted] was interviewed twice as well. So the
20 first time, she was not asked about the article. She was
21 --

b6 -2
b7C -2

22 Per OIG (b)(6), (b)(7)(C) The Wall Street Journal article?
23 [redacted] Yes. She was asked about another
24 aspect of this case which involved an email and some other
25 articles. And the second time [redacted] was interviewed,

1 which she had not finalized her signed sworn statement.
2 So it's all contained in a single signed sworn statement,
3 although her interview took place on two, two different
4 dates. So the second interview where she indicated she
5 was the source of the information in the Wall Street
6 Journal article, Voviette Morgan was the second
7 interviewee or the, the witness, or however you want to
8 describe her in that, in that interview.

9 So when we finished that interview with [redacted]
10 [redacted] I was very surprised, as I previously indicated. It
11 was not, it was not an answer I was expecting to receive.
12 So we, obviously I spoke with [redacted] who, he was not
13 available that day for some reason, or he would have been
14 in that interview with me. But whenever he was available,
15 I discussed this fact with him, and we strategized as to
16 what we were going to do to resolve now sort of an
17 inaccuracy in our investigation.

b6 -1,2
b7C -1,2

18 So, that was what prompted the August 18th
19 interview of Mr. McCabe.

20 Per OIG (b)(6), (b)(7)(C) Can I just orient us for a
21 second? So, [redacted] was interviewed by Inspections
22 twice.

b6 -2
b7C -2

23 [redacted] Yes.

b6 -2
b7C -2

24 Per OIG (b)(6), (b)(7)(C) Based on the, the documents you
25 provided to us, the first date was on or about June 29 of

1 2017. And then the second was on August 7 of 2017. Does
2 that does that comport with your --
3 [redacted] Yes. I'm just reviewing the actual
4 final version of her signed sworn statement. And it does
5 say that the original date was June 29th, and then on Page
6 7 it says on August 7th, I was interviewed again. So,
7 yes.

b6 -2
b7C -2

8 Per OIG (b)(6), (b)(7)(C) And, and McCabe, Voviette Morgan
9 asked McCabe the first time about the October 30 article
10 during his second interview in May, right?

11 [redacted] Yes. Um-hmm.

b6 -2
b7C -2

12 Per OIG (b)(6), (b)(7)(C) Of 2017. When, when you all
13 interviewed [redacted] for the first time in June, did, was she
14 asked or not asked about the October 30 article?

b6 -2
b7C -2

15 [redacted] She was not --

b6 -2
b7C -2

16 Per OIG (b)(6), (b)(7)(C) Okay.

17 [redacted] -- asked about the article in the
18 first interview.

b6 -2
b7C -2

19 Per OIG (b)(6), (b)(7)(C) And remind me, did you attend the
20 first interview with her?

21 [redacted] Yes.

b6 -2
b7C -2

22 Per OIG (b)(6), (b)(7)(C) Okay.

23 [redacted] I was at both interviews.

b6 -2
b7C -2

24 Per OIG (b)(6), (b)(7)(C) Okay, all right. Was there a
25 reason it didn't come up, or?

1 [redacted]: So, that's not an easy answer
2 either. So this, I can't really answer it without giving
3 you some additional background information, which is that
4 when we started this case [redacted] and I, there were a number
5 of other leak investigations, as I have referenced, made
6 reference to. And there was, there were meetings with DOJ
7 OIG Investigations, as there was some interest in, they
8 had some interest in some of these leak investigations.
9 So there were coordination meetings to determine which
10 entity was going to investigate which article and alleged
11 leak, et cetera.

12 The Wall Street Journal article was known about
13 from day one. But my recollection from those early
14 coordination meetings was that this particular case did
15 not, was not going to include the Wall Street Journal
16 article. It was going to focus instead on an email that
17 was sent by [redacted] referencing
18 alleged comments that Mr. McCabe was supposed to have made
19 during a small, intimate meeting with FBI executives. And
20 then --

21 Per OIG (b)(6), (b)(7)(C) In February of 2017.
22 [redacted] The email, yes. Uh-huh. So that
23 was the focus of this investigation. The Wall Street
24 Journal article was not, my understanding was that it was
25 not going to be a part of this investigation. And I

1 [redacted] and briefed my management on it that they
2 indicated that I should have asked her about the Wall
3 Street Journal article. So I had the second interview
4 specifically to ask about the Wall Street Journal article,
5 which turns out was a very good idea because it gave light
6 to basically why we're here today, which was an
7 inconsistency on how this article was understood between
8 two people who were interviewed about it.

9 Per OIG (b)(6), (b)(7)(C) When you were saying a moment ago
10 that it was your understanding that the Wall Street
11 Journal article on October 30th, 2016 was not going to be
12 part of the investigation that was focused more on an
13 email from [redacted] did you have any understanding
14 whether someone else, some other office in FBI or OIG was
15 going to handle the Wall Street Journal article?

16 [redacted] I don't think that that was
17 necessarily clearly outlined either. There is a larger
18 case file that is being investigated by DOJ OIG, which has
19 to do, it has to do with a number of articles that, that
20 were pre-election. And this article would have been pre-
21 election. So I believe my understanding was that the Wall
22 Street, that the October 30th Wall Street Journal article
23 that we're talking about here today was going to be a part
24 of that larger pre-election leaks investigation being done
25 by DOJ OIG Investigations.

1 believe, you know, that is why Mr. McCabe was not asked
2 about it originally to. And so when Voviette asked,
3 brought the article to the second interview and asked
4 about it, I think that that was a departure from what [redacted]
5 and I had understood that this investigation was going to
6 be about.

7 And, I think we hadn't really reconciled what we
8 were going to do going forward with the article. Was it
9 going to in fact become a part of this investigation such
10 that we should go back and, and talk to everybody about
11 it, or should we just stay focused on the [redacted]
12 email, which was the main thrust of this investigation.
13 So I believe when I sat down with [redacted] I was still
14 under the impression that we were focusing simply on [redacted]
15 [redacted] email and not the Wall Street Journal article.

16 And I will also say that there was a break. I
17 think I referenced this earlier. We had done a number of
18 interviews, and then we were told to, by our management to
19 not continue the interviews. And then we picked it up
20 again. And I want to say, I'm not positive, but I want to
21 say [redacted] might have been the first in that series of
22 after the break interviews. And I was still under the
23 impression that our investigation was not going to include
24 the Wall Street Journal article.

25 But after I completed the first interview of

1 Per OIG (b)(6), (b)(7)(C) And is that under the, is it a
2 case name of [redacted]
3 [redacted] Right. So these are UNSUB cases.
4 Per OIG (b)(6), (b)(7)(C) Okay.

5 [redacted] Because we didn't know who leaked
6 the information. [redacted]

7 [redacted]
8 Per OIG (b)(6), (b)(7)(C) This case being the [redacted]
9 email-focused --

10 [redacted] Yes. Um-hmm.
11 Per OIG (b)(6), (b)(7)(C) Okay. And to your knowledge,
12 would Mr. McCabe have been the first witness in your
13 investigation who was shown the Wall Street Journal
14 article on October 30th? Not that he was shown it on
15 October 30th, but that he was the first witness shown that
16 Wall Street Journal article?

17 [redacted]: In the [redacted] investigation, yes,
18 he was the first one.

19 Per OIG (b)(6), (b)(7)(C) Do you want to ask her about --
20 so, let's segue into the interview of Mr. McCabe, the
21 follow-up interview on August 18th, 2017. And I have for
22 you there a copy of what I believe are your notes, but
23 let's just go through a little, formal questions to
24 determine that.

25 [redacted] Okay.

1 Per OIG (b)(6), (b)(7)(C) So I'm showing you a three-page
2 document of handwritten notes. In the upper right-hand
3 corner it's dated 8-slash-18-slash-17, and contains the
4 initials [REDACTED] do you
5 recognize this document?

6 [REDACTED] Yes. These, this is my handwriting.
7 These are my notes from the August 18th interview of Mr.
8 McCabe that I attended with [REDACTED]

9 Per OIG (b)(6), (b)(7)(C) Okay. We just want to ask, well,
10 I, I have some questions about this, and Per OIG (b)(6), (b)(7)(C) may
11 have some additional ones as well, just to make sure we
12 understand everything. The first notation that you have
13 there, I think the first word is Baker?

14 [REDACTED] Yes.

15 Per OIG (b)(6), (b)(7)(C) Could you read us what that
16 notation says, and explain what it was supposed to be
17 about?

18 [REDACTED] Sure. So, this is the first time
19 I'm looking at these for a moment, so I might stumble over
20 my own handwriting.

21 Per OIG (b)(6), (b)(7)(C) That's fine, if you --

22 [REDACTED] But it looks like Baker concerned
23 that signed sworn statement was too detailed in light of
24 OIG investigation. Therefore, might, or actually make,
25 make event to make edits. That's what it looks like. But

1 I think that what's meant there is -- I can tell you what
2 he said and, and what my notes were that, that. We walked
3 into the room, and Mr., Mr. McCabe, first of all, called
4 us to his office earlier than we anticipated.

5 We were in the middle of another interview. So,
6 I don't think we were necessarily in the right frame of
7 mind to start our interview with him. We sort of got
8 rushed into it. It was a Friday afternoon. I was, I had
9 to leave the other interview because my phone kept
10 ringing, and it was my unit chief saying Deputy Director
11 wants you to come to his office now. Okay. We're going
12 to go to his office now. So, we had to stop the other
13 interview and go upstairs.

14 So when we got into his office, he kind of joked
15 around about how long it had been since we had originally,
16 you know, interviewed him, and that we were going to hound
17 him to sign his signed sworn statement. And so he was
18 kind of joking about it, but I think he probably knew that
19 we, there was more to it than that because we don't
20 generally make a meeting just to, you know, like a
21 scheduled more than five-minute kind of thing to sign
22 that.

23 So, we asked him if he, you know, had he
24 reviewed it since we'd sent it to him a number of times at
25 that point. And he had made a statement that he had shown

1 it to the Office of General Counsel, General Counsel James
2 Baker. And he revealed to us that there were another OIG
3 investigation that was going on. And later in the
4 interview, he told us a little bit more about it, and we
5 stopped him at some point because we didn't feel like we
6 should be hearing it. And so we stopped that. But
7 essentially, through the course of the interview, it came
8 to light that they were asking similar questions to what
9 we were asking. But, I mean, we didn't --

10 Per OIG (b)(6), (b)(7)(C) And they being? What --

11 [REDACTED] They being OIG. Whoever interviewed
12 him in OIG, which he later told us. But sitting here at
13 the very beginning of the page, I didn't know that. And I
14 didn't know why he would be seeing James Baker with
15 respect to his statement. In fact, there is protocol, if
16 you're going to be represented by counsel that you have to
17 have some forms filled out, and that had not happened in
18 this case.

19 But be that as it may, he told us at the very
20 forefront of that interview that he had shown the
21 statement to James Baker, and that James Baker had said
22 it's too detailed. And in light of what OIG, what you're
23 going through with an OIG investigation, you might want to
24 make edits to this. At which point, [REDACTED] he said pare it
25 down is what he said. You might want to pare down the

1 statement. And I remember [REDACTED] made a statement to the
2 effect of this is as pared down as I believe this
3 statement can be. That's my basic recollection of what
4 that means. Yeah. What, what that statement was.

5 Per OIG (b)(6), (b)(7)(C) Can I ask a question about
6 showing, about the Deputy Director showing the sworn
7 statement to the General Counsel? Is it ever the case
8 that FBI employees, whether they are executive management
9 or not, that they are, that they get legal advice or are
10 represented by an OGC attorney or the General Counsel
11 himself?

12 [REDACTED] Speaking solely about internal
13 investigations here, our policy is that if you're a
14 witness to the investigation, which Mr. McCabe would have
15 been considered a witness here, that you're not entitled
16 to have attorney representation. And that includes
17 showing your statement to an attorney as well.

18 And subjects can have an attorney represent
19 them. However, they need to have two forms filled out,
20 which is essentially the attorney filling out a form
21 saying that they won't, it's a nondisclosure agreement for
22 them and anyone in their office. And then there is a form
23 where the employee fills out their intent to have that
24 attorney represent them. But that's for subjects,
25 witnesses.

1 Per OIG (b)(6), (b)(7)(C) And are subject witnesses ever
 2 represented on internal matters by a representative of
 3 OGC?
 4 [redacted] I have personally never seen it, but
 5 I don't know that it precludes it. I don't know the
 6 answer to that. Usually, employees, this is my only case
 7 involving executive management, in my experience. Most
 8 employees use legal counsel that they have access to
 9 through agents association or FLEOA or a similar-type
 10 organization, professional organization that they've
 11 joined. That's generally who they use. I have never even
 12 had an occasion in my experience where a personal, outside
 13 attorney was used. But I don't, I'm not aware of a rule
 14 that would preclude it. I don't know if the OGC has rules
 15 that preclude it. I would say I have no idea about that.
 16 I'm sure there's probably something written about that.
 17 But I don't, I don't personally know what it is.
 18 Per OIG (b)(6), (b)(7)(C) Did Mr. McCabe at the time
 19 elaborate any more about what he meant by, I can't
 20 remember if his words were pare down, or [redacted]
 21 words were pare down, but whatever he was, however he was
 22 characterizing it, did he get into any specifics, or he
 23 just made this expression?
 24 [redacted] He just said that expression. He,
 25 and it was he, Mr. McCabe, who said pare it down.

b6 -2
 b7C -2

b6 -1
 b7C -1

b6 -2
 b7C -2

1 Per OIG (b)(6), (b)(7)(C) Okay.
 2 [redacted] And I remember that [redacted] said I
 3 don't think we can pare it down.
 4 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 5 [redacted] And I would have agreed with that.
 6 I don't think there was anything we could have taken out.
 7 It was a very accurate, concise representation of what we
 8 asked him.
 9 Per OIG (b)(6), (b)(7)(C) So then, does the conversation
 10 then just flow into, well, we'll discuss that later?
 11 Because then there are more notes about, it looks like you
 12 get into the, the October 30th, 2016 Wall Street Journal
 13 article.
 14 [redacted] Right. So I don't know exactly how
 15 the, the interview transitions, but I think it might have
 16 been something along those lines, like we have something
 17 additional we need to talk to you about anyway. You're
 18 going to need to modify your statement because we're going
 19 to include what we talk to you about today, so let's get
 20 into that. And I think then we proceeded on from there.
 21 Per OIG (b)(6), (b)(7)(C) Okay. Do you have any more?
 22 And so, if you look under the notation there at
 23 the top where it says October 30th, 2016, WSJ article
 24 refresh, spinoff of original case. Does that refresh your
 25 recollection of sort of maybe how it was presented to Mr.

b6 -1,2
 b7C -1,2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 McCabe, or what was going on there?
 2 [redacted] Right. So, he, Mr. McCabe had
 3 already seen this article in the May 9th interview that I
 4 was not present at.
 5 Per OIG (b)(6), (b)(7)(C) Right.
 6 [redacted] So I believe, so [redacted] would have
 7 been leading this, and, you know, I would have been the,
 8 the secondary person if you will. So I was mostly taking
 9 notes, but, although I would jump in if I had a question.
 10 So [redacted] said something to the effect of, hey, I want to
 11 show you this article, it might have been this one that he
 12 had already initialed that you've shown me here. To
 13 refresh your recollection, we showed you, you know, this
 14 at your May 9th interview. Remember it was a spin-off of
 15 what the case was originally about, which it says here
 16 refresh and [redacted] email, which is the main thrust of
 17 the.
 18 So that was my best recollection looking at
 19 these notes is [redacted] was saying I want you to look at this
 20 again.
 21 Per OIG (b)(6), (b)(7)(C) I see.
 22 [redacted] This is, we've shown this to you
 23 before. Remember we came in first. We talked to you
 24 about [redacted] Then we came in on May 9th, and we
 25 showed you this article. And now I want you to look at

b6 -2
 b7C -2

b6 -1,2
 b7C -1,2

b6 -1
 b7C -1

b6 -3
 b7C -3

b6 -1
 b7C -1

b6 -2
 b7C -2

b6 -3
 b7C -3

1 this article again.
 2 Per OIG (b)(6), (b)(7)(C) And then, can you explain what the
 3 next notation is addressing where it begins with Draft 3-
 4 slash-4, and then the two lines below that?
 5 [redacted] Right. So, Draft 3 or 4, I think
 6 that is because I, I don't think we were sure exactly the
 7 correct draft number that we were on. I think, Mr. McCabe
 8 had said something to the effect of that he hadn't seen
 9 the version of the signed sworn statement that included
 10 the paragraph about the Wall Street Journal article.
 11 Per OIG (b)(6), (b)(7)(C) Okay.
 12 [redacted] Which I would have to say, maybe he
 13 didn't remember it, but it was definitely sent to him.
 14 Yes. The May 12th email that you've shown me earlier here
 15 would be where [redacted] sent it to him. And then I also, when
 16 I met him at the Starbucks, and I reminded him about the
 17 statement, I also sent him, and, he asked me on that day
 18 if I could send him an email, which I did. I sent him his
 19 statement later that day. And so he had it on at least
 20 two occasions before August 18th.
 21 So he had said something, I think the way this
 22 worked was [redacted] said, hey, I have this paragraph that I
 23 added to your signed sworn statement about the Wall Street
 24 Journal article. Did you have a chance to look at that?
 25 And I think Mr. McCabe said something to the effect, oh

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -1
 b7C -1

b6 -1
 b7C -1

1 no, I don't recall getting my signed sworn statement with
2 that added. That was what he said.
3 At any rate, we did ask you about it. I sent it
4 to you. This is what you said on that date. And then we
5 asked him this question. Did you authorize someone to go
6 on background with, and that's where it ends. But that
7 means on background with Devlin Barrett, the Wall Street
8 Journal report who is the author of the October 30th news
9 article. And he said, yes, I recall that now. I did
10 authorize someone to go on background. And then the next
11 line, if you want me to just go on here?

12 Per OIG (b)(6), (b)(7)(C) Yes, please.

13 [redacted] Says OIG asked same question --

14 Per OIG (b)(6), (b)(7)(C) Oh, but what about --

15 [redacted] -- about same article --

16 Per OIG (b)(6), (b)(7)(C) Can I stop you?

17 [redacted] Yeah.

18 Per OIG (b)(6), (b)(7)(C) I'm sorry to interrupt. What is
19 following from, after yes?

20 [redacted] Recall that, and it looks like no,
21 but it's now. Recall that now.

22 Per OIG (b)(6), (b)(7)(C) Okay.

23 [redacted] Would be, like sometimes you're just
24 writing fast, and.

25 Per OIG (b)(6), (b)(7)(C) Got it. Okay, sorry.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 took a break from the case for a while. And then when we
2 came back, I was instructed, okay, start asking everybody
3 about this article. We didn't have another meeting with
4 OIG. But I would have expected that my upper management
5 might have had a meeting with OIG, because they constantly
6 talk, and we are aware that we are doing some leak
7 investigations, and they are doing some leak
8 investigations, so my expectation was that OIG was aware
9 that we were now asking about this Wall Street Journal
10 article as a part of the [redacted] investigation.

11 So I will say, when we sat down with Mr. McCabe
12 on August 18th, and he said that the OIG had interviewed
13 him about the article, I was surprised to hear that
14 because I, although I didn't personally had attend a
15 meeting where it was deconflicted with OIG, I would have
16 expected it to have been through my upper management
17 because I was directed to ask people about the article.
18 Per OIG (b)(6), (b)(7)(C) Sure. And then if you could go to
19 the portion of the first page of the notes where there is
20 a, it looks like a squiggly line, and it says 10-slash-30-
21 slash-16 article.

22 [redacted] Um-hmm.

23 Per OIG (b)(6), (b)(7)(C) And it looks like Mr., your note,
24 you're noting Mr. McCabe's response about what was going
25 on at the time. If you could just read that, looks like

b7E -1

b6 -2
b7C -2

1 [redacted] Yeah.
2 Per OIG (b)(6), (b)(7)(C) If you could continue.
3 [redacted] Yeah. So it says OIG asked same
4 question about same article.

5 Per OIG (b)(6), (b)(7)(C) Did --

6 [redacted] So I think at that point, he was
7 starting to tell us that he had been interviewed by OIG
8 investigators, and they asked him the same question, did
9 he go back and did he authorize, did he know the source of
10 the information. Now, obviously I have no idea what OIG
11 asked him, but that is what he said.

12 Per OIG (b)(6), (b)(7)(C) Did he say anything to the effect
13 of OIG asked me these same questions, and that refreshed
14 my recollection? Did he get into that at all?

15 [redacted] No.

16 Per OIG (b)(6), (b)(7)(C) Okay.

17 [redacted] I think [redacted] and I were surprised.
18 I will tell you, I can't speak for [redacted] But I was
19 surprised to hear him say that the OIG had asked him about
20 this article because, again, I think there wasn't a clear
21 consensus way back in the beginning when we started. But
22 my understanding was that it was going to be a part of the
23 [redacted] investigation.

24 However, when Voviette showed Mr. McCabe the
25 article on May 9th, and then, you know, proceeding, we

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b7E -1

1 one, two, three, four --

2 [redacted] Yeah, I see it.

3 Per OIG (b)(6), (b)(7)(C) -- five, six, seven lines?

4 [redacted] Okay. So we're skipping over the

5 October 23rd note.

6 Per OIG (b)(6), (b)(7)(C) Correct.

7 [redacted] But it says, October 30th, 2016
8 article. I was out of town. I was in [redacted] at

9 [redacted] so [redacted] that would mean [redacted] and
10 [redacted] which would mean [redacted] were working, I'm going to

11 guess working, working in the same way -- I'm sorry. I'm
12 muddling through this -- in preparation for the article to
13 come out. I understand this now.

14 So, we talked about, there was a prior article
15 on October 24th I think.

16 Per OIG (b)(6), (b)(7)(C) Um-hmm.

17 [redacted] And that's what's being discussed in
18 the prior note that we skipped over.

19 Per OIG (b)(6), (b)(7)(C) Sure.

20 [redacted] And he, he was talking about how
21 they worked all weekend with the reporter Devlin Barrett,
22 and then the article came out. And in the prior --

23 Per OIG (b)(6), (b)(7)(C) Which one?

24 [redacted] So, so I'll explain. So, with
25 respect to the 24th article, all of them were working

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 together over the course of the weekend, that being
 2 [redacted] and [redacted] and Mr. McCabe were working
 3 together. I don't think they were physically together,
 4 but they were communicating about the article. And then
 5 the article came out on I think Monday. I think that's
 6 right. And then they wanted to, the second article, they
 7 wanted to clear up some, what they thought were factual
 8 inaccuracies. And I think that was the reason they went,
 9 my understanding is that is the reason that there was an
 10 authorized background discussion with the reporter.
 11 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 12 [redacted] To clear up what the inaccuracies
 13 were. Except for that Mr. McCabe at this point was in
 14 [redacted] attending something at [redacted] So
 15 it was more or less [redacted] and [redacted] were
 16 communicating over the course of the weekend with the
 17 reporter. So in the same, working in the same way as the
 18 prior weekend. That's what that means. In preparation
 19 for the article to come out, for example Thursday, Friday,
 20 Saturday.
 21 Per OIG (b)(6), (b)(7)(C) The October 30th article to come
 22 out?
 23 [redacted] Yes. Same ongoing effort to get the
 24 story straight.
 25 Per OIG (b)(6), (b)(7)(C) Okay. And then what does the next

1 line say?
 2 [redacted] Yep. I do not recall when I gave
 3 authorization to go on background.
 4 Per OIG (b)(6), (b)(7)(C) Was there any discussion with him
 5 about that point in, in the sense of, again, what prompted
 6 him to recollect now that he did give authorization to go
 7 on background?
 8 [redacted] I don't think we were at that point.
 9 I think we would have gotten to that point, but there was
 10 a logical way [redacted] who was leading the interview,
 11 wanted to proceed with the questions. So my guess here is
 12 that he asked him do you recall when you gave
 13 authorization for that on background, and Mr. McCabe said
 14 I do not recall. And [redacted] is very methodical, in my
 15 opinion. I think he probably, he almost always has a
 16 reason he asks the questions he does in the order that he
 17 does. He has a reason he wants to, the questions to
 18 proceed in a certain fashion. So, my recollection is he
 19 didn't ask him at that point. He had a way he wanted to
 20 ask the questions, and, and he proceeds --
 21 Per OIG (b)(6), (b)(7)(C) Okay.
 22 [redacted] -- according to how he's thought
 23 about it ahead of time.
 24 Per OIG (b)(6), (b)(7)(C) Okay. When he was giving that
 25 explanation there about that he didn't recall when he gave

1 the authorization, what was his demeanor, like, if you
 2 recall if there is anything that stood out?
 3 [redacted] No. Both of the interviews that I
 4 sat in with Mr. McCabe, he was quite relaxed. We were
 5 sitting around the table in his office. Nothing stood
 6 out.
 7 Per OIG (b)(6), (b)(7)(C) And what about the last four lines
 8 on the page?
 9 [redacted] Okay. The copy is kind of bad, but
 10 I'll try --
 11 Per OIG (b)(6), (b)(7)(C) I'm sorry. I mean, again --
 12 [redacted] That's okay.
 13 Per OIG (b)(6), (b)(7)(C) -- this is the best that you can.
 14 [redacted] Yeah, sure.
 15 Per OIG (b)(6), (b)(7)(C) If I had to read my notes --
 16 [redacted] Yeah, I know, I know.
 17 Per OIG (b)(6), (b)(7)(C) -- we'd be in big trouble.
 18 [redacted] Right? Okay. OPA will find out
 19 what, I think it's what reporter said, but I, I could go
 20 back and look at my original notes. Inaccurate-slash-
 21 inequity to, and I can't make out if that's case or what
 22 that says there [redacted] comes to me and says, quote, news
 23 going to say blank. Then I say, quote, no comment, end
 24 quote. I think we're talking here --
 25 Per OIG (b)(6), (b)(7)(C) Yeah, if you could just put this

1 in context.
 2 [redacted] -- now that I've read that out loud.
 3 I think that we're talking about what it means to be on
 4 background.
 5 Per OIG (b)(6), (b)(7)(C) Okay.
 6 [redacted] Okay? Yeah. So I think, I
 7 certainly didn't know that there was some phrase called
 8 being on background with a reporter before, I think [redacted]
 9 [redacted] was the first one who, who introduced that concept to
 10 me in her interview. But it might have been we
 11 interviewed somebody else with, with OPA and they
 12 mentioned it too. But I think it was [redacted] because it
 13 was the first time we learned that there was a background
 14 conversation. So I think we were just discussing with him
 15 what on background is, does he authorize on background,
 16 that sort of, those nature, that line of questioning is my
 17 recollection. So, he was explaining his understanding of
 18 what on background means. So, as I read this and I
 19 remember, I think it's essentially, most respected news
 20 outlets want to get the story right.
 21 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 22 [redacted] So occasionally they will, they will
 23 say in advance to [redacted] or another member of OPA,
 24 hey, this is what we're thinking about printing. And it
 25 essentially doesn't allow the FBI to say yes you're right

1 or no you're wrong. But essentially, if there were
2 inaccuracies that the FBI for whatever reason wanted to
3 not be inaccuracies that were reported in the press,
4 essentially they have the change to, to clear them up I
5 guess.

6 Per OIG (b)(6), (b)(7)(C) Right.

7 [redacted] And, I think there are different
8 levels of that. But these are all questions that are
9 better asked to OPA because this is a brand new concept to
10 me. I never worked in media. But I think if you say no
11 comment, then essentially you're not saying that what has
12 been presented to you is true or not true. Simply, you
13 are not going to respond to it at all.

14 But if there was something that were for
15 whatever reason so blatantly wrong that it, there would be
16 some reason the FBI wouldn't want the inaccuracy to be
17 reported to the public. And, I mean, like there's a lot
18 of hypothetical situations where that would be the case.
19 Like if they, you know, if there was something that was so
20 completely false and, and that everybody would jump on,
21 and it would just be a disaster if, if the whole world
22 thought this false thing were true because it was reported
23 and the FBI didn't comment on it, et cetera. So, there
24 are versions where, through the OPA, they will respond to
25 the reporter to try to clear up the inaccuracy. So that

b6 -2
b7C -2

1 is what I get out of reading my notes here.

2 Per OIG (b)(6), (b)(7)(C) Okay.

3 [redacted] That he was explaining his
4 understanding of how that all worked.

5 Per OIG (b)(6), (b)(7)(C) And then, I just want to walk
6 through a couple of other notations, but jump in if, if
7 you want to add something as I move along.

8 Per OIG (b)(6), (b)(7)(C) I have a couple of follow-ups,
9 but I think you can finish the notes --

10 Per OIG (b)(6), (b)(7)(C) Okay.

11 Per OIG (b)(6), (b)(7)(C) -- and then maybe, because we
12 may, you may answer it as you go along.

13 Per OIG (b)(6), (b)(7)(C) Okay. Okay. So the next notation
14 there, I think what you said there, I believe it reads.

15 but correct me if I'm wrong, I know [redacted] -- and I believe [redacted]
16 is [redacted] and [redacted] for [redacted] I know [redacted] and [redacted]

17 were talking with WSJ -- I believe that's Wall Street
18 Journal --

19 [redacted] Um-hmm.

20 Per OIG (b)(6), (b)(7)(C) -- on this topic about my family.
21 Do you know, was that referring to the October 30th, 2016
22 article, and did he say how he knew?

23 [redacted] Yes. So I think he's talking about
24 the October 30th, 2016 Wall Street Journal article. And
25 so he knew, again, that, I think he's going back to, I was

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 out of town, but I knew [redacted] and [redacted] were
2 talking with the Wall Street Journal reporter on this
3 topic. And about my family is in quotes, and I think it's
4 the, the article, like I said before, goes on about a lot
5 of different topics. But it talks about his wife running
6 for office, and then whether he, Mr. McCabe, held certain
7 positions that would, would have maybe been in conflict
8 with that. That was the thrust of what they were trying
9 to clear up, my understanding, from this on background
10 thing.

11 Per OIG (b)(6), (b)(7)(C) Um-hmm. But in the earlier May
12 9th, 2017 interview, which again, I understand you weren't
13 at, Mr. McCabe did not recall giving, or stated he didn't
14 authorize anyone to talk about this topic. But now, in
15 the August 18th, 2017 interview he's saying I did
16 authorize. I don't recall. And he's also saying I know,
17 again, just interpreting your notes, I know [redacted] and [redacted] were
18 talking with Wall Street Journal. Did he get into details
19 about how he had this knowledge? What if anything
20 refreshed his knowledge?

21 [redacted] Like why his answers were different
22 in May versus August?

23 Per OIG (b)(6), (b)(7)(C) Right, and how is he knowing now
24 that they were talking to the Wall Street Journal. Again,
25 assuming that this is the, a reference to the October

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 30th, 2016 article and not the October 23rd article.

2 [redacted] Well, I think you just asked the
3 million-dollar question to the investigation you're
4 looking into. Why did he say on May 9th that he didn't
5 know the source and he didn't authorize anybody, but then
6 on August 18th, he said I did authorize someone? I don't
7 know. He did not give us any words to explain that at
8 this point, or at any point. I don't think we ever got
9 there.

10 Per OIG (b)(6), (b)(7)(C) Okay.

11 [redacted] Because he started to tell us about
12 the OIG investigation a little bit more in detail. And I
13 think we, we all felt like we should end the interview
14 because we [redacted] and I recognized that we were in conflict
15 with a DOJ investigation. Again, he mentioned a DOJ OIG
16 investigation at the beginning, but we didn't realize, you
17 know, exactly that it was the exact types of things that
18 we had planned to ask him about. So, at some point he was
19 telling us a lot, and we were just, I put my, I remember
20 putting my pen down thinking I shouldn't take notes on
21 this because it's about their investigation. And I think
22 shortly thereafter, [redacted] stopped the interview and we
23 said, look, it probably, I think he asked him did they
24 tell you not to discuss their investigation. He said
25 yeah. And then [redacted] said well then we should stop this

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -1
b7C -1

b6 -1
b7C -1

1 interview.
 2 Per OIG (b)(6), (b)(7)(C) Okay. A couple more things, just
 3 so I understand the notes as best you remember.
 4 [redacted] Um-hmm.
 5 Per OIG (b)(6), (b)(7)(C) The notation below where we just
 6 were.
 7 [redacted] Okay.
 8 Per OIG (b)(6), (b)(7)(C) As I read it, I believe it says
 9 the call happened. I was in my kitchen going to airport,
 10 and then below that there is a reference [redacted] knew slash
 11 Comey knew.
 12 [redacted] Um-hmm.
 13 Per OIG (b)(6), (b)(7)(C) The [redacted] knew slash Comey knew, do
 14 you know what that's about?
 15 [redacted] That he was going to be traveling
 16 that day.
 17 Per OIG (b)(6), (b)(7)(C) Oh, okay. Nothing more than that?
 18 [redacted] No.
 19 Per OIG (b)(6), (b)(7)(C) Okay. And then the next line, the
 20 word before meeting with Axelrod?
 21 [redacted] Uncomfortable.
 22 Per OIG (b)(6), (b)(7)(C) Uncomfortable. Who was that
 23 characterizing? Do you remember?
 24 [redacted] Okay. So this says -- yep.
 25 Uncomfortable meeting with Axelrod on Monday 10/31/2016,

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 which would have been the day after the article came out.
 2 And I believe, I believe McCabe is talking about himself.
 3 Per OIG (b)(6), (b)(7)(C) Okay.
 4 [redacted] And that it says he was very upset,
 5 and that would refer to Axelrod was very upset.
 6 Per OIG (b)(6), (b)(7)(C) Did he say what he was upset about
 7 or why?
 8 [redacted] I think that Mr. Axelrod is the
 9 senior DOJ investigator, or senior DOJ official that's
 10 referenced in the article. And my understanding of what
 11 Mr. McCabe was saying was that Axelrod was upset that
 12 something he said to McCabe came out in the, the
 13 newspaper.
 14 Per OIG (b)(6), (b)(7)(C) And did Mr. McCabe talk about how
 15 he responded when Mr. Axelrod was upset?
 16 [redacted] If I could just read the rest of my
 17 notes?
 18 Per OIG (b)(6), (b)(7)(C) Sure, absolutely. Because I, I do
 19 want --
 20 [redacted] I don't recall it, but I want to
 21 make sure.
 22 Per OIG (b)(6), (b)(7)(C) No, I do want to ask you about the
 23 next five, six lines.
 24 [redacted] Yeah.
 25 Per OIG (b)(6), (b)(7)(C) Actually, probably the rest of the

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 page.
 2 [redacted] Okay. Let me just look through
 3 really quick. Okay. I've read the rest of the page.
 4 Per OIG (b)(6), (b)(7)(C) So, I guess my question was the
 5 notation that Mr. Axelrod was upset, and whether or not
 6 Mr. McCabe described what he, how he responded in response
 7 to Mr. Axelrod's reaction.
 8 [redacted] So reading the rest of these notes,
 9 what Mr. McCabe said, there were, there were certain
 10 questions asked by [redacted] But essentially the heart of it
 11 was Mr. McCabe didn't recall specifically telling [redacted]
 12 [redacted] and [redacted] to mention that that call occurred.
 13 He did not recall. This is what it says. I do not recall
 14 telling [redacted] to mention the 8-12 call. But when I saw it
 15 in the article, I assumed this was the case, that they had
 16 mentioned it to the Wall Street Journal article.
 17 Per OIG (b)(6), (b)(7)(C) And that's the last notation on
 18 the page, is that right?
 19 [redacted] Yes, and then Page 2 here.
 20 Per OIG (b)(6), (b)(7)(C) Okay.
 21 [redacted] So --
 22 Per OIG (b)(6), (b)(7)(C) So what was the case? I'm sorry,
 23 but.
 24 [redacted] Assumed that [redacted] and [redacted]
 25 [redacted] had mentioned the 8-12-16 call to Wall Street

b6 -2
b7C -2b6 -2
b7C -2b6 -1
b7C -1b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 Journal.
 2 Per OIG (b)(6), (b)(7)(C) Not that he authorized them to do
 3 so?
 4 [redacted] He didn't recall, he did not recall
 5 telling them, hey, make sure you mention that call. But
 6 he assumed when he read the article and it was in the
 7 article, that they were the ones who told the reporter
 8 about the call. But what he was saying is I didn't recall
 9 to them -- he did have recollections of that he wanted to
 10 sort out when he held certain positions with respect to
 11 certain FBI investigations and his wife's campaign. But
 12 he didn't recall specifically telling them, hey, make sure
 13 you mention this 8-12 telephone call in the article.
 14 Per OIG (b)(6), (b)(7)(C) Well, and again, I'm unsure --
 15 well, I'll just ask the question. So when he makes the
 16 comment that you just read --
 17 [redacted] Um-hmm.
 18 Per OIG (b)(6), (b)(7)(C) -- did he say if he had any
 19 reaction about seeing a quote of his in the paper?
 20 [redacted] So that's addressed in my notes
 21 above that.
 22 Per OIG (b)(6), (b)(7)(C) Okay.
 23 [redacted] So, we asked him about that. So, so
 24 he said I was okay with the quote because it was true.
 25 This is true information. This call did happen. This is

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

b6 -1
b7C -1

Page 62
1 what was said to me or asked of me and, and it happened.
2 So I think [redacted] asked him, you know, was there a
3 unilateral decision to put it out, and did you talk to
4 Comey about it? There was some questions about --
5 Per OIG (b)(6), (b)(7)(C) Right.

b6 -2
b7C -2

6 [redacted] -- whether Comey knew.
7 Per OIG (b)(6), (b)(7)(C) Yes. That's, I was going to ask
8 you.

b6 -2
b7C -2

9 [redacted] And McCabe said, no, I didn't talk
10 to Comey about specifically the call being a part of the
11 article, but that Director Comey knew that [redacted]
12 was talking to the Wall Street Journal about all of this.
13 So, Mr. McCabe did not think Mr. Comey was surprised. It
14 says he was not surprised.

b6 -2
b7C -2

15 Per OIG (b)(6), (b)(7)(C) So just to back up a little bit.
16 The unilateral decision reference.

b6 -2
b7C -2

17 [redacted] Um-hmm.
18 Per OIG (b)(6), (b)(7)(C) Is Mr. McCabe saying that that was
19 his unilateral decision, or?

b6 -1,2
b7C -1,2

20 [redacted] I think that [redacted] asked Mr. McCabe,
21 was it your unilateral decision to put it out or did you
22 discuss it with Mr. Comey? Like I think [redacted]

b6 -2
b7C -2

23 Per OIG (b)(6), (b)(7)(C) I see.
24 [redacted] -- had brought that up as an option.
25 Per OIG (b)(6), (b)(7)(C) I see.

b6 -1,2
b7C -1,2

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1 [redacted] But I don't think those are Mr.
2 McCabe's words. I think those are [redacted] words.
3 Per OIG (b)(6), (b)(7)(C) I see. And do you recall, and Mr.
4 McCabe's response is in the parenthetical? Is that what
5 it is?

b6 -2
b7C -2

6 [redacted] I didn't talk to this. I didn't
7 talk to Comey about this. And I put in quotes Jim because
8 I personally thought that was funny because he referenced
9 him as Jim, and I would just never call Director Comey
10 Jim. But here he is talking about him as Jim.

b6 -2
b7C -2

11 Per OIG (b)(6), (b)(7)(C) I see. Okay.
12 [redacted] So, yeah, so his, he used the word
13 Jim, but I understood him to be referring to former-
14 Director Comey.

b6 -2
b7C -2

15 Per OIG (b)(6), (b)(7)(C) So it seems like, correct me if
16 I'm wrong, that there is no specific statement by Mr.
17 McCabe that you heard him say that Mr. Comey specifically
18 knew that the quote was going to be discussed, as opposed
19 to just that his staff might talk to the Wall Street
20 Journal. Is that fair?

21 [redacted] My understanding is that Mr. Comey
22 knew that the staff was talking to the Wall Street Journal
23 about the prior article that had come out the week before
24 and the Wall Street Journal article. But that Mr. Comey
25 didn't know, he wasn't, I don't think anybody knew that

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1 the August 12th call was going to be a part of the October
2 30th article, and Mr. McCabe was saying Mr. Comey didn't
3 know. He didn't discuss it with Mr. Comey. And he also
4 said further that Mr. Comey never admonished him one way
5 or the other about how to do his job.

6 Per OIG (b)(6), (b)(7)(C) Well, it's my understanding that,
7 I've heard that Mr. Comey around this time of fall of 2016
8 had, I'm not sure how broadly this was disseminated
9 internally at the FBI, but was concerned about leaks, and
10 leaks hurting the FBI as an institution. Was there any
11 discussion about that with Mr. McCabe about whether Mr.
12 Comey would have been or was upset about seeing a quote
13 from him in the paper? Him being Mr. McCabe.

b6 -2
b7C -2

14 [redacted] I think this was the extent to which
15 that was asked and addressed.

16 Per OIG (b)(6), (b)(7)(C) Okay. Just that --

b6 -2
b7C -2

17 [redacted] Did Mr. Comey know about the on-
18 background discussion.

19 Per OIG (b)(6), (b)(7)(C) Yes.

b6 -2
b7C -2

20 [redacted] Did he know that was happening?
21 Yes, he knew it was happening. Did he know that this
22 August 12th call was going to be a part of the discussion?
23 No, he didn't know that.

24 Per OIG (b)(6), (b)(7)(C) And then, and then again, I'm
25 sorry for repeating this. Was anyone internally, senior

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1 managers -- I guess I'll say, was Mr. Comey, did he have
2 any reaction expressed to Mr. McCabe when he, when he saw
3 the quote, assuming he saw the quote, given that Mr. Comey
4 didn't specifically know that it was going to be
5 discussed?

b6 -2
b7C -2

6 [redacted] So I'm looking at my notes here. It
7 says, Comey knew that [redacted] was talking to Wall Street
8 Journal about this, so he was not surprised. And my
9 understanding is that Comey was not surprised that the
10 article came out. I don't know that anybody, and I think
11 the follow-up was, hey, did he, did Mr. Comey say anything
12 about that call being in there?

13 Per OIG (b)(6), (b)(7)(C) Yes.

b6 -2
b7C -2

14 [redacted] In the article. And then the answer
15 is, I, McCabe, was not admonished by Comey about this, or,
16 in fact, about anything else I've done while I've been
17 under him. That's what Mr. McCabe said.

18 Per OIG (b)(6), (b)(7)(C) Okay. Was there any discussion or
19 response by Mr. McCabe about whether, aside from the FBI,
20 that the Department might be upset? I mean, obviously Mr.
21 Axelrod had expressed some reaction to it. Was he
22 concerned at all about that?

23 [redacted] Did we ask Mr. McCabe if he was
24 concerned about the DOJ?

b6 -2
b7C -2

25 Per OIG (b)(6), (b)(7)(C) Um-hmm.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -1
b7C -1

b6 -1,2
b7C -1,2

Page 66

1 [redacted]: We did, I don't recall us asking him
2 that.
3 Per OIG (b)(6), (b)(7)(C) Okay. So the, you see the
4 notation unilateral decision to put it out?
5 [redacted] Yes.
6 Per OIG (b)(6), (b)(7)(C) Above that, I believe the notes
7 say, quote would provoke a reaction with OIG, and it did.
8 Can you explain, if I read that correctly, what that's
9 about?
10 [redacted]: I don't know if [redacted] asked this or
11 Mr. McCabe just said it. I honestly just don't remember
12 as I'm sitting here. And then we ultimately did not write
13 up the signed sworn statement after this interview, so my,
14 my recollection is even, it would have been better if I
15 had documented it in the signed sworn statement
16 immediately afterwards. But, I think my best guess and
17 recollection is that [redacted] asked him, hey, don't you think
18 that that quote coming out would have provoked a reaction
19 with OIG. And in fact, it did provoke a reaction with
20 OIG. I believe that that was [redacted] question to Mr.
21 McCabe, not Mr. McCabe's words.
22 Per OIG (b)(6), (b)(7)(C) Um-hmm.
23 [redacted] And then he, he, I think it was sort
24 of a background statement by [redacted] so he could ask the next
25 question was, hey, was that a -- did you decide to put

Page 68

1 Per OIG (b)(6), (b)(7)(C) So, before I go to the third page,
2 if there is anything that you want to follow up on?
3 Per OIG (b)(6), (b)(7)(C) Oh, maybe just to be clear on
4 this point. So, Mr. McCabe said that he did not recall
5 telling [redacted] and [redacted] to mention the August
6 12th call. Did he say or indicate to you that it was
7 unauthorized for them to mention it?
8 [redacted] No, he didn't say that.
9 Per OIG (b)(6), (b)(7)(C): Yeah. Based on your discussion
10 with him, was he saying that, that he did authorize them
11 to, that that was part of the authorization that he had
12 given them to go on background?
13 [redacted] I think that's a question for Mr.
14 McCabe. I think he generally knew that they were going to
15 have an on-background discussion where they were going to
16 clear up inaccuracies in the October 24th article. But I
17 don't think it got that specific. But you, that's
18 definitely not something I would have known. We didn't
19 ask him that. It didn't come up.
20 Per OIG (b)(6), (b)(7)(C) Did it come up or did you ask
21 about whether or not it was his practice to memorialize in
22 any way what the scope of authorizations are to speak to
23 the media?
24 [redacted] We didn't ask him that.
25 Per OIG (b)(6), (b)(7)(C) So -- I was going to move to the

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

Page 67

1 that out there, Mr. McCabe? Did you, were you the one who
2 decided that you, you know, even though this might provoke
3 the OIG, they might react to it negatively. And in fact
4 they did. You told us they reacted to it negatively. Did
5 you decide on your own to put it out there?
6 Per OIG (b)(6), (b)(7)(C) And again, his response was he
7 didn't recall that?
8 [redacted] He didn't recall telling them to
9 mention it.
10 Per OIG (b)(6), (b)(7)(C) Okay.
11 [redacted]: That was what his response was.
12 Per OIG (b)(6), (b)(7)(C) And was there any discussion or
13 response by him about concerns just about a private
14 conversation about an ongoing investigation being quoted
15 in the, in the Wall Street Journal?
16 [redacted] I don't think we got there with Mr.
17 McCabe. I know that we talked with [redacted] about that.
18 Per OIG (b)(6), (b)(7)(C) Okay.
19 [redacted] I don't think, with Mr. McCabe, I, I
20 know it was a, like I mentioned, we weren't in the right
21 frame of mind. We were in a different interview, and then
22 we got thrown into this quick interview. And then we,
23 found out that he had been asked about it by OIG. So I
24 think at some point, a lot of the questions I think we
25 would have wanted to ask, we didn't get a chance to ask.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

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1 next page. Do you have anything else, Per OIG (b)(6), (b)(7)(C)
2 Per OIG (b)(6), (b)(7)(C) No.
3 Per OIG (b)(6), (b)(7)(C) So on the third page, it looks
4 like the interview is starting to wind down. And if you
5 can just interpret, or not interpret but tell us what the
6 first two notations at the top of Page 3 state?
7 [redacted] Yeah. It says show McCabe SSS,
8 signed sworn statement. And then the in-quote, I think it
9 says on my authorization, dot, dot, dot. But I think that
10 this is referring to maybe that [redacted] picked up the current
11 version of the signed sworn statement for Mr. McCabe,
12 where he said, you know, that he didn't know who the
13 source of the information in the article for October 30th
14 was and that he didn't authorize it. And I think Mr.
15 McCabe's response, which I have underlined and put in
16 quote here is, it needs to be changed. So he is telling
17 us that the way his statement reads now is not what he
18 wants. He wants it to be changed.
19 Per OIG (b)(6), (b)(7)(C) And so what was the understanding
20 then about how, what next steps would be?
21 [redacted] Well, we're getting pretty close to
22 the time that I was feeling uncomfortable because we
23 started to talk about him being interviewed by the OIG,
24 because the next, there's a line, and it says, I'm just
25 going to read it out loud.

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

1 [Redacted] Sure.
 2 [Redacted] OIG asks McCabe about [Redacted]
 3 email. And I remember feeling very frustrated, me
 4 personally feeling frustrated because I knew we had
 5 deconflicted [Redacted] and that was clearly going to be
 6 an FBI investigation. So I remember thinking what is the
 7 OIG doing. Maybe, you know, it wasn't clear on this Wall
 8 Street Journal article, although in my mind I had an
 9 expectation that we were now investigating it as a part of
 10 [Redacted] But clearly, OIG knew the [Redacted] email was
 11 an FBI investigation.
 12 So when he mentioned being, being asked about it
 13 by OIG, I remember feeling, I felt personally very
 14 frustrated, like, okay, there needs to be some
 15 deconfliction here. This clearly [Redacted] was always
 16 an FBI investigation from day one, that [Redacted] email.
 17 So he, he mentioned that.
 18 And then I think we said who, who interviewed
 19 you? And he was muddling through who the name was. And I
 20 wrote down Steve Burkhardt or Burkhead (phonetic sp.).
 21 But ultimately we got to it was Dan Beckhard that
 22 interviewed him, and that when Dan Beckhard was
 23 interviewing him, there were two other attorneys, a woman
 24 and another man, that were all with, all with OIG. And
 25 then he mentioned also being interviewed by special

b6 -2,3
 b7C -2,3

b6 -3
 b7C -3

b6 -3
 b7C -3
 b7E -1

b6 -3
 b7C -3

1 communicate to him that, you know, yeah, there's an issue
 2 here, but you're not, you have to sign this statement. At
 3 the end of the day, this is our investigation, and we're
 4 going to close our investigation. And you will sign some
 5 form of a statement. And however bold that was to say,
 6 that's what I said.
 7 [Redacted] And he gave indication verbally or
 8 not verbally?
 9 [Redacted] I think it was like a nod of the
 10 head, like yeah, we'll get there. But it was very clear
 11 that that wasn't going to happen today, that there was
 12 going to have to be some serious deconfliction with OIG.
 13 [Redacted] Was the expectation, though, that
 14 Mr. McCabe would do whatever revisions would be
 15 forthcoming, or would you take that, you being INSD do
 16 that?
 17 [Redacted] Well, it would be the practice that
 18 INSD would do it. We would have taken the notes. So just
 19 like I mentioned at the beginning, we take the first crack
 20 of drafting it. So it would have been on us to draft it
 21 and send it to him. But at that point, I think it was
 22 very close to 5 o'clock or maybe after 5 o'clock on a
 23 Friday, and we knew that we needed to brief it up our
 24 chain because so much had just developed in the last hour
 25 of the day.

b6 -2
 b7C -2

b6 -2
 b7C -2

1 counsel, but not the Robert Mueller special counsel but a
 2 different special counsel, at which point I was like, I'm
 3 done taking notes. We're talking about way too many other
 4 investigations, and I don't want to conflict.
 5 So I think at that point we were at the, we were
 6 at a point where we weren't going to ask him further
 7 questions. I remember, I remember thinking in my head
 8 like I can't believe this is so muddled with OIG. But I
 9 remember the last thing that I said to Mr. McCabe, feeling
 10 very gutsy after the fact that I said to him, 'we need you
 11 to sign your statement in this. We need you to, you know,
 12 you're not, this investigation is not going to end without
 13 you signing your signed sworn statement.
 14 I remember saying that to him. And, and almost
 15 surprising myself because it's a very gutsy thing to say
 16 to such a high-level manager. But, I remember saying it.
 17 I said, you need to sign your statement.
 18 [Redacted] And what --
 19 [Redacted] And there was some agreement that we
 20 were going to put together a statement and that he would
 21 sign it. Although, you know, at this point, it had been
 22 months since the first time. But I remember, you know, I
 23 remember saying that to him, like, this, this
 24 investigation isn't over. You have to sign your
 25 statement. It's not, you know, I basically wanted to

b6 -2
 b7C -2

1 So, ultimately, we were, my understanding was
 2 that we were told not to work on [Redacted] anymore, even
 3 the [Redacted] parts of it. Just stop work on it. It
 4 would be deconflicted --
 5 [Redacted] When did that happen?
 6 [Redacted] So like I said, this was a Friday.
 7 It would have been the following week.
 8 [Redacted]: Before you get to the document,
 9 [Redacted]
 10 [Redacted] Yeah.
 11 [Redacted] Just a couple more questions or
 12 more details about your efforts prior to this meeting that
 13 we just discussed with McCabe, your efforts to have the
 14 Deputy Director sign his sworn statement. You said there
 15 was a lot of effort, to the point where when you saw him
 16 at a Starbucks, you reminded him then. Can you flesh out
 17 for us just with a little bit more detail, to the extent
 18 you recall or have any documents that might help, how many
 19 times or approximately how many times you reached out to
 20 him or his office? And what, how, was it email, phone
 21 calls?
 22 [Redacted] Right, yeah.
 23 [Redacted]: If you can kind of just give us
 24 more details about that undertaking of, of trying to get
 25 him to sign his statement?

b6 -3
 b7C -3
 b7E -1

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

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1 [redacted] Well, certainly there were emails.
2 Per OIG (b)(6), (b)(7)(C) And I just, for the record, I need
3 to interject that. We do have from INSD another draft
4 statement after the May one, in June, where it was sent to
5 him.
6 [redacted] Um-hmm. Um-hmm. Yeah. So, there
7 were several emails that were sent to him, and I have
8 alluded, we have alluded to this May one that [redacted] sent,
9 and that after I met Mr. McCabe at Starbucks, which I know
10 there is a note about that in CMS, that I emailed it to
11 him, whenever that was. But it wasn't just emails. I
12 believe, you know, you're, you're dealing with executive
13 management. And they get a lot of email, so you don't
14 want to pepper them every week with another thing on their
15 list.
16 So I, I know that there was sort of a little bit
17 of talking to the secretary, talking to the special
18 assistants, could you get him to sign this? Could we
19 remind him? And, and our boss, our section chief, when
20 she, you know, hey, if you're in a meeting, could you see
21 if you can get him to sign? I mean, it was, there was a
22 lot going on at the FBI at the time because, like I said,
23 at that point, he was then the Acting Director, so he had
24 a lot on his plate.
25 And I remember feeling so gutsy coming to him in

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -1
b7C -1

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1 Starbucks when he's the Acting Director and reminding him
2 to sign his statement. But I still did it anyway.
3 Per OIG (b)(6), (b)(7)(C) What were, what was his response?
4 [redacted] Well, I had to be careful because he
5 was with someone else. But when, when I went up to him, I
6 said, I, you know, I hope you remember meeting with me.
7 I'm from Inspection Division. But I didn't reference that
8 it was an internal investigation. I said I think you have
9 a document that we need to have you sign. And he, the way
10 he looked at me, he nodded. He knew what I was talking
11 about. And he mentioned sending it to him in an email.
12 And I, I thanked him. I said I would send him an email.
13 And that was literally it. It was very, there was no
14 reaction beyond an acknowledgement that he understood what
15 I was talking about. And that, yes, if I would send him
16 an email, he would look at it.
17 Per OIG (b)(6), (b)(7)(C) Um-hmm. So, and then the, in
18 addition to emails and that meeting at Starbucks, there
19 were also opportunities that, that were taken to talk to
20 his assistant, special assistants. Was that you
21 personally, [redacted] Vovietto?
22 [redacted] I think it was kind of a combination
23 of all of us. I, you can ask [redacted] this but as I recall,
24 [redacted] knows Mr. McCabe's secretary from a prior assignment.
25 So he knows her personally. So I think, again, ask [redacted]

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1 But I think he may have used that connection to try to get
2 him to sign it. The personal, the special assistant, I
3 didn't ask him, but it would have been something that at a
4 higher level, you know, we would have reminded Vovietto to
5 try to get him to sign it.
6 Per OIG (b)(6), (b)(7)(C) And what name, who is, what, any
7 special assistant in particular?
8 [redacted] So, I think we were trying to get
9 [redacted] (phonetic sp.) to get him to sign it, is my
10 recollection. I know that [redacted] was the one who was
11 responsible for getting us on his calendar on that Friday
12 the 18th. So that's why I'm thinking [redacted] But
13 that was not me who did it. I mean, it was kind of a
14 little bit of a joke between [redacted] and I because it had
15 been, it had gone so long, and he hadn't signed it. And,
16 you know, that I was so gutsy to ask him at Starbucks to
17 sign this document, but I did it anyway. And he still
18 didn't sign it. And it was like, is this document ever
19 going to get signed? And then, of course, I had my
20 interview with [redacted] that sort of turned the whole
21 investigation.
22 So, you know, we don't normally let statements
23 go this long. But he was a very high-level executive in
24 the middle of, you know, something really unprecedented in
25 FBI history, and, you know, I'm sure we were all giving

b6 -2
b7C -2

b6 -3
b7C -3

b6 -1
b7C -1

b6 -2
b7C -2

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1 consideration to that.
2 Per OIG (b)(6), (b)(7)(C) Did he ever, to your
3 recollection, respond to any of the emails that your
4 office sent to him about signing the sworn statement?
5 [redacted] I don't recall him responding to
6 [redacted] The day that I met him in Starbucks and I sent
7 him the follow-up email, [redacted]
8 the FBI [redacted] and I accidentally sent it
9 to [redacted] And I remember that the
10 [redacted] -- I realized the error because I
11 was saving the sent message. And then of course I called
12 [redacted] who told me he had already talked to
13 the Deputy about it, which I was really dismayed. I would
14 have liked to have been the one to do that.
15 But be that as it may, he had sent him an email,
16 and then Deputy Director McCabe responded saying that, you
17 know, I should be more careful about that I'm sending it
18 to [redacted] Which obviously I was, I was
19 devastated that I had made that mistake. I, it was an
20 honest mistake, but I still felt horrible about it. So
21 that's the only one that I remember him responding to.
22 Per OIG (b)(6), (b)(7)(C) But did he respond about timing
23 when --
24 [redacted] No.
25 Per OIG (b)(6), (b)(7)(C) When, when did he respond? No?

b6 -1,2
b7C -1,2

b6 -1
b7C -1

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -2
b7C -2

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1 [redacted] No, it was just that, hey, this is
2 [redacted] and make sure you send it to me, at
3 which point I did send it to him, and I outlined my
4 efforts to make sure that [redacted] had not
5 read it, and I talked with him on the phone, et cetera.
6 So he responded in that way, but he didn't respond that he
7 was going to assign it or that he had looked at it or
8 anything like that. But he did respond to, to the
9 mistake. That, that was bad.
10 Per OIG (b)(6), (b)(7)(C) What of the, the log that, that
11 you keep, and the entries that you make in CMS about --
12 [redacted] Um-hmm.
13 Per OIG (b)(6), (b)(7)(C) -- investigation steps and
14 events? Do you think any of the efforts to get him to
15 sign his statement, would they be recorded in there?
16 [redacted] I don't think so. I mean, we record
17 things that, you know, of a substantive nature in there.
18 But at this point, it had, I think that these were more
19 like, hey, Voviette, if you're going to be in an
20 executive-level meeting and you happen to see, could you
21 remind. And it was, it's just the sort of thing that you
22 wouldn't document because it happened so often. It just
23 didn't need to be. It was very clear, he still needed to
24 sign his statement, and that we would send it to him, and
25 he'd been asked about it. It had been sent again. You

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1 know, and so I don't know that at, at any given time that
2 we were trying to get him to sign it. But we would have
3 documented every single time. It would be like
4 documenting every moment of your day, you know, which
5 could be tedious.
6 Per OIG (b)(6), (b)(7)(C) Just in looking back over my notes
7 again, of your notes.
8 [redacted] Yes.
9 Per OIG (b)(6), (b)(7)(C) On Page 2, the notation that, this
10 is near the bottom.
11 [redacted] Okay.
12 Per OIG (b)(6), (b)(7)(C) This is the third entry from the
13 bottom, right below unilateral decision.
14 [redacted] Okay.
15 Per OIG (b)(6), (b)(7)(C) Comey knew --
16 [redacted] Um-hmm.
17 Per OIG (b)(6), (b)(7)(C) that [redacted] was talking to Wall
18 Street Journal. Did he elaborate how Comey knew? Was
19 this a conversation McCabe had with Comey?
20 [redacted] He did not elaborate to my
21 recollection.
22 Per OIG (b)(6), (b)(7)(C) Okay.
23 [redacted] I think [redacted] asked him was it a
24 unilateral decision, and his answer was no.
25 Per OIG (b)(6), (b)(7)(C) Um-hmm.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

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1 [redacted] Comey knew too.
2 Per OIG (b)(6), (b)(7)(C) Okay.
3 [redacted] But there wasn't anything further
4 about that.
5 Per OIG (b)(6), (b)(7)(C) I'm a little confused on that last
6 point you just said. I thought the unilateral decision
7 was about putting out the quote, not Comey, and I thought
8 the Comey knew was more about background.
9 [redacted] Right. Look, if there is any --
10 [redacted] asked Mr. McCabe --
11 Per OIG (b)(6), (b)(7)(C) Um-hmm.
12 [redacted] Mr. McCabe, was it your unilateral
13 decision to put this quote about the article out? That
14 was [redacted] question.
15 Per OIG (b)(6), (b)(7)(C) Okay.
16 [redacted] And his answer was, you know,
17 essentially no. It wasn't my unilateral decision to put
18 that, to have the, you know, it wasn't just a unilateral
19 decision to even have the on-background conversation.
20 Comey knew it was going to happen too. So there were more
21 than just him involved. You know, obviously [redacted]
22 [redacted] they obviously knew. And he was offering up to
23 us that Mr. Comey knew. Now, I don't remember if [redacted]
24 asked him particularly if Comey knew or if he offered
25 that. I just don't recall at this time.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -1
b7C -1

b6 -2
b7C -2

b6 -1,2
b7C -1,2

Page 81

1 Per OIG (b)(6), (b)(7)(C) And what about the notation below,
2 was not admonished. Was controlled delivery?
3 [redacted] Oh, no. This is -- okay, so, was
4 not admonished, that was [redacted] question to Mr. McCabe.
5 Did Comey come back and say anything to you about this
6 quote.
7 Per OIG (b)(6), (b)(7)(C) Um-hmm.
8 [redacted] Were you admonished by Mr. Comey
9 when he saw it?
10 Per OIG (b)(6), (b)(7)(C) Right.
11 [redacted] No, I wasn't admonished by Mr. Comey
12 about this or, in fact, anything else.
13 Per OIG (b)(6), (b)(7)(C) Right.
14 [redacted] Controlled delivery, question mark.
15 That would indicate, again, this is [redacted] question
16 to him. So was it controlled delivery of information to
17 the Wall Street Journal? And this, we get back to the
18 nature of what an on-background is.
19 Per OIG (b)(6), (b)(7)(C) I see.
20 [redacted] Yes, that's correct. It's a
21 controlled delivery. We tell them what we want to tell
22 them. They can ask questions, but we, you know, we don't
23 just answer questions. We decide what information they're
24 going to get, controlled delivery of information.
25 Per OIG (b)(6), (b)(7)(C) Okay. Did you have any other

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

1 questions on the notes? Okay.
 2 So if you could go to the next document in the
 3 stack there. It should be, it's the email --
 4 [redacted] August --
 5 Per OIG (b)(6), (b)(7)(C) August 18th, 2017.
 6 [redacted] Okay. Yep.
 7 Per OIG (b)(6), (b)(7)(C) And it's from [redacted] to
 8 Andrew G. McCabe, and you're copied on it.
 9 [redacted] Okay.
 10 Per OIG (b)(6), (b)(7)(C) And it appears that this, well I'm
 11 not sure, but I'm assuming it's, this is after the
 12 interview is completed because the email says thank you
 13 for your time this afternoon. Is that -- take a moment to
 14 look at this.
 15 [redacted] Yes. Yep. Um-hmm. So, we were in
 16 another interview. We were supposed to meet with Mr.
 17 McCabe at 4:30. He called, and we went up there about
 18 4:00. And then we were with him for a period of time. I
 19 thought we were there until after 5:00. But if [redacted] sent
 20 this email at five of 4:00, then we were probably there
 21 just maybe right before 5 o'clock. I remember Mr. McCabe
 22 saying something to the effect of, oh, I had you come
 23 early so we could all get out, done early on a Friday
 24 afternoon.
 25 Per OIG (b)(6), (b)(7)(C) Okay. So it looks like from this

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1
b7C -1

1 email, as you read it [redacted] is expecting that Mr.
 2 McCabe is going to make whatever changes need to be done
 3 as a result of his most recent interview.
 4 [redacted] Oh, I see what you're saying here.
 5 So, I think, I, so I don't think [redacted] is expecting that
 6 Mr. McCabe is going to add in a bunch of the stuff about
 7 what we just discussed about the on-background and all of
 8 that. I, as I recall, Mr. McCabe said once again, on
 9 August 18th, that he didn't have the most recent version
 10 of his statement and could we please send it to him again.
 11 So [redacted] is sending it to him again because,
 12 because he had definitely said he wanted to make a change
 13 to the portion that was there with respect to I did not
 14 give authorization. Remember, I wrote that in my notes,
 15 this needs to be changed. So I think [redacted] was sending him
 16 that version to change. Like, the version that had been,
 17 it's, we didn't make further changes. We were sending him
 18 that version to be changed because he said specifically I
 19 want to change that last paragraph where I said I didn't
 20 authorize, I don't know who the source is, and I didn't
 21 authorize anybody to talk, et cetera.
 22 So I think [redacted] sent it to him again so he could
 23 make that change, whatever change he wanted to make. I
 24 think there was some expectation if there was going to be
 25 more added to the statement that [redacted] and I would be

b6 -1
b7C -1

b6 -1,2
b7C -1,2

b6 -1
b7C -1

b6 -1
b7C -1

b6 -1
b7C -1

b6 -1
b7C -1

1 adding it. But, in fact, we never did that. You know,
 2 it's a little hard to recall because it was Friday. We
 3 talked about it, and then we ceased to work on it.
 4 So I don't know, as I sit here, I will just
 5 revise that to say I don't know if we were going to write
 6 more or if we were going to let Mr. McCabe write more. We
 7 were definitely sending it to Mr. McCabe to make that
 8 change for sure about what he said on May 9th versus what
 9 he said on August 18th. If [redacted] and I were going to add
 10 additional items to that statement, which would have been
 11 my expectation because I took notes, and there was new
 12 content. Right? All the stuff about did you talk with
 13 Mr. Comey, et cetera. And he told us that the call took
 14 place in his kitchen, which was new to us too. Previously,
 15 we had thought the call took place in his office, for
 16 example.
 17 So I would have expected that new content, if it
 18 was going to be added to the statement, the new content
 19 would have been drafted by [redacted] and I. But we were
 20 sending it to Mr. McCabe to make that change he wanted to
 21 make with respect to his May 9th interview where he said
 22 he didn't know the source of the information of the
 23 October 30th Wall Street Journal article.
 24 Per OIG (b)(6), (b)(7)(C) And just so it's clear on the
 25 record what you were describing.

b6 -1
b7C -1

b6 -1
b7C -1

1 [redacted] Um-hmm.
 2 Per OIG (b)(6), (b)(7)(C) In the document I'm showing you
 3 now, I just want to point that you and see if that's
 4 correct. So, with the email of August 18th, 2017 at 5:04
 5 p.m., attaching the current draft version of Mr. McCabe's
 6 statement on pages 10 of 12, last paragraph on the bottom
 7 beginning on May 9th, 2017.
 8 [redacted] Um-hmm.
 9 Per OIG (b)(6), (b)(7)(C) Continuing to the top of Page 11,
 10 that paragraph contains the portion that you are saying
 11 Mr. McCabe could revise how he wanted to?
 12 [redacted] Right. So, I'll just be real
 13 specific here.
 14 Per OIG (b)(6), (b)(7)(C) Okay.
 15 [redacted] On Page 11, if you go down to like
 16 the third line, it says this was the version of his
 17 statement that was sent to him after the May 9th
 18 interview.
 19 Per OIG (b)(6), (b)(7)(C) Right.
 20 [redacted] And did not change.
 21 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 22 [redacted] In fact, still sitting here in this
 23 same form today. I do not know the identity of the source
 24 of the information contained in the article. I gave no
 25 one authority to share any information relative to my

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 interaction with the DOJ executive or with any member of
2 the media. Okay, those statements in our August 18th,
3 2017 interview, Mr. McCabe said he needed to change those
4 statements. So when [redacted] sent him the email at the end of
5 the day on August 18th and he said make modifications, my
6 understanding was that he was going to change those two
7 statements, which he said in his interview that needs to
8 be changed. Does that clear it up?

9 Per OIG (b)(6), (b)(7)(C) Yes.

10 [redacted] Okay.

11 Per OIG (b)(6), (b)(7)(C) : It was clear to me the first time.
12 I just wanted to --

13 [redacted] Yeah.

14 Per OIG (b)(6), (b)(7)(C) -- make sure the record was clear
15 with respect to the document. Can we stop for one second?

16 [redacted] Sure.

17 (Whereupon, the above-entitled matter went off
18 the record and back on the record.)

19 Per OIG (b)(6), (b)(7)(C) Okay, back on the record after a
20 short break. It's approximately noon right now. And I
21 want to segue now into the interview that was conducted of
22 [redacted] on August 7th, 2017. And so now I am showing
23 you, or you've taken, but --

24 [redacted] Um-hmm, yes..

25 Per OIG (b)(6), (b)(7)(C) -- feel free to refer to any of

1 down versus shut down and how we got to the October 24th
2 story. That's what those notes refer to.

3 Per OIG (b)(6), (b)(7)(C) And what was confusing to me, I
4 don't know if you actually showed her the October 24th or
5 23rd, it came out online on the 23rd, and I think maybe
6 print the 24th, or maybe both online 23rd, 24th. I didn't
7 see any reference to, to stand down or shut down in that,
8 in that earlier article, and I wasn't sure if you got into
9 that with her at all.

10 [redacted] did not have the earlier article
11 when I talked to her. I think I didn't even know there
12 was an earlier article until I talked to her. And then
13 later I obtained the earlier article. But she might have
14 also had it in her notes. But, but that was her, what she
15 said anyway, that there was a first story where stand down
16 was used versus shut down.

17 Per OIG (b)(6), (b)(7)(C) : Okay.

18 [redacted] Because she was able to point, I
19 recall at some point, she pointed to where it said stand
20 down either in the article or in her notes or somewhere
21 she --

22 Per OIG (b)(6), (b)(7)(C) Okay.

23 [redacted] She was able to articulate it.

24 Per OIG (b)(6), (b)(7)(C) Yeah, I think her, her notes, and
25 we'll get to those shortly, her notes. But moving on, the

1 those documents there in that stack. But I wanted to
2 direct your attention to what looks like seven pages of
3 your handwritten notes. It's dated in the right corner 8-
4 slash-7-slash-2017. And it appears, your initials and
5 Voviette Morgan. Is that right? Are these your notes?

6 [redacted] Yes. These are my notes.

7 Per OIG (b)(6), (b)(7)(C) Okay. Just a couple quick
8 questions. So again, you're then Section Chief Voviette
9 Morgan attended this interview of [redacted]

10 [redacted] Yes.

11 Per OIG (b)(6), (b)(7)(C) And I just have a couple of
12 questions, if you remember. On Page 2, it looks like in
13 the margin that there is a reference to first story stand
14 down versus shut down. And I'm wondering if you recall if
15 there is any discussion on this point with [redacted]

16 [redacted] Yes. Because in the October 30th
17 article, the quote is on the last page, third paragraph,
18 are you telling me that I need to shut down a validly
19 predicated investigation? And I, I think that's what I
20 was asking her about, although I haven't reviewed my notes
21 here, but she said, oh, was it shut down or stand down?
22 And I said I'm pretty sure it's shut down.

23 And she said, oh, well in the first story,
24 referring to the October 24th, 2016 article, there was
25 something about standing down. And so that was the stand

1 last notation on Page 3, so the next page. Can you read
2 where it says first paragraph, what that's a reference,
3 what that says and what that, what that's addressing?

4 [redacted] The first paragraph is our attempt
5 to demonstrate that there is no, quote, stand down, end
6 quote, on the investigation. Therefore, and it's cut off,
7 but it looks like cannot be -- I can't read the next word
8 because it's cut off, quote, stand down and DOJ pushing
9 back.

10 Per OIG (b)(6), (b)(7)(C) Okay.

11 [redacted] So, you know, you ask me to read
12 this, but it's kind of out of context. I'm going to look
13 at my notes a little bit --

14 Per OIG (b)(6), (b)(7)(C) Sure.

15 [redacted] -- to see what we were talking
16 about.

17 Per OIG (b)(6), (b)(7)(C) And, if you wanted to refer,
18 Exhibit 4 should be there, which does have Exhibit 4 to
19 [redacted] sworn statement. Here it is. It does have
20 those highlighted paragraphs.

21 [redacted] So I'm going to look through the
22 article, because now I feel like it was this October 30th
23 article that has the stand down in it. Even though on the
24 prior page she said first article. This October 30th
25 article is very thorough and detailed and covers a lot of

1 political views. I can't find the stand down reference,
2 so. But you asked what does, what does my, what do my
3 notes mean here. So she says first paragraph is our
4 attempt to demonstrate that there is no stand down in the
5 investigation.

6 So that first paragraph says, according to a
7 person familiar with the probes, on August 12th, a senior
8 Justice Department called Mr. McCabe to voice his
9 displeasure at finding that the New York FBI agents were
10 still openly pursuing the Clinton Foundation probe during
11 the election season. Mr. McCabe said agents still had the
12 authority to pursue the issue, as long as they didn't use
13 overt methods requiring Justice Department approvals.
14 So she said that she was the person familiar
15 with the probes that's being referenced in that first
16 paragraph.

17 Per OIG (b)(6), (b)(7)(C) Um-hmm.

18 [REDACTED] And that that was an attempt to
19 demonstrate that, in fact, the FBI was not standing down
20 on the investigation.

21 Per OIG (b)(6), (b)(7)(C) Um-hmm. It almost seems, I mean
22 the earlier references, and again I'm not pulling them out
23 now, as I recall to stand down I think were almost, I
24 don't know that they were identified but they may have
25 been attributed to unnamed FBI agents. It almost seems

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 concluded, and she said that I had two calls with Mr.
2 Barrett, who was in New York, they weren't, I remember I,
3 I had some, envisioned them all sitting in a room
4 together.

5 Per OIG (b)(6), (b)(7)(C) I see.

6 [REDACTED] And she said, no, it was over the
7 phone. There were two calls, and she looked at her
8 calendar. It looked like one of the calls was on October
9 27th, and then on October 28th, follow up, review the
10 story with them. That's what my notes say.

11 Per OIG (b)(6), (b)(7)(C) Did she elaborate what that meant?
12 That almost sounds like a prepublication review or
13 something?

14 [REDACTED] That's, I agree with your
15 assessment, that's what it sounds like. But she
16 ultimately provided her notes.

17 Per OIG (b)(6), (b)(7)(C) Okay.

18 [REDACTED] So I didn't ask her anything
19 further. I didn't have her notes in front of me to ask
20 her about it.

21 Per OIG (b)(6), (b)(7)(C) Um-hmm. And what about the last
22 entry on your notes, the 8-12.

23 [REDACTED] Yeah.

24 Per OIG (b)(6), (b)(7)(C) And then what that's about.

25 [REDACTED] So at this point in the

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 like it's more directed to the FBI field, but it's
2 probably getting too far afield.

3 [REDACTED] Yeah. I know she, I recall this
4 discussion we had on stand-down versus shut down because I
5 was so sure about shut down, but she was able to like
6 point to the article where it said stand down, at some
7 point. And as I look through it now, I'm having trouble
8 finding that. But she --

9 Per OIG (b)(6), (b)(7)(C) Okay. That's not critical.

10 [REDACTED] That's what I recall.

11 Per OIG (b)(6), (b)(7)(C) And then in the last page of your
12 notes, I just want to make sure I understand what was
13 said. The reference to two, noting two calls at the top.

14 [REDACTED] Um-hmm.

15 Per OIG (b)(6), (b)(7)(C) Beneath the date of 10-28-16, does
16 that say follow up and then something below that? Follow
17 up, review the story with them?

18 [REDACTED] Yeah. So, she had said during her
19 interview that she was going to provide me with her notes.

20 Per OIG (b)(6), (b)(7)(C) Um-hmm.

21 [REDACTED] Because she said, I think she
22 offered up her notes, and I said yes, I would like your
23 notes. And then this last page of notes is on August
24 17th, but it's a phone call with [REDACTED] So she called
25 me at my desk at some point when the interview had

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 investigation, I was not aware that Mr. McCabe had had
2 this telephone call alone in his kitchen.

3 Per OIG (b)(6), (b)(7)(C) I see.

4 [REDACTED] I was, I think the working theory of
5 the investigation was that people were present in Mr.
6 McCabe's office when he had this call, and therefore we
7 were trying to figure out who leaked this information. So
8 just as a little bit of background, the things that tie
9 the two articles that involve [REDACTED] were that the leaks
10 or the alleged leaks were things that happened, were
11 thought to have happened out of a small group of people
12 that were close to McCabe. So the thought was we'd
13 interview everybody who was close to him that attended
14 either his wrap-up meeting or would have been in his
15 office for example when he had this telephone call.

16 So I remember asking her if she was in the room
17 when he made the call. So she was going to look at her
18 calendar because she wasn't sure herself whether she was
19 in the room or Mr. McCabe had told her about the telephone
20 call. But she was going to look back at her notes, at her
21 calendar. And so she looked back at her calendar on
22 August 12th to see if she was in the room when the call
23 came. She says, I don't have any notes on it that I was
24 in his room, that there was a telephone call that day.
25 Do you need to get that?

b6 -2
b7C -2

b7E -1

1 [Per OIG (b)(6), (b)(7)(C)] No, you can keep going.
 2 [] But, on the same page, in
 3 parenthesis, on my page of notes from 10/27/2016, my notes
 4 with the call with Devlin Barrett -- I know what she's
 5 referring to here. She wrote 8-12 Axelrod on her notes.
 6 And then when I wrote down -- I'm trying to read it. Oh,
 7 different ink. Different ink, Friday, August 12th with
 8 Axelrod.

9 So what she was telling me was, she still didn't
 10 know if she was in the room when the call came, but on her
 11 notes that she took when she had the telephone call on the
 12 27th with Devlin Barrett, on that page of notes in a
 13 different color ink, she wrote 8-slash-12 Axelrod. So she
 14 was telling me that, she still didn't know if she was in
 15 the room, but she had written that down, so she knew the
 16 August 12th call was with Axelrod. That's what she was
 17 telling me in this telephone call that, that was after the
 18 interview.

19 [Per OIG (b)(6), (b)(7)(C)] So if you go to this document
 20 here which is Exhibit 6 to [] --

21 [] Um-hmm.

22 [Per OIG (b)(6), (b)(7)(C)] - final signed sworn statement,
 23 and you'll see Exhibit 6 is identified as her notes, Page
 24 9. She identifies that she engaged in two calls with Mr.
 25 Barrett to the best of her recollection. I'll wait for

1 you to get there.

2 [] Yeah, sorry.

3 [Per OIG (b)(6), (b)(7)(C)] No, that's okay. It's my, I'm
 4 jumping ahead.

5 [] Okay.

6 [Per OIG (b)(6), (b)(7)(C)] So this is the last full paragraph
 7 on Page 9 where it says to the best of my recollection and
 8 according to my notes [] and I engaged in two
 9 telephone calls with Mr. Barrett on October 27th and
 10 October 28th, 2016. And the last line says she produced a
 11 copy of her notes for INSD, which are attached as Exhibit
 12 6, which I just put before you.

13 [] Right.

14 [Per OIG (b)(6), (b)(7)(C)] So I believe this is the document
 15 you were talking about. And I just wasn't sure if you
 16 needed it at that moment as you were going through your
 17 response.

18 [] Oh, this is it. So Exhibit 6 is
 19 double-sided here. But on sort of like what would be Page
 20 3 if they were single-sided --

21 [Per OIG (b)(6), (b)(7)(C)] Okay.

22 [] You can see at the top, she's got
 23 like sort of red ink on most of this page, but at the very
 24 top in blue ink is written the words Fri Aug 12 with
 25 Axelrod. So that's what she was telling me --

1 [Per OIG (b)(6), (b)(7)(C)] Um-hmm.

2 [] -- in her telephone call.

3 [Per OIG (b)(6), (b)(7)(C)] Was that for your benefit, that
 4 she wrote that?

5 [] She didn't write that. No, no, no.

6 [Per OIG (b)(6), (b)(7)(C)] Oh.

7 [] She said she went back at her, after
 8 our interview, she went back to her, her calendar. I
 9 think this is her calendar even though it looks like
 10 notes. I think it's notes she takes in her calendar,
 11 something like that.

12 [Per OIG (b)(6), (b)(7)(C)] I see.

13 [] And she was looking back at the
 14 date, August 12th, to see if she was in the room or had
 15 noted a call about Axelrod. And she said, I didn't have
 16 anything like that on August 12th. However, in my notes
 17 from October 27th, I noted that that was written there.
 18 She didn't write this later. It was written, my
 19 understanding that she told me, this was written on
 20 October 27th, she wrote these words on the page.

21 [Per OIG (b)(6), (b)(7)(C)] I see.

22 [] And she was telling me that
 23 therefore that is how she knew it was with Axelrod. Well,
 24 she knew it was with Axelrod anyway. But she was telling
 25 me,, it didn't refresh her recollection as to whether she

1 was in the room with Mr. McCabe when he had the call. But
 2 somehow she knew the call was with Axelrod. And she was
 3 just saying that the only place it appeared in her notes
 4 was on the page of notes from October 27th with, in
 5 connection with her telephone call with Devlin Barrett,
 6 the Wall Street Journal reporter.

7 [Per OIG (b)(6), (b)(7)(C)] Did she explain why it's in
 8 different ink?

9 [] No, she didn't. But there is a lot
 10 of different ink going on. There's blue ink at the bottom
 11 of the page too. That would be a question for her. Maybe
 12 she has some habit of changing ink for some reason. I
 13 don't know. I didn't ask her.

14 [Per OIG (b)(6), (b)(7)(C)] And do you know, while we're on
 15 this document of her notes, did she explain on Page 1, is
 16 this beginning part, do you know, did she say, is this,
 17 are her notes here reflecting Mr. Barrett's understanding?

18 [] These are all questions you're going
 19 to have to ask her.

20 [Per OIG (b)(6), (b)(7)(C)] Okay.

21 [] She provided her note, and I did not
 22 interview her with respect to her notes.

23 [Per OIG (b)(6), (b)(7)(C)] Got it.

24 [Per OIG (b)(6), (b)(7)(C)] You didn't have them until after.

25 [] Right. She at some point came to my

1 office and gave them to me.
 2 Per OIG (b)(6), (b)(7)(C) All right. Let's turn to her
 3 sworn statement, 12-page, the 12-page document of her
 4 final signed sworn statement. Turn to the last page, Page
 5 12, I believe. Is that your signature on the last page?
 6 [redacted] Yes.
 7 Per OIG (b)(6), (b)(7)(C) So does this appear to be a true
 8 copy of that document?
 9 [redacted] Yes.
 10 Per OIG (b)(6), (b)(7)(C) Best you can tell?
 11 [redacted] Yes.
 12 Per OIG (b)(6), (b)(7)(C) On Page 5 on the bottom, the last
 13 two lines, there's a reference to a new FBI corporate
 14 policy that covers engagement with the press. Did you
 15 ever see a copy of that? Do you know what that is?
 16 [redacted] I don't think it's finalized yet, to
 17 be honest. But yes, I am familiar that there is a new
 18 corporate policy coming out about a media policy,
 19 engagement with the media.
 20 Per OIG (b)(6), (b)(7)(C) Okay. So let me just show you,
 21 not to look at this document.
 22 [redacted] Um-hmm.
 23 Per OIG (b)(6), (b)(7)(C) But just for the record, we have a
 24 document that is titled, entitled Media Relations at FBI
 25 HQ, and then Field Offices Policy Guide, Federal Bureau of

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 Investigations Office of Public Affairs, dated October
 2 13th, 2015. I'm just wondering, one, if you've ever seen
 3 this, and two, if it's your understanding that this is the
 4 current policy on media relations between FBI and the
 5 press if you, if you know.
 6 [redacted] I have seen it, yes. Whether the,
 7 it is the current policy or whether the new policy has
 8 since been finalized, I don't know.
 9 Per OIG (b)(6), (b)(7)(C) Okay.
 10 [redacted] I know that, I believe that the new
 11 policy went further than that existing policy to cover
 12 situations that weren't necessarily anticipated when the
 13 prior policy was, was put in place. Like, things like
 14 responding on a blog and things like that, which aren't
 15 maybe traditional media, things that you would think of as
 16 media engagement but have since in this current age become
 17 thing we might be concerned about.
 18 And that being said, I haven't read the new
 19 policy. I am just aware that there is one in the works or
 20 possibly even finalized.
 21 Per OIG (b)(6), (b)(7)(C) So that, that might be something
 22 that we might put in our proper, an email request.
 23 [redacted] To get it?
 24 Per OIG (b)(6), (b)(7)(C) Or what you want us to do.
 25 [redacted] Yeah. I think that's what she's

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 referring to though.
 2 Per OIG (b)(6), (b)(7)(C) Okay.
 3 [redacted] The new one that's coming out.
 4 Per OIG (b)(6), (b)(7)(C) Okay.
 5 [redacted] Or it has recently come out.
 6 Per OIG (b)(6), (b)(7)(C) Okay. Do you have any other
 7 questions on that?
 8 So, turning now to Page 9. Actually, before I
 9 do that, Page 7. There is, this is the first full
 10 paragraph on Page 7. It's a discussion about that she was
 11 aware of steps that Mr. McCabe took to address media
 12 leaks. Did you get into that with her in the sense of we
 13 know that Mr. McCabe referred one matter to INSD and may
 14 have done some preliminary investigatory work regarding
 15 that. But, were there other steps that you're aware of
 16 that the Deputy Director took about addressing media
 17 leaks?
 18 [redacted] I am not aware of other steps that
 19 he took.
 20 Per OIG (b)(6), (b)(7)(C) Okay. Or others, other FBI
 21 managers? If you know. I'm just trying to clarify if
 22 there is anything there that's just not expressed.
 23 [redacted] I don't -- let me just think for a
 24 minute. So when this case opened, I think I referenced
 25 this earlier, it wasn't the only leak investigation.

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 There were a number of them.
 2 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 3 [redacted] And there was coordination with OIG
 4 that, who was going to do what. And one of the first
 5 things that [redacted] and I had to do was sort out a request
 6 that had been made by various entities, whether they were
 7 made by Inspection Division, OIG, Mr. McCabe, who made
 8 them and, and what they referred to. So I'm just trying
 9 to think if I was aware if any of those came from McCabe
 10 at that point.
 11 And I think early in the investigation, I didn't
 12 even realize that he was behind the first one. So I think
 13 the answer to that is no. I was aware that in general
 14 leaks were a concern, and that there a number of them.
 15 And it had gotten to the point where there needed to be
 16 coordination because too many people were possibly looking
 17 at the same thing, and we didn't want to duplicate
 18 efforts.
 19 So I was aware, she is referencing a search of
 20 Bureau telephone and email records. So I was aware that
 21 that was done. I don't think I was aware that Mr. McCabe
 22 was behind it, because it was not presented to me in that
 23 way.
 24 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 25 [redacted] So if the question is am I aware of

b6 -1,2
b7C -1,2b6 -2
b7C -2

1 any, if Mr. McCabe or any other executive management took
 2 measures to look into the leaks, I think the answer is no.
 3 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 4 [REDACTED] I mean, I think there were entities
 5 within the FBI that were looking at it, and I think we
 6 knew DOJ was looking at it.
 7 Per OIG (b)(6), (b)(7)(C) And, and then sort of related to
 8 that, beyond the look, beyond what's referenced here about
 9 looking at the phones and emails for patterns, were you
 10 aware of any other steps that were taken?
 11 [REDACTED] By Mr. McCabe?
 12 Per OIG (b)(6), (b)(7)(C) Or, or other, not INSD. Yeah, by
 13 Mr. McCabe or other managers. And only if anything jumps
 14 out.
 15 [REDACTED] No. I mean, like I said, at the
 16 beginning, I was aware that OIG had made some requests,
 17 that Inspection Division had made some requests, and
 18 another section, like Counterintelligence Division had
 19 made some requests, which I think ultimately were the ones
 20 that were --
 21 Per OIG (b)(6), (b)(7)(C) I see. Okay.
 22 [REDACTED] -- requested at a higher level.
 23 But, there was a lot of requests coming in at the same
 24 time. I don't know who made what requests. We had to
 25 sort out what they related to.

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 Per OIG (b)(6), (b)(7)(C) Okay. Thanks. Then on Page 9,
 2 this would be the second paragraph, the first sentence
 3 where she's, where -- I'll just read it. Due to the
 4 inaccuracies in the October 24, 2016 story, DD McCabe, for
 5 Deputy Director, asked [REDACTED]
 6 and me to work with Mr. Barrett on background, in quotes,
 7 basis, and provide a framework to help shape his next
 8 article. Did you talk with her about what specific
 9 directives, if any, were given to her, or whether it was
 10 written about going on background?
 11 [REDACTED] We talked about what on background
 12 meant, because that's the very next thing that's in her
 13 statement. And as I mentioned before, that was kind of a
 14 new thing to me. Whether she had direction, she
 15 referenced a time line that Mr. McCabe had created. And
 16 she wasn't sure, and this is all in her statement --
 17 Per OIG (b)(6), (b)(7)(C) Right.
 18 [REDACTED] -- which again would be the best
 19 source of this.
 20 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 21 [REDACTED] My, I'm sort of secondhand on this.
 22 She said that he had created a time line. She couldn't
 23 recall if the time line was created for the first article
 24 or a response to the second article. But if there was
 25 directive, I think it was to make sure that the article

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 accurately reflected that time line.
 2 Per OIG (b)(6), (b)(7)(C) What about the notion of a
 3 framework to help shape? Was there any understanding
 4 about what that meant or any discussion about that?
 5 [REDACTED] There wasn't any discussion about
 6 that. I think that is literally what she said, so those
 7 are the words I put into her statement.
 8 Per OIG (b)(6), (b)(7)(C) Okay. Do you have anything? On
 9 the bottom of Page 9, the last two lines. Essentially,
 10 and it carries over to Page 10, [REDACTED] is presuming that
 11 she and [REDACTED] are the identified sources in the
 12 highlighted paragraph shown in Exhibit 4, the last three
 13 paragraphs on the, the first three paragraphs on the last
 14 page regarding the August 20th call. Did she explain why
 15 she presumed that?
 16 [REDACTED] Well, she said because I knew I was
 17 on background.
 18 Per OIG (b)(6), (b)(7)(C) Okay.
 19 Per OIG (b)(6), (b)(7)(C) Did she say whether she or [REDACTED]
 20 were the source of anything else in the October 30
 21 article? Was the discussion --
 22 [REDACTED] Well, she was very clear that the
 23 article, and I said it too, the article goes on and on
 24 about many things. So she talks about just those, being
 25 the, the source on the last three, the first three

b6 -2
 b7C -2

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 b7C -2

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 b7C -2

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 b7C -2

b6 -2
 b7C -2

1 paragraphs on the last page.
 2 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 3 [REDACTED] So she says for sure I'm not the
 4 source on, for example, things about Anthony Weiner, and I
 5 think there's, like, something with Hillary Clinton in
 6 there that she's not the source on.
 7 Per OIG (b)(6), (b)(7)(C) Does she, in the next paragraph,
 8 does, let's see. So this is, this is on Page 10, this
 9 would be the first full paragraph.
 10 [REDACTED] Um-hmm.
 11 Per OIG (b)(6), (b)(7)(C) I speculate that.
 12 [REDACTED] Um-hmm.
 13 Per OIG (b)(6), (b)(7)(C) But in the last line, she says,
 14 last two lines. I am confident that NYO, I'm assuming
 15 that's New York Field Division, FBI employees were the
 16 source of media leaks with respect to that investigation,
 17 meaning the Clinton Foundation investigation.
 18 [REDACTED] Um-hmm.
 19 Per OIG (b)(6), (b)(7)(C) Did she give any basis for that
 20 belief?
 21 [REDACTED] No. And I asked her to because we
 22 were clearly looking into media leaks, so if she knew
 23 something about somebody in New York who was talking, I
 24 was definitely interested in hearing about that. And I
 25 think it was just more of a feeling -- this is something

b6 -2
 b7C -2

b6 -2
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b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 you need to ask her. This is my opinion that, that she
2 had a sense that the information must be coming from the
3 New York Office because that's the only people who would
4 have it.

5 Per OIG (b)(6), (b)(7)(C): Okay.

6 [redacted] And you should ask her.

7 Per OIG (b)(6), (b)(7)(C): Okay.

8 [redacted] She was not able to point to any
9 people or say anything with why she was confident. But
10 that was literally her word, confident, so I put it in
11 there.

12 Per OIG (b)(6), (b)(7)(C): Um-hmm. And then on Page 10 to 11
13 of the statement, she talks on the bottom of 10 to the top
14 of 11 where she talks about she's been involved in similar
15 on background conversations. And that was always with [redacted]
16 [redacted] or an OPA rep. Does she talk about whether any of
17 those on background conversations ever included giving
18 quotes or an active investigation?

19 [redacted] No. At one point, I had asked her
20 when she offered her notes, I, I asked her to provide
21 notes for any on background conversation she had had
22 because I was thinking perhaps they, if we were looking at
23 other leak cases, that might be helpful to know that she
24 had been the on background source for something. But we
25 didn't get into, like, whether her on background

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 discussions involved an ongoing case. And she ultimately
2 did not produce those notes. She told me she thought it
3 was beyond the scope of our investigation, so she didn't
4 provide them.

5 Per OIG (b)(6), (b)(7)(C): Did she say whether these similar
6 on background conversations that she had, whether those
7 were also for McCabe?

8 [redacted] She did not say it, no. I mean, she
9 didn't say anything. But I had the feeling that she might
10 have been referring to something that maybe I didn't have
11 a need to know. And that was part of why she didn't want
12 to produce her notes. That's completely a speculation on
13 my part. But it, I had asked her for them, and then she
14 came back and said that they were beyond the scope, which
15 I wasn't expecting her to say since she had been so open
16 about this one. So I thought maybe there is something
17 classified or something in her notes that she simply
18 cannot provide for me because I don't have the need to
19 know. That was my feeling.

20 Per OIG (b)(6), (b)(7)(C): I was going to move on to another
21 witness, unless you have any follow-up on these?

22 Per OIG (b)(6), (b)(7)(C): One last one.

23 Per OIG (b)(6), (b)(7)(C): Okay.

24 Per OIG (b)(6), (b)(7)(C): There's a statement where, in her
25 statement where she said that the Deputy Director had

b6 -2
b7C -2

1 asked her and [redacted] to work with the reporter to shape
2 the next article.

3 Per OIG (b)(6), (b)(7)(C): Um-hmm, that's right.

4 Per OIG (b)(6), (b)(7)(C): Did she indicate to you whether,
5 whether it was the reporter who prompted her interaction,
6 or whether it was McCabe? In other words, McCabe asking
7 her to reach out to that, you know, to Devlin Barrett was,
8 was the FBI reaching out to the reporter for the first
9 time on this, or was it that they had gotten a call from
10 the reporter and, and Mr. McCabe says, you know, yes, go
11 ahead and talk to him. Do you know who prompted the
12 conversations on the 27th and 28th, FBI or reporter?

13 [redacted] Okay. So, the answer is as I sit
14 here I don't know. And I certainly didn't know when I
15 interviewed [redacted] But I will tell you that we went
16 back and reinterviewed [redacted] And when we
17 interviewed him, it was over the course of several days.
18 And each day, he continued to provide us email messages
19 that he was able to locate. So I still don't recall.
20 Those emails might be a source of information with respect
21 to how it started, whether Devlin reached out to the FBI
22 or whether it was the other way around. My sense of it is
23 that Devlin Barrett reached out, but I would hesitate to,
24 to say that that's a fact. I would want to look at those
25 emails.

b6 -2
b7C -2

b6 -2
b7C -2

1 And I definitely recall that one of the emails
2 that [redacted] produced was from Devlin Barrett after the
3 first article came out that said something to the effect
4 of did I get it right, please give me feedback. There was
5 something like that where he, Devlin Barrett, the
6 reporter, reached out specifically and asked that question
7 to the FBI.

8 Per OIG (b)(6), (b)(7)(C): Okay. So, so [redacted] didn't
9 indicate to you one way or another, but you think through
10 your interviews with [redacted] that, that you saw
11 documentation to that effect?

12 [redacted] Yes. That's my recollection. And,
13 and these are documents we can look at.

14 Per OIG (b)(6), (b)(7)(C): Um-hmm.

15 Per OIG (b)(6), (b)(7)(C): Do you have anything else on that?

16 So, actually turning now to [redacted] and [redacted]
17 interview on August 16th -- go ahead.

18 Per OIG (b)(6), (b)(7)(C): I'm so sorry.

19 Per OIG (b)(6), (b)(7)(C): It's fine.

20 Per OIG (b)(6), (b)(7)(C): Okay. One other thing about [redacted]
21 before we move off. Just a couple of basic questions.
22 The sworn statement, did you draft, do the Draft 1 of her
23 sworn statement?

24 [redacted] Yes.

25 Per OIG (b)(6), (b)(7)(C): Okay. And so obviously you're

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b7C -2

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b7C -2

b6 -2
b7C -2

1 very familiar with the document?
 2 [redacted] I drafted it.
 3 Per OIG (b)(6), (b)(7)(C) And the copy that she signed, do
 4 you believe that that is an accurate memorialization of
 5 your two interviews with her?
 6 [redacted] Yes. So, if she made, and I believe
 7 she did make some changes, we have all of her prior
 8 drafts. I will say, I did not write a 302 to some extent
 9 that I thought she changed her mind significantly. As I
 10 recall it, her changes were mostly stylistic choices.
 11 That's my recollection, but we can certainly look back at
 12 the drafts. If I thought that there was something
 13 inaccurate about her final signed sworn statement, I would
 14 have done a 302.
 15 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 16 [redacted] Which I did not do.
 17 Per OIG (b)(6), (b)(7)(C) Okay. So, so, any changes that
 18 she made to the document, as it appears now signed by her
 19 and signed by you, you believe it to be accurate?
 20 [redacted] Yes.
 21 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 22 Per OIG (b)(6), (b)(7)(C) Okay, so [redacted] If you could
 23 turn to, there should be -- that document there. Correct.
 24 [redacted] Okay.
 25 Per OIG (b)(6), (b)(7)(C) Six pages of handwritten notes,

1 and just to identify for the record, in the right-hand
 2 corner it says a date of 8-slash-16-slash-17, with
 3 initials [redacted] Do these appear to be your
 4 written, handwritten notes from August 16, 2017 of an
 5 interview with [redacted]?
 6 [redacted] Yes.
 7 Per OIG (b)(6), (b)(7)(C) Okay. If you could look at the
 8 first two pages. And what I'll specifically want to draw
 9 your attention to is, there's a notation towards the
 10 bottom of Page 2 that says I call this a leak.
 11 [redacted] Yeah.
 12 Per OIG (b)(6), (b)(7)(C) So if you just want to refresh
 13 your recollection on sort of the prior notes, but I wanted
 14 to ask you about that.
 15 [redacted] Okay.
 16 Per OIG (b)(6), (b)(7)(C) So, as I gather from your notes
 17 here, you're showing [redacted] again, this same Wall Street
 18 Journal article that we've been talking about on October
 19 20th, 2016 and the highlighted first three paragraphs on
 20 the last page. And that [redacted] is characterizing what
 21 you're focusing [redacted] on as, as a leak. Is that fair?
 22 [redacted] Yes.
 23 Per OIG (b)(6), (b)(7)(C) And then during this discussion,
 24 what is [redacted] reaction? Is [redacted] -- well, I'll just leave it
 25 open. Does [redacted] have any, what was [redacted] demeanor?

1 [redacted] It was fine. We showed [redacted] the
 2 article. [redacted] answered the questions. There was nothing
 3 unusual about [redacted] demeanor.
 4 Per OIG (b)(6), (b)(7)(C) Was [redacted] it's my understanding that
 5 reading [redacted] sworn statement, final sworn statement, that
 6 [redacted] office that [redacted] head of is responsible for these on
 7 background conversations with, subject to senior FBI
 8 executives who might also have the ability to talk to the
 9 media. Did [redacted] describe any action that [redacted] took at the
 10 time to find out who did this, if [redacted] view was it was a
 11 leak?
 12 [redacted] So, with [redacted] we talked to
 13 [redacted] I believe it was three times in three days, or it was
 14 really close to that.
 15 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 16 [redacted] So this would have been the first
 17 time, and I recall when we sat with [redacted] and we showed [redacted]
 18 the article, obviously [redacted] and I knew what [redacted] had
 19 said.
 20 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 21 [redacted] So we were coming to see what [redacted]
 22 would say about it. And [redacted] when [redacted] saw the article,
 23 said, oh, I would call this a leak. So then we obviously
 24 were like, okay, we're having a conflict here in this
 25 investigation. So I think as we continued to ask [redacted]

1 questions, I think [redacted] thought, well, I should remember
 2 this. Clearly they're asking me questions, so whatever,
 3 I'm not giving them what they want. That was my
 4 impression.
 5 And over the, I don't believe the first day, but
 6 over the next -- it might have been the first day, I asked
 7 [redacted] to look. I think I personally asked [redacted] to look and
 8 see if [redacted] had any emails that would refresh [redacted]
 9 recollection. And then [redacted] started to do that. And then
 10 as [redacted] printed out emails, like, we can go back to the
 11 notes to find out what days [redacted] printed the emails. But [redacted]
 12 found documents that showed that in fact there was this on
 13 background authorization and discussion with [redacted] and [redacted]
 14 [redacted] and Devlin Barrett. And I recall [redacted] made a joke
 15 about being old and not being able to remember it, and
 16 being embarrassed that [redacted] wasn't able to remember it. I
 17 do recall that.
 18 But this first day, when [redacted] looked at it fresh
 19 with no recollection of the emails, [redacted] first impression,
 20 which was calm and clear and confident, was that it was a
 21 leak. That's what [redacted] said. And then [redacted] went back to [redacted]
 22 emails at my prompting, located these emails, and then I
 23 remember [redacted] feeling like, wow, how could I not remember
 24 this. Clearly here it's here in the emails, that we did
 25 do this on background.

1 Per OIG (b)(6), (b)(7)(C) So, and I'm happy for you to go
 2 to, I mean, what's following here is some of the emails,
 3 which I'll get into separately.
 4 [redacted] Okay.
 5 Per OIG (b)(6), (b)(7)(C) But, that stack there has the
 6 final [redacted] final sworn statement. And then your, your
 7 notes from the follow-up interviews on the 17th and the
 8 18th, so yeah, there's the final sworn statement.
 9 [redacted] Okay.
 10 Per OIG (b)(6), (b)(7)(C) The one thing that I was curious
 11 about, one thing you just said was I didn't actually see
 12 in the final sworn statement [redacted] ever saying it was
 13 authorized to go on background, as opposed to, that, that
 14 [redacted] recalled specifically was authorized. It seemed that
 15 [redacted] statement --
 16 [redacted] Hmm.
 17 Per OIG (b)(6), (b)(7)(C) -- focused on saying I don't
 18 recall this. I don't know how it happened.
 19 [redacted] I'd have to look at the statement.
 20 But the term authorization might not have been used in [redacted]
 21 statement because at the point where [redacted] found all these
 22 emails, I think maybe it might have been obvious to all of
 23 us that, that these emails included Mr. McCabe. So, I
 24 don't know that there was a specific question about
 25 authorization. But if there is something you want to ask

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 me specifically and point to it --
 2 Per OIG (b)(6), (b)(7)(C) Well, yeah, I mean --
 3 [redacted] -- that would be helpful.
 4 Per OIG (b)(6), (b)(7)(C) Yeah, no. Actually, the emails
 5 that we have that you asked [redacted] -- so the emails that you
 6 asked [redacted] to find, which [redacted] gave to you, INSD, which then
 7 INSD gave to us, I never saw Mr. McCabe on any of those
 8 emails. Definitely there were emails back and forth
 9 between [redacted] and Barrett, and some included [redacted]
 10 [redacted] Um-hmm.
 11 Per OIG (b)(6), (b)(7)(C) But none that I saw with Mr.
 12 McCabe. And, I don't know if there is a good example
 13 here, but, I mean, Page 4. If you read the bottom there,
 14 the last paragraph starting when I look at the highlighted
 15 paragraph.
 16 [redacted] Um-hmm.
 17 Per OIG (b)(6), (b)(7)(C) [redacted] talks about how, or [redacted] states I
 18 don't recall any on background conversation that included
 19 a direct quote, especially regarding what at the time was
 20 an ongoing investigation. So that's the, it looks like
 21 the second.
 22 [redacted] Yep.
 23 Per OIG (b)(6), (b)(7)(C) So that's where I'm sort of trying
 24 to understand.
 25 [redacted] So then look at Page 6.

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) Okay.
 2 [redacted] The second full paragraph says, I,
 3 and this is from [redacted] statement. I do not recall, quote,
 4 on background, end-quote, conversations with Mr. Barrett
 5 between --
 6 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 7 [redacted] -- the October 24th, 2016 and the
 8 October 30th, 2016 articles. Although, email traffic
 9 suggests Mr. Barrett contacted me during that time,
 10 possibly regarding this or other issues. And [redacted] says
 11 that, later in the paragraph, although I now make a
 12 practice of keeping daily notes --
 13 Per OIG (b)(6), (b)(7)(C) Right.
 14 [redacted] -- about all substantive interaction
 15 with reporters, I did not maintain notes of everything at
 16 that time.
 17 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 18 [redacted] So I'm not sure if there is a
 19 pending question about the authorization.
 20 Per OIG (b)(6), (b)(7)(C) Well, the question, well the
 21 question was, at least I understood you to say that while
 22 in having [redacted] go through [redacted] emails, it was clear
 23 to INSD, or you and [redacted] that [redacted] had authorization
 24 from McCabe to do on background.
 25 [redacted] Well I don't think your use of the

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b7C -2b6 -2
b7C -2b6 -2
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b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 phrase it was clear to you and [redacted] I mean, it
 2 wasn't clear. We were --
 3 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 4 [redacted] That's why we're doing an
 5 investigation.
 6 Per OIG (b)(6), (b)(7)(C) Yeah.
 7 [redacted] So, I don't think that's fair.
 8 Per OIG (b)(6), (b)(7)(C) Well, no, no. I wasn't, I wasn't
 9 trying to portray it like that. I guess, I don't, I
 10 didn't see any evidence or any documentation of Mr. McCabe
 11 being party to these emails with [redacted] And the, and
 12 the reporter. So, or that [redacted] says in [redacted] statement any,
 13 that [redacted] in fact recalls being authorized to talk to Mr.
 14 Barrett with respect to the October 30th, 2016 article.
 15 So I'm just trying to clarify. If there is something I'm
 16 missing in [redacted] sworn statement or other documents where
 17 you know or what your basis is that [redacted] was authorized by
 18 Mr. McCabe.
 19 [redacted] So again, I don't think that I am
 20 the determiner of who was authorized by who.
 21 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 22 [redacted] I think that's a part of the
 23 questions of this investigation.
 24 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 25 [redacted] said they were authorized.

b6 -1
b7C -1b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
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b7C -2b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) Um-hmm. Right.
 2 [redacted] Mr. McCabe later said he gave that
 3 authorization.
 4 Per OIG (b)(6), (b)(7)(C) Yes.
 5 [redacted] And to be fair, we were in the
 6 middle of interviewing [redacted] and getting to the
 7 question about authorization when we were called by Mr.
 8 McCabe to go to his office.
 9 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 10 [redacted] So I'm not sure if this is what
 11 you're asking, but I know that we intended to ask further
 12 questions of [redacted] that we did not have a chance to.
 13 Per OIG (b)(6), (b)(7)(C) Okay. Okay.
 14 Per OIG (b)(6), (b)(7)(C) Yeah, so the, so the sequence of
 15 events are such that the second interview you had with
 16 [redacted] was on 8-16. And then --
 17 [redacted] So this would have been a, the, the
 18 first day of a second interview, right?
 19 Per OIG (b)(6), (b)(7)(C) Correct.
 20 [redacted] Because [redacted] had a previously
 21 signed sworn statement --
 22 Per OIG (b)(6), (b)(7)(C) Yes.
 23 [redacted] -- from a prior interview.
 24 Per OIG (b)(6), (b)(7)(C) Right.
 25 [redacted] So this would, the point of this

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 interview that started on August 16th was to ask [redacted] about
 2 the Wall Street Journal article of October 30th, and the
 3 24th, both of them.
 4 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 5 Per OIG (b)(6), (b)(7)(C) And then the other two were to, to
 6 the follow-up with respect to the emails that [redacted] produced?
 7 [redacted] So, I asked [redacted] for, to look at [redacted]
 8 emails I believe on August 16th, because we were sitting
 9 in [redacted] office, and I said do you have any emails you could
 10 look at? And I recall [redacted] got up and went to [redacted] computer
 11 to look. And so [redacted] started looking and printing them.
 12 Now, what happened --
 13 Per OIG (b)(6), (b)(7)(C) In front of you, in other words?
 14 [redacted] Yes. Literally in front of me.
 15 Per OIG (b)(6), (b)(7)(C) I see. I see.
 16 [redacted] So, so [redacted] started printing. And
 17 that's when [redacted] kind of was a little, I guess that [redacted] made
 18 the joke about not remembering, but, but then finding
 19 these emails that showed that it happened anyway. Setting
 20 aside the question of authorization, okay?
 21 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 22 [redacted] had emails that showed [redacted] in fact
 23 had had conversations with [redacted] and Devlin Barrett.
 24 Per OIG (b)(6), (b)(7)(C) Okay. And let me, I'm going to
 25 actually --

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 [redacted] Oh, so I wanted to say one other
 2 thing.
 3 Per OIG (b)(6), (b)(7)(C) Go ahead. Go ahead. No, no. Go
 4 ahead.
 5 [redacted] So then we went back on the 17th and
 6 the 18th, and I feel like it was because [redacted] said
 7 [redacted] had additional documents for us, more emails, and then
 8 [redacted] ultimately wanted to go through [redacted] changes of [redacted]
 9 signed sworn statement with us. I remember that was part
 10 of it.
 11 Per OIG (b)(6), (b)(7)(C) Okay.
 12 [redacted] wanted [redacted] wanted to sit down and
 13 go through [redacted] changes with us. And that, that's what was
 14 happening on Friday right before we talked to Mr. McCabe.
 15 [redacted] was going through these changes. And it was a little
 16 bit frustrating because I, I remember saying to [redacted] you
 17 don't have to explain the changes. Just make the changes.
 18 You know, make the changes you want to make. And [redacted] had a
 19 strong [redacted] really wanted to talk through [redacted] changes with
 20 us [redacted] was pretty adamant about that. So we kind of sat
 21 there and listened to [redacted] talk about [redacted] changes for a
 22 while.
 23 Per OIG (b)(6), (b)(7)(C) Okay. I was actually going to go
 24 back to the notes and kind of walk it through more. I was
 25 trying to expedite, but I'm seeing that I need to just go

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 back and do quickly this stuff. So going back to the
 2 notes on August 16th, 2017, the first, I guess the first
 3 page. Let's see. This would be the second page. In the
 4 middle there, it looks like there is a reference to the
 5 [redacted] email. Do you see that?
 6 [redacted] Yes, um-hmm.
 7 Per OIG (b)(6), (b)(7)(C) Can you explain what's going on
 8 with the notation you're making there?
 9 [redacted] So, I believe that this is, I'm
 10 writing down what [redacted] is asking [redacted]
 11 Per OIG (b)(6), (b)(7)(C) Okay.
 12 [redacted] He's asking [redacted] to
 13 contrast the article, the October 30th Wall Street Journal
 14 article with [redacted] email. Which, [redacted]
 15 email on its face appears to have an intent to be harmful
 16 to Mr. McCabe.
 17 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 18 [redacted] It has some colorful language that's
 19 attributed to Mr. McCabe, for example. So contrast that
 20 with the Devlin Barrett article, more at McCabe going to
 21 bat to not shut down the Clinton Foundation investigation.
 22 So, so I think [redacted] was asking [redacted] to
 23 compare the two. One of these --
 24 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 25 [redacted] -- is sort of negative towards Mr.

b6 -2,3
b7C -2,3b6 -1,2
b7C -1,2b6 -2,3
b7C -2,3b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 McCabe, and one of them is more positive to Mr. McCabe.
 2 Per OIG (b)(6), (b)(7)(C) And did [] have any reaction to
 3 that, do you remember?
 4 [] Well, I think [] observed [] agreed
 5 that that was the case. And, and then we proceeded to get
 6 onto whether [] knew about this telephone call with the
 7 validly predicated investigation, and did [] recall that
 8 there was, that [] knew the source of these paragraphs
 9 that were on the last page of the article. And then []
 10 gets to, well, I call this a leak. I don't recall it.
 11 And as an ongoing investigation I don't, you know, I, this
 12 isn't something we would do. This is what [] was telling
 13 us.
 14 Per OIG (b)(6), (b)(7)(C) Right. And then in the third page
 15 of the email -- excuse me, notes.
 16 [] Um-hmm.
 17 Per OIG (b)(6), (b)(7)(C) This is near the top. Did anyone
 18 from the seventh floor -- I'm assuming that's FBI
 19 executive management. Is that what's referred to?
 20 [] Right. Yes, um-hmm.
 21 Per OIG (b)(6), (b)(7)(C) Do you know who's, or who
 22 specifically that would, is that commonly understood to
 23 encompass certain managers?
 24 [] So, it would be the Director, the
 25 Deputy Director, and the Associate Deputy Director I think

1 same --
 2 [] Seventh floor, right? So, I just
 3 thought of something else. So on the seventh floor of the
 4 J. Edgar Hoover Building, there is a section of the
 5 seventh floor that's behind glass doors. And you need a
 6 badge and a code to get in there. So that's the, the
 7 offices contained within that glass, those two glass
 8 doors, that would be who he is talking to, when [] says
 9 the seventh floor, he's talking about the people that have
 10 the offices there, and that's where the Director's office
 11 is, the Deputy Director's office is, the Associate Deputy
 12 Director's office is. So that's what he's referring to.
 13 And that would be the same senior leadership.
 14 Per OIG (b)(6), (b)(7)(C) Okay. Can you read what the next
 15 entry says?
 16 [] You do not see a direct quote very
 17 often. Quote, over the top. Those were the words of
 18 [] said this seems really over the top.
 19 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 20 [] Not necessary to get the point
 21 across. More to prove person was actually there. So this
 22 was [] expressing [] opinion about the last
 23 three paragraphs on the last page of the October 30th Wall
 24 Street Journal article. [] said in the beginning of,
 25 earlier [] said I would call this a leak. And, and even

1 is --
 2 Per OIG (b)(6), (b)(7)(C) Okay.
 3 [] -- Mr. Bowdich's title. And then,
 4 there are a few other people that sit up there too. All
 5 executive level, very, the top of the FBI, essentially.
 6 Per OIG (b)(6), (b)(7)(C) Okay. So on your notes, on Page
 7 5, there, this is sort of middle towards the end, I think
 8 it says someone from OPA is always involved with an on
 9 background conversation.
 10 [] Yes.
 11 Per OIG (b)(6), (b)(7)(C) Is that what that says?
 12 [] That's what that says.
 13 Per OIG (b)(6), (b)(7)(C) Can you read what the, I'm getting
 14 expert at reading your writing.
 15 [] Yeah, look at that.
 16 Per OIG (b)(6), (b)(7)(C) Can you read what the next
 17 notation says?
 18 [] I would not have authorized an on
 19 background for an investigation, semicolon. Senior
 20 leadership, underlined, are authorized to talk to the
 21 media. So what [] was saying was [] wouldn't have
 22 felt authorized to go to the media and make a comment
 23 about an ongoing investigation. But senior leadership
 24 could do that.
 25 Per OIG (b)(6), (b)(7)(C) And is senior leadership that

1 more so, I think it's over the top because you don't even
 2 need it to make the point. The person is like, it's like
 3 they want to prove they were there so badly that they're
 4 able to tell you this is what he said. I was sitting
 5 there listening to the telephone call. That was []
 6 [] what [] was getting across.
 7 Per OIG (b)(6), (b)(7)(C) Okay. Do you have anything on
 8 that? So then we get to the next day, August 17, 2017.
 9 And there is two pages of handwritten notes, which I
 10 believe in the right-hand corner is your initials. Do
 11 these reflect your notes?
 12 [] Yes.
 13 Per OIG (b)(6), (b)(7)(C) And it looks like the purpose of
 14 this interview was to in part go over emails that []
 15 [] had given to you from October 23rd and 24th.
 16 [] Actually, I would say the point is
 17 [] wanted to give us emails.
 18 Per OIG (b)(6), (b)(7)(C) Okay.
 19 [] gave us emails.
 20 Per OIG (b)(6), (b)(7)(C) Okay.
 21 [] That's what the first thing says.
 22 Per OIG (b)(6), (b)(7)(C) Okay.
 23 [] Gives us emails from 10-23.
 24 Per OIG (b)(6), (b)(7)(C) Was that when [] printed them
 25 off? Was that --

1 [redacted] No, no, no. So, so [redacted] my
2 recollection is, on the 16th, I asked [redacted] to go refresh
3 [redacted] recollection. [redacted] literally got up, went to [redacted]
4 computer, searched through [redacted] emails and printed some.
5 Now, this is the next day. I think [redacted] continued to look
6 after our interview ended, and [redacted] had more. And I would
7 note that on the 17th, it's actually Voviette Morgan who
8 is with me and not [redacted]. So Voviette and I went up
9 together to, to -- and as I recall, [redacted] called
10 me and told me that [redacted] had additional emails, and we went
11 up --

12 Per OIG (b)(6), (b)(7)(C) Okay.

13 [redacted] -- Voviette and I went up to go see
14 [redacted] and get the emails.

15 Per OIG (b)(6), (b)(7)(C) So you go up there, and you're
16 looking over some of those. And there's one I wanted to
17 ask you about. It's an email -- it's the one dated
18 October 24th, 2016?

19 [redacted] Yep.

20 Per OIG (b)(6), (b)(7)(C) Just let me know when you get
21 there

22 [redacted] 12:30, right, p.m.?

23 Per OIG (b)(6), (b)(7)(C) Correct, 12:30 p.m.

24 [redacted] Okay, yeah.

25 Per OIG (b)(6), (b)(7)(C) And it's from [redacted] who,

1 them in body. I looked at them, and Voviette looked at
2 them, and then I asked [redacted] some questions, and I took
3 notes as to what, what I wanted to ask [redacted] about. So, I'm
4 looking at my notes, and I see in the, the corner here,
5 there's one from the 24th, and I don't know if it's
6 referring, it doesn't look like it's this one. It looks
7 like it's maybe a different one. But I, I do recall that
8 [redacted] told me that day that they, they, OPA, sent out
9 several emails on the 24th. This would have been
10 following the first article the Wall Street Journal put
11 out. Okay?

12 So they put something out to all of the SACs and
13 ADICs in the field, in case they got questioned. There
14 was a like a statement, a formal statement they had put
15 together. So they put it out to the leadership, senior
16 leadership in the field. And then, and I think this is
17 getting back to this email, they also sent it to people
18 that they knew who spoke to the media I guess as like,
19 hey, I'm a former FBI employee and a consultant kind of
20 thing. So, I mean, essentially they wanted to put this
21 formal statement of talking points out there so that if
22 people who are commonly contacted by the media were
23 contacted by the media, they would have this statement.
24 And I think that's what's going on here.

25 Per OIG (b)(6), (b)(7)(C) And was there any discussion about

1 do you know [redacted]? Not personally, but --
2 [redacted] I don't know him. I think, I just
3 don't even want to speculate.

4 Per OIG (b)(6), (b)(7)(C) Okay. So, it's an email from [redacted]
5 [redacted] who looks like he works for [redacted] on this --

6 [redacted] Um-hmm.

7 Per OIG (b)(6), (b)(7)(C) -- by the email. That may not,
8 that may not be correct.

9 [redacted] Okay.

10 Per OIG (b)(6), (b)(7)(C) And it's to [redacted] And
11 the subject is FBI response to DD McCabe matter.

12 [redacted] Uh-huh.

13 Per OIG (b)(6), (b)(7)(C) And below that, [redacted] had
14 sent an email on October 24th, about 10 minutes, five
15 minutes earlier to, it looks like a bunch of, I'm
16 presuming that's former FBI senior executives of an FBI
17 statement that apparently was published in an article.

18 And I'm just wondering if you had any discussion with [redacted]
19 [redacted] about this email.

20 [redacted] So --

21 Per OIG (b)(6), (b)(7)(C) And it --

22 [redacted] I'm looking at my notes, and I'm
23 looking, so I'm looking at everything. So I didn't have
24 questions for [redacted] on this day. But I remember [redacted]
25 handed me the emails that [redacted] had found. And I looked at

1 whether this was a common practice by OPA to sort of
2 enlist former senior FBI managers with media strategy?

3 [redacted] Well, I don't know that it was media
4 strategy. I mean, that's kind of putting a judgment on
5 it. But I didn't have that discussion with [redacted]

6 Per OIG (b)(6), (b)(7)(C) Okay.

7 [redacted] I guess that [redacted] kind of gave me this
8 stack of documents, and I was quickly trying to see if
9 there was something I wanted to ask [redacted] about that relate
10 to this investigation.

11 Per OIG (b)(6), (b)(7)(C) All right. And then we're going
12 to jump to the, the second follow-up day on August 18th.
13 I believe the three-page document of handwritten notes
14 dated 8-18 with your initials.

15 [redacted] Um-hmm.

16 Per OIG (b)(6), (b)(7)(C) Appears to be your handwritten
17 notes, is that correct?

18 [redacted] That's correct.

19 Per OIG (b)(6), (b)(7)(C) Bear with me one second. So I
20 want to ask you a couple of questions about what looks
21 like some of the emails that were discussed in this
22 follow-up interview. In your stack, there should be one
23 dated October 28th, 2016 from [redacted] to [redacted]
24 [redacted] Okay.

25 Per OIG (b)(6), (b)(7)(C) Subject, for Devlin. And I'm just

1 wondering if there was any discussion with [REDACTED]
 2 about why this was sent.
 3 [REDACTED] I'm just looking at my notes.
 4 Per OIG (b)(6), (b)(7)(C) Sure.
 5 [REDACTED] It doesn't look like I have any
 6 notes about asking [REDACTED] any questions about this. And
 7 looking at the document, I don't recall asking [REDACTED] any
 8 questions about this document.
 9 Per OIG (b)(6), (b)(7)(C) Okay.
 10 [REDACTED] Independently.
 11 Per OIG (b)(6), (b)(7)(C) And then, two other emails I want
 12 to ask you about from October 30th, 2016. The first one
 13 is at 1:54.
 14 [REDACTED] Okay.
 15 Per OIG (b)(6), (b)(7)(C) And it's also circled in your
 16 notes, if you look down on the bottom of Page 1.
 17 [REDACTED] Okay.
 18 Per OIG (b)(6), (b)(7)(C) Do you know what the, I think your
 19 notes say 8-12 call identified, but I'm not sure what's in
 20 parenthesis.
 21 [REDACTED] Highlighted. That's what that says.
 22 Per OIG (b)(6), (b)(7)(C) Okay.
 23 [REDACTED] Okay, so yeah. And then if you were
 24 to go back to the actual email that you have provided
 25 here, you can kind of --

1 Per OIG (b)(6), (b)(7)(C) Oh, I see.
 2 [REDACTED] -- see a little bit here that it was
 3 highlighted. And I think, my best recollection is that
 4 [REDACTED] highlighted that.
 5 Per OIG (b)(6), (b)(7)(C) Okay.
 6 [REDACTED] When [REDACTED] gave us this email. So I
 7 wrote down that the call was. I think the point of it was
 8 that the call was identified here in the email. And that
 9 was, as I sit here, again, this was in the context of
 10 [REDACTED] wanting to explain every change [REDACTED] made in
 11 [REDACTED] document to us.
 12 Per OIG (b)(6), (b)(7)(C) see. And that's what I was
 13 going to ask you. Did you have any discussion with [REDACTED]
 14 about, there's a reference to the call.
 15 [REDACTED] Um-hmm.
 16 Per OIG (b)(6), (b)(7)(C) In more color, and was there any
 17 discussion with [REDACTED] about that, or what, if [REDACTED] understood
 18 what that meant?
 19 [REDACTED] Let me just read through it. So
 20 your question is, did we discuss with [REDACTED] --
 21 what was your question?
 22 Per OIG (b)(6), (b)(7)(C) The call that, hey, here is an
 23 email. Does this refresh your recollection? The August
 24 12th McCabe Axelrod call is mentioned. Does this refresh
 25 your recollection? Do you know what more color means?

1 [REDACTED] I don't. When I look at these notes
 2 that I took, I recall sitting down with [REDACTED]
 3 and [REDACTED] wanted to go through [REDACTED] notes. And [REDACTED] made a
 4 point of telling us, again because [REDACTED] wanted [REDACTED] felt, my
 5 sense of it is that [REDACTED] felt embarrassed that [REDACTED] couldn't
 6 remember this, that all this had happened. So [REDACTED] was
 7 starting to tell us about everything else that was
 8 happening in the political spectrum at that time. So [REDACTED]
 9 was telling us about all of this, and then [REDACTED] was giving
 10 us more emails. And [REDACTED] was talking about the changes of
 11 [REDACTED] statement. And then looking at my notes, and [REDACTED]
 12 is kind of going through [REDACTED] is going through on a
 13 daily basis what happened that day. And [REDACTED] the reference
 14 to the times to the best of my recollection, each one of
 15 these is a separate email, as I recall.
 16 Per OIG (b)(6), (b)(7)(C) Right.
 17 [REDACTED] That [REDACTED] handed us. And [REDACTED]
 18 [REDACTED] highlighted this one that the call is identified
 19 in. And I think the point of it, it was, it was the first
 20 time that [REDACTED] could find something where the call that
 21 [REDACTED] had was referenced in an email that [REDACTED] personally had.
 22 Now I'm going to look at my notes to see if we asked [REDACTED]
 23 any follow-up questions. And it looks like on Page 2 of
 24 my notes --
 25 Per OIG (b)(6), (b)(7)(C) Um-hmm.

1 [REDACTED] -- that there were some follow-up
 2 questions.
 3 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 4 [REDACTED] It says, back to the 10-30-16
 5 article, lacking attribution. Quote, looks like
 6 defenders, others further down the chain of command. And
 7 then this would have been [REDACTED] what [REDACTED] said. I
 8 still do not know any more about the quote. I do, I do
 9 not even know if it's correct.
 10 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 11 [REDACTED] So to the extent we had more
 12 discussion, I think that reflects what the discussion was.
 13 Per OIG (b)(6), (b)(7)(C) Okay. And then there is one more
 14 email. There is a reply on October 30th, 2016 at 3:16
 15 p.m. from [REDACTED] to [REDACTED], which states, and
 16 hell, comma, he might as well name Axelrod. He's been
 17 completely screwing us lately. Did you have any
 18 discussion with [REDACTED] about what that meant?
 19 [REDACTED] I feel like we did talk to [REDACTED] about
 20 that. I don't see any reflection in my notes. But I
 21 remember, and this might have been [REDACTED] and I after the
 22 fact. There was some discussion about who the he was
 23 every time he is mentioned in this statement.
 24 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 25 [REDACTED] He might as well name Axelrod, seems

1 to be like that is Devlin Barrett, the first he. He has
2 been completely screwing us lately, is that Devlin Barrett
3 is screwing us lately, or is it Axelrod is screwing us
4 lately, or is it somebody else? So I want to say, as I
5 sit here, did we ask [redacted] about it? I don't
6 think we did. I think my recollection is coming from a
7 discussion I had with [redacted] after the fact when we were
8 reading this and we, I, it was not clear to me who the
9 second he refers to.

10 Per OIG (b)(6), (b)(7)(C) Um-hmm. Okay.

11 [redacted] And I remember discussing it with
12 [redacted] but I don't recall discussing it with [redacted] Sorry,
13 I had to kind of talk that through out loud for myself.

14 Per OIG (b)(6), (b)(7)(C) Do you have any other? So, I'm
15 trying to go quickly here.

16 Per OIG (b)(6), (b)(7)(C) Anything about what those notes
17 from that day or [redacted] in general?

18 Per OIG (b)(6), (b)(7)(C) I don't follow.

19 Per OIG (b)(6), (b)(7)(C) You just said, you just asked me
20 if I had any questions. Are you moving off [redacted]?

21 Per OIG (b)(6), (b)(7)(C) I am not moving off [redacted]

22 Per OIG (b)(6), (b)(7)(C) Okay.

23 Per OIG (b)(6), (b)(7)(C) I'm moving off these emails.

24 Per OIG (b)(6), (b)(7)(C) Okay. Move away. Move away.

25 Per OIG (b)(6), (b)(7)(C) I'm trying to go as quickly as

b6 -1,2
b7C -1,2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

1 those following pages, but just wanted to note that, that
2 will be something we'll follow up on too.

3 [redacted] Yep.

4 Per OIG (b)(6), (b)(7)(C) So this draft, Draft 1, again, as
5 I understood it from your earlier description, would
6 reflect INSD's initial effort to compile what they
7 understood from notes that the witness said and then give
8 back the statement for review.

9 [redacted] Yes.

10 Per OIG (b)(6), (b)(7)(C) Okay. And then on Page 4, in the
11 second paragraph, the first sentence, [redacted] your, your, in
12 the draft writing when I look at the highlighted
13 paragraphs in Exhibit 1, I would consider this information
14 to be a media leak. And that was based on what you heard
15 [redacted] say in the first interview on August 16th, 2017.

16 [redacted] Right. And Draft 1 would have been
17 drafted that day, so.

18 Per OIG (b)(6), (b)(7)(C) Right, okay. And then the middle
19 of this paragraph, there is that reference to however, it
20 looks like it's the second-to-last sentence from the end.
21 However, the direct quote strikes me as over the top and
22 unnecessary to make the point.

23 [redacted] That's straight from my notes. We
24 just talked about that.

25 Per OIG (b)(6), (b)(7)(C) Okay. So then if we get into

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 possible, in the interest of time. So, I am going to
2 segue to some drafts.

3 [redacted] Okay.

4 Per OIG (b)(6), (b)(7)(C) So, and this, I don't know if I
5 need to ask [redacted] about this, but, document labeled Draft
6 Number 1.

7 [redacted] Um-hmm.

8 Per OIG (b)(6), (b)(7)(C) Which appears to be a draft of [redacted]
9 [redacted] statement before it was finalized. It says Page

10 1 of 11. But we only had 7 of 11, so --

11 [redacted] Oh.

12 Per OIG (b)(6), (b)(7)(C) I'm not sure what happened there.

13 [redacted] Hmm.

14 Per OIG (b)(6), (b)(7)(C) I'm sure it was probably just some
15 administrative copying but maybe not. I don't know, but.

16 [redacted] You're clearly missing something
17 here. Because the last page always has the signature
18 lines.

19 Per OIG (b)(6), (b)(7)(C) Okay.

20 [redacted] And you don't have --

21 Per OIG (b)(6), (b)(7)(C) So I can always ask [redacted] about
22 that.

23 [redacted] Yeah. So clearly, there is more to
24 this statement you didn't get.

25 Per OIG (b)(6), (b)(7)(C) And I didn't have anything on

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

1 Draft 2, this, I believe, is going to reflect track
2 changes that [redacted] was making or made.

3 [redacted] Yes.

4 Per OIG (b)(6), (b)(7)(C) And again, you can tell us. I
5 don't know if [redacted] was, these are some, I don't know if
6 these changes in track, in Draft 2 were ones that [redacted] was
7 actually making while [redacted] talking to you or not. But on
8 number, on Page -- let's see, it would be Page 5. And the
9 paragraph we were just looking at in Draft 1, [redacted] is now
10 striking out media leak and changing it to basically, it
11 seems unusual. Do you see that?

12 [redacted] Yes. Um-hmm.

13 Per OIG (b)(6), (b)(7)(C) Was there any discussion with him
14 about that?

15 [redacted] No. And again, I would say that us
16 coming back to [redacted] office is very unusual. Usually, we
17 let, we let Draft 1 stand on its own. It's, it's our best
18 recollection and reflection of what that person said. And
19 you can tell, like, word for word some of that is exactly
20 what's written in my notes. So then [redacted] would make
21 these changes.

22 Now, we wouldn't normally pick up the phone and
23 have a discussion or go in person and have a discussion
24 with [redacted] about why [redacted] changed these. It's just not
25 something we do. We let them make their changes. We,

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 generally speaking, unless it is a substantive, 180
2 position change on something they said, we're not going to
3 discuss with them how they characterize it. But that's
4 the point of keeping the drafts. It lets you see, this is
5 what we think [redacted] said. This is what [redacted] saying after the
6 fact, that [redacted] had some time to think about it and [redacted]
7 more comfortable with this phrasing.

8 But, in fact, we know that [redacted] later kept finding
9 things, and then, you know [redacted] did say it was a media leak
10 the first day, and then later [redacted] found these emails that
11 show that there were conversations. So it doesn't
12 surprise me that [redacted] changed it.

13 Per OIG (b)(6), (b)(7)(C) [redacted] knew about those emails. [redacted]
14 had found those emails at the time [redacted] struck that
15 language.

16 [redacted] That would be a question for [redacted]
17 but I would think so. I don't know, I mean like, there
18 should be an email when [redacted] sent Draft 2 back to us
19 and we could look at the time and the date that [redacted] sent
20 that back to us. Yeah. It's a question you need to ask
21 [redacted] made these changes.

22 Per OIG (b)(6), (b)(7)(C) But that, these changes, you
23 didn't have any follow-up conversation with [redacted] about?
24 [redacted] No. And that would not be our
25 practice. We wouldn't.

1 Per OIG (b)(6), (b)(7)(C) Okay.

2 [redacted] Unless, like I said in the
3 beginning. If it was a 180 change and, and it was
4 something like I told her it was blue. No, now I told her
5 it was yellow. You know what I mean? If it was like
6 substantively different, we might go back and be like,
7 okay, let's talk about why you're changing your position.
8 But we didn't here.

9 Per OIG (b)(6), (b)(7)(C) Um-hmm. And this --

10 Per OIG (b)(6), (b)(7)(C) But the, the, given that it was
11 at that first of the three meetings with [redacted] the one on
12 8-16 where [redacted] went to [redacted] computer and started printing
13 things off.

14 [redacted] Um-hmm.

15 Per OIG (b)(6), (b)(7)(C) So I guess [redacted] would have at least
16 known about [redacted] would have reviewed at least some of the
17 emails that [redacted] showed you --

18 [redacted] Um-hmm.

19 Per OIG (b)(6), (b)(7)(C) -- by the time [redacted] would have
20 struck this language.

21 [redacted] You know what? You're right. I
22 think that's true. Because I think my recollection is I
23 asked [redacted] on 8/16 to go look through [redacted] emails. So, my
24 recollection sitting here is that, yeah, [redacted] would have
25 seen some of those. But now I'm looking back at what

1 Draft 1 says. Hmm. You know, it might have been on 8-17
2 then that I -- no, because here we talk about email
3 messages on Page 6 and 7. I just want to be accurate.

4 Actually, okay, okay, look. On Page 6 --

5 Per OIG (b)(6), (b)(7)(C) Of which draft, 2?

6 [redacted] Well, I'm looking at Draft 1, okay?

7 Per OIG (b)(6), (b)(7)(C) Okay.

8 [redacted] And realize that this is not, you
9 don't have the whole thing. But at the bottom of Page 6.

10 Per OIG (b)(6), (b)(7)(C) Um-hmm.

11 [redacted] It starts out, last paragraph, on
12 August 17, 2017, I was interviewed again under oath.

13 Per OIG (b)(6), (b)(7)(C) Um-hmm.

14 [redacted] With [redacted] and [redacted]

15 Per OIG (b)(6), (b)(7)(C) Um-hmm, um-hmm.

16 [redacted] And then we started talking about
17 email communications.

18 Per OIG (b)(6), (b)(7)(C) Um-hmm.

19 [redacted] And [redacted] discusses them. So now, as I
20 sit here, I feel like I asked [redacted] to look for emails when
21 we were there on 8-16. But I will say having looked at
22 this, it might have been that [redacted] looked for emails and
23 then found them, and then we talked about them on the
24 17th. I just, as I sit here, without taking time to look
25 back at everything in context, I don't recall. But, I get

1 your point, that, that I thought [redacted] had looked at [redacted]
2 emails on 8-16, and then therefore did we draft up -- I'm
3 trying to think, when did we get [redacted] the draft? This is
4 what I'm getting to. It looks to me like Draft 1, we
5 didn't send it to [redacted] until at least the 17th. At which
6 point [redacted] had [redacted] had newspaper, or [redacted] had emails printed
7 out, right?

8 So regardless of whether I asked [redacted] to look at
9 the emails on the 16th or the 17th, [redacted] didn't even see
10 Draft 1 until at least the 17th because Draft 1 references
11 the 17th interview.

12 Per OIG (b)(6), (b)(7)(C) And you would have email copies of
13 when these are sent?

14 [redacted] Yes, yes, yes.

15 Per OIG (b)(6), (b)(7)(C) Okay.

16 [redacted] Clearly, we need to look at the
17 emails to see when [redacted] got that.

18 Per OIG (b)(6), (b)(7)(C) So whether it was 8-16 or 8-17,
19 sitting here you, you do remember being present when [redacted]
20 printed off some emails?

21 [redacted] For sure.

22 Per OIG (b)(6), (b)(7)(C) Yeah.

23 [redacted] For sure, because I asked [redacted] one
24 of the things I asked [redacted] for on 8-16 was whether [redacted] had
25 the 8-24 Wall Street Journal article. It was one of the

b6 -2
b7C -2

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1 first things I asked [] when we sat down.
2 Per OIG (b)(6), (b)(7)(C) 10-24?
3 [] I'm sorry, yeah, 10-24, because I
4 tried to print that article after [] interview,
5 and I couldn't because I don't have a Wall Street Journal
6 account, et cetera. So I asked [] hey, can you print
7 out this article for me? And [] did. And I remember []
8 getting that off the printer, and I remember asking [] to
9 go look for [] emails. And I remember [] getting up and
10 going to [] computer and printing off emails. I'm pretty
11 sure that happened on the 16th, but, and I feel like []
12 was there. I mean, maybe you can ask [] these
13 questions. Obviously, but at any rate, we didn't get []
14 Draft 1 until the 17th for sure because the 17th is
15 referenced in there.
16 I know that when we sat down with [] we didn't
17 know what [] would say because we had Mr. McCabe saying I
18 don't know the source of this information.
19 Per OIG (b)(6), (b)(7)(C) Um-hmm.
20 [] And we had [] saying I am the
21 source, I and [] are the source of this information.
22 Per OIG (b)(6), (b)(7)(C) Um-hmm.
23 [] So I know we were looking at []
24 to kind of break the tie.
25 Per OIG (b)(6), (b)(7)(C) Um-hmm.

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

Page 143

1 [] And when [] looked at the article,
2 and [] first words were, this is a leak --
3 Per OIG (b)(6), (b)(7)(C) Um-hmm.
4 [] -- we were like, okay. Should we be
5 concerned? And I believe that that is why I pushed [] to
6 go look for [] emails to refresh [] recollection,
7 because [] was very confident that this was an
8 authorized thing. And, and when we sat down and showed
9 [] the article [] said, the very first things [] said
10 was, oh, it's a leak. And I was like, well, could you
11 have had an on background? Could you look at your emails
12 and see? And [] started to look at [] emails.
13 So, [] first impression was that it was a media
14 leak. And then [] started looking at [] emails. Whether
15 that was on the 16th or the 17th -- my gut feeling is that
16 it was still on the 16th.
17 Per OIG (b)(6), (b)(7)(C) Um-hmm.
18 [] I feel like my memory is that []
19 and I were sitting in [] office, and [] printed them off.
20 And then, as I mentioned before [] I remember [] being
21 slightly embarrassed about not recalling it and mentioning
22 I'm old and maybe I should start taking notes now, that
23 sort of thing, like every single day. And that's my best
24 recollection. Now, [] did print some emails while we were
25 sitting there, and then overnight [] printed more. []

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

Page 144

1 called me and then Voviette and I went on the 17th to get
2 more emails, and we talked about it then.
3 Per OIG (b)(6), (b)(7)(C) Um-hmm.
4 [] So yeah [] would have, my
5 recollection is [] would have printed some of these out on
6 the 16th.
7 Per OIG (b)(6), (b)(7)(C) And again, what I'm a little bit
8 confused about is how, whether [] had any conversation
9 with you about how [] reconciled changing from it's a
10 media leak to it's unusual when at most as I see in []
11 final statements [] just says I recognize there is
12 communication between me and the reporter. But I don't
13 recall authorizing any on background conversation. No one
14 in senior executive management told me about anything
15 after the fact.
16 [] Yeah. I would say [] final
17 statement is the best.
18 Per OIG (b)(6), (b)(7)(C) Right.
19 [] The best recollection of []
20 Per OIG (b)(6), (b)(7)(C) Um-hmm.
21 [] You know? I mean, you're asking me
22 whether I asked, whether we asked []
23 Per OIG (b)(6), (b)(7)(C) Well, because it's a change.
24 [] Yep, it's a change.
25 Per OIG (b)(6), (b)(7)(C) And it seems to me, you know, my,

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

Page 145

1 my opinion, substantive, I guess there's degrees of it.
2 But there was no conversation that you had with [] about,
3 about that change?
4 [] So, this is something you'll talk,
5 you'll want to talk to [] about.
6 Per OIG (b)(6), (b)(7)(C) Okay.
7 [] So when we were there on the 18th, I
8 think we were getting to the point you're making here.
9 Like, okay, this is kind of a big jump here. Why, why is
10 this such a big, was it authorized, was it not authorized?
11 Per OIG (b)(6), (b)(7)(C) Um-hmm.
12 [] What's going on? And we were
13 literally sitting on [] couch talking to [] and [] was
14 showing us all this stuff. And [] had [] changes []
15 wanted to describe. And my phone was blowing up. I had
16 to go. I'm like, clearly something, and is it an
17 emergency? Somebody wants to get a hold of me. So I left
18 the room to find out that I was getting, we were getting
19 called away to Mr. McCabe. But I didn't know that.
20 So, [] -- I was not in the room when this
21 happened. But [] was, and you can ask him. But he told
22 me after the fact that he asked [] directly, are
23 you covering for [] or Mr. McCabe? Are you --
24 something to that nature. He asked [] that. And I
25 think just as [] was going to answer is when I opened

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

1 the door and said we have to go see Mr. McCabe. And so we
2 left, and he never got the answer to that question. And
3 then we, we had the interview with Mr. McCabe, and I think
4 the feeling was that we weren't going to do anything
5 further on the investigation.

6 Per OIG (b)(6), (b)(7)(C) Um-hmm.

7 [redacted] So we were just going to have [redacted]
8 [redacted] finalize [redacted] statement. And so I think that the
9 answer you're looking for is we never, we asked [redacted] We
10 never got the answer because the interview was
11 interrupted.

12 Per OIG (b)(6), (b)(7)(C) Okay.

13 [redacted] But [redacted] you'll definitely want to
14 talk to [redacted] about that.

15 Per OIG (b)(6), (b)(7)(C) Okay. Let's stop for one second.
16 (Whereupon, the above-entitled matter went off
17 the record and back on the record.)

18 Per OIG (b)(6), (b)(7)(C) Okay. Back on the record after a
19 one-minute break around 1:15. I'm moving on from the
20 drafts. Do you have any other question?

21 Per OIG (b)(6), (b)(7)(C) No.

22 Per OIG (b)(6), (b)(7)(C) Okay. So, actually, I'll just
23 note for the record that, just quickly. On Page 5 of
24 Draft 2, [redacted] also deleted, however, the direct
25 quote strikes me as over the top and unnecessary to make

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

1 Per OIG (b)(6), (b)(7)(C) There was something that I just
2 want to make sure if I'm understanding correctly. On Page
3 2, the first full paragraph there, there is a discussion
4 about the August 12th call, August 12th, 2016 call. Do
5 you see that?

6 [redacted] Yes.

7 Per OIG (b)(6), (b)(7)(C) And the second sentence, [redacted]
8 [redacted] stated, I do not recall being involved in a
9 discussion regarding such a telephone call or even being
10 told that such a telephone call occurred. And if you look
11 back at that October 30th, 2016 email --

12 [redacted] Right, yeah. I got you.

13 Per OIG (b)(6), (b)(7)(C) I just wasn't sure -- yeah, that
14 one right there. The one at 154 where it mentions the
15 call. I just wasn't sure if [redacted] saying [redacted] doesn't recall
16 being told contemporaneously, but then [redacted] has this email
17 here that, so I just wasn't sure what exactly, how that
18 statement squares up with this email.

19 [redacted] Well, I'll tell you that we didn't
20 ask [redacted] about it.

21 Per OIG (b)(6), (b)(7)(C) Okay.

22 [redacted] But, yeah, I mean clearly it's
23 mentioned in this email that Devlin Barrett has sent to
24 [redacted] And [redacted] statement that [redacted]
25 has signed under oath says [redacted] doesn't know about it. So I

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 the point.

2 [redacted] Um-hmm.

3 Per OIG (b)(6), (b)(7)(C) Was there any conversation with
4 [redacted] about that?

5 [redacted] No, there wasn't. I think [redacted] just
6 took it out, I mean, sometimes people say things in
7 interviews because they're comfortable. And later, when
8 they see it in print they think, I don't know that I
9 necessarily want that to be a part of my statement, and so
10 they took it out.

11 Per OIG (b)(6), (b)(7)(C) Sure.

12 [redacted] And I wouldn't normally ask about
13 that.

14 Per OIG (b)(6), (b)(7)(C) Okay. And then turning now to [redacted]
15 [redacted] final sworn statement. It should be there
16 somewhere. Let me know if you have that.

17 [redacted] Yeah, hold on.

18 Per OIG (b)(6), (b)(7)(C) I think -- there you go. So,
19 again, this is an 11-page document. The last page, Page
20 12 is signed by [redacted] and [redacted] I recognize
21 you are not a witness there, but does this appear to be a
22 true copy of that statement?

23 [redacted] Yes.

24 Per OIG (b)(6), (b)(7)(C) Best you can tell?

25 [redacted] Yes.

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -1,2
b7C -1,2

b6 -2
b7C -2

b6 -2
b7C -2

1 would say that you'd need to talk to [redacted] to find
2 out what [redacted] intent was there.

3 Per OIG (b)(6), (b)(7)(C) Okay.

4 [redacted] But I didn't ask [redacted] about it.

5 Per OIG (b)(6), (b)(7)(C) And then, just so I understand
6 what was going on, it's sort of the same line of inquiry.
7 But if you jump to Page, is it 10? Yeah, Page 10. This
8 is the first full paragraph on that page beginning with as
9 pointed out to me. Do you see that?

10 [redacted] Um-hmm.

11 Per OIG (b)(6), (b)(7)(C) It says, as pointed out to me by
12 the interviewing agents, none of the email communications
13 between October 24th, 2016 and October 30th, 2016
14 reference DD McCabe's August 12th, 2016 telephone call
15 with the senior DOJ official. And I was just wondering
16 how that statement is reconciled with that email --

17 [redacted] Well I think --

18 Per OIG (b)(6), (b)(7)(C) -- on October 30th.

19 [redacted] -- what is meant here --

20 Per OIG (b)(6), (b)(7)(C) Um-hmm.

21 [redacted] -- is that the content of the
22 telephone call, there is nothing about the content of the
23 telephone call.

24 Per OIG (b)(6), (b)(7)(C) Okay.

25 [redacted] There is clearly, you know, when you

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

b6 -2
b7C -2

1 look here, there is an email that references that a call
2 occurred. But the content isn't discussed.
3 Per OIG (b)(6), (b)(7)(C) Okay. Do you have anything else
4 on that?

5 And this final, just for the record, the final
6 sworn statement of [redacted] on Page 4 has the, has the
7 characterization of the quote as we saw in Draft 2 that
8 it's unusual. This is on Page 4, the last paragraph,
9 first sentence. Seems unusual. Do you see that?

10 [redacted] Yes.

11 Per OIG (b)(6), (b)(7)(C) I didn't have any questions. I'm
12 just reflecting for the record that, that, that was
13 carried over. Did you have any questions on that?

14 [redacted] I would just say, you know, that [redacted]
15 [redacted] provided us a lot of messages, like a lot of email
16 messages. We have only talked about a few here, but there
17 were a lot more that [redacted] provided us. And, and that the
18 final statement of any of these witnesses would be the
19 best characterization of what their intent was. You've
20 asked me a lot of questions, did you ask them, what do you
21 think [redacted] feeling was? And so I would just say for the
22 record that what their feeling was is, is reflected best
23 by their statements. And then, you know, you could look
24 at the draft statements to see how they differed from what
25 we wrote --

1 Per OIG (b)(6), (b)(7)(C) Um-hmm.

2 [redacted] -- based on our impressions from our
3 notes, and then how those drafts changed, and then
4 ultimately what was signed, so.

5 Per OIG (b)(6), (b)(7)(C) Um-hmm.

6 Per OIG (b)(6), (b)(7)(C) But Draft 1 would be, Draft 1 of
7 [redacted] statement would be the best and accurate
8 memorialization of your recollection and your notes about
9 what [redacted] told you during [redacted] interviews?

10 [redacted] At the time I wrote it, yes.

11 Per OIG (b)(6), (b)(7)(C) Um-hmm.

12 Per OIG (b)(6), (b)(7)(C) Uh-huh.

13 [redacted] But I would just say [redacted] went on to
14 pull more emails, so some of [redacted] changes might have
15 reflected that.

16 Per OIG (b)(6), (b)(7)(C) Um-hmm.

17 Per OIG (b)(6), (b)(7)(C) Is it your understanding that we,
18 OIG, have all the emails that [redacted] gave INSD? We
19 have much, we have several more than I have shown you
20 today.

21 [redacted] Yeah, so, [redacted] printed stuff off
22 that first day, is my best recollection. And then the
23 second day, [redacted] gave us another pile. I kept everything [redacted]
24 gave us, and I clipped it, and I put sticky notes, because
25 [redacted] would tell us, this is the pile that has to do with

1 this. And so, I think even on one of the, the copies we
2 looked at today, you saw my little sticky note at the top
3 of that pile.

4 Per OIG (b)(6), (b)(7)(C) Um-hmm.

5 [redacted] Everything [redacted] gave us in those
6 meetings was in the I-As. And so, you know, apart from
7 human error in the copying process, you would have
8 received everything that [redacted] gave to us. Now, is
9 that actually every email that exists out there? I
10 couldn't say that. But that's everything that [redacted]
11 gave us.

12 Per OIG (b)(6), (b)(7)(C) Right. It was more of the latter,
13 and I was just trying to --

14 [redacted] Yeah.

15 Per OIG (b)(6), (b)(7)(C) So, going back on the same page,
16 Page 4, the bottom of Page 4 of the final signed sworn
17 statement of [redacted] references that providing a
18 direct quote is not something that OPA would have provided
19 officially, as it is not our practice or protocol. Is
20 there a written protocol that [redacted] referring to, do you
21 know?

22 [redacted] I don't know.

23 Per OIG (b)(6), (b)(7)(C) Okay.

24 Per OIG (b)(6), (b)(7)(C) Were you the drafter of this
25 sworn statement?

1 [redacted] So [redacted] would have been the first
2 drafter, and I would have looked at it.

3 Per OIG (b)(6), (b)(7)(C) On Page 8. Actually, Page 6. The
4 bottom of Page 6, the last three lines where [redacted]
5 [redacted] references that certain high-level executive
6 employees are authorized to speak to the media directly.

7 [redacted] Yes, I see that.

8 Per OIG (b)(6), (b)(7)(C) Is that, do you know, does that
9 encompass the same folks on the seventh floor, or you're
10 not sure based on this description?

11 [redacted] It would be my understanding that
12 would include the executives who sit on the 7th floor
13 between those glass doors, as I described earlier, yeah.

14 Per OIG (b)(6), (b)(7)(C) Okay.

15 [redacted] But you could ask [redacted] what [redacted]
16 means by certain high-level, but that's my understanding
17 of it.

18 Per OIG (b)(6), (b)(7)(C) Um-hmm. Um-hmm. And on Page 8,
19 there is a discussion about, on the -- I'll wait until you
20 get there, actually. Page 8, the third paragraph, the
21 second sentence. It's talking about the retired employee.

22 [redacted] Um-hmm.

23 Per OIG (b)(6), (b)(7)(C) Retired executives. And [redacted]
24 talking about, we provided retired executive employees who
25 requested it the same official statement that we provided

b6 -2
b7C -2

1 to Mr. Barrett. Did [] give INSD any documentation of
2 retired executives requesting the statement?
3 [] So I think the email you showed me
4 earlier would be an example of that. But my understanding
5 was that the retired executive employees were also retired
6 employees that have a media relationship. That was my
7 recollection from [] interview. And I think that that
8 email that you showed me is an exemplar of that. Now []
9 might have meant that there were additional people outside
10 of the media world, but that was my impression.

b6 -2
b7C -2

11 Per OIG (b)(6), (b)(7)(C) Okay.
12 [] It wasn't like they just went out
13 and sent it willy-nilly to retired employees. You know?
14 They sent it to people that they knew had a media
15 affiliation that were retired.

b6 -2
b7C -2

16 Per OIG (b)(6), (b)(7)(C) Just one last document, I was
17 going to move off [] So, do you have anything?

b6 -2
b7C -2

18 Per OIG (b)(6), (b)(7)(C) No.

19 Per OIG (b)(6), (b)(7)(C) Okay. I've got to find it in my
20 stack here. So this is, hopefully, let's see, this is
21 [] email on August 20th, 2017. It might be with
22 the -- let's see. Yeah, there it is. That one.

b6 -1
b7C -1

23 [] Okay.

24 Per OIG (b)(6), (b)(7)(C) Okay. So this is an email on
25 August 20th, 2017 from [] to Voviette Morgan. I

b6 -1,2
b7C -1,2b6 -1,2
b7C -1,2

1 recollection of [] looking at [] hands and seeing []
2 hands shaking. Now, obviously [] must have demonstrated
3 something with [] because [] wasn't there
4 that day. So he was there the third day, the 18th, that
5 Friday.

6 My specific recollection about the nervousness
7 was that specific one I mentioned. I remember I was
8 sitting with Voviette. And I remember sort of making eye
9 contact with her to see if she was noticing it too.
10 That's what I recall. The third day, as I mentioned
11 previously [] was very adamant about going over
12 [] changes with us and describing them. I don't have a
13 specific recollection of hands shaking on that day, but I
14 would say that it's very unusual for somebody to feel like
15 they needed to sit down with us and to describe to us
16 every single change they were making. So I would just
17 point out that my observation in that regard would be that
18 it was a very unusual thing to have happened in the
19 internal investigation process.

b6 -2
b7C -2

20 Per OIG (b)(6), (b)(7)(C) What about during the first
21 interview before [] saw [] emails, where [] was purporting
22 that it was a media leak? How did [] appear to you at
23 that time?

b6 -2
b7C -2

24 [] I would say that [] was, [] was
25 relaxed. [] was fine. There wasn't handshaking. But I

b6 -2
b7C -2b6 -2
b7C -2

1 understand you're not -- I, not I understand, I see you're
2 not copied on this, but have you seen this document
3 before?

4 [] Yes, I have seen it.

5 Per OIG (b)(6), (b)(7)(C) Okay. On the top of Page 4, there
6 is an asterisk reference noting, well, it's about []
7 [] on the prior page. But it says [] overall
8 nervousness and inability to recall specifics re this
9 issue while having clear recollection of other matters is
10 noteworthy. Did you have, observe similar behavior that
11 you recall?

b6 -2
b7C -2

12 [] Well, I would just point out that
13 this is [] email.

14 Per OIG (b)(6), (b)(7)(C) Um-hmm.

15 [] His characterization. If there is a
16 specific question about did I observe [] to be
17 nervous?

b6 -1,2
b7C -1,2

18 Per OIG (b)(6), (b)(7)(C) Yes, that's the question.

19 [] I can answer that my observation was
20 that, yes, I believe [] was nervous. And my
21 observation that leads me to have this belief was that at
22 certain points, I noticed [] hands were shaking. I
23 recall specifically when we were sitting with Voviette the
24 second day, and [] was handing us the emails, and I was
25 asking [] questions, I, I have a very specific

b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2b6 -2
b7C -2

1 would point out that, and I think I said this before too,
2 a couple times, that [] made a note about being
3 embarrassed that [] couldn't remember. So I wouldn't say
4 [] was, I don't remember observing nervousness. It was
5 more like an embarrassment, like oh, well clearly there
6 is, there is something here.

7 And [] like I said before, I think I observed
8 like [] seemed a little frustrated that we kept asking
9 [] questions, and [] clearly didn't have a recollection,
10 but [] was speculating in [] mind that [] must be missing
11 something because these investigators are not going away.
12 They keep asking me questions. And so finally I think we
13 got to the point where it's like go look at your emails.
14 Go see if you can refresh your recollection. And I recall
15 that there was that embarrassment. But I don't remember
16 nervousness.

b6 -2
b7C -2

17 I remember nervousness the second day with
18 Voviette, very specifically shaking hands. And then the
19 third day with [] I don't remember that []
20 hands were shaking, but it was more like a big eagerness
21 to explain the changes. And I think that everybody
22 recognized that [] was changing some of [] answers about
23 being very specific the first day that it was a leak to
24 now that I've looked at my emails, I realized that there
25 were some communications about this. And [] wanting to

b6 -1,2
b7C -1,2

1 tell us what those changes were.
 2 And I remember, I mean, like I must have said it
 3 10 times, just make the changes and send us your changes.
 4 Just make the changes and send. No, no, no. I want to
 5 tell you why. And it was just this, okay. We were just
 6 resolved at that point we were going to be sitting there
 7 and, and listening to [redacted] tell us about [redacted] changes. I
 8 don't remember that same nervousness that I saw with
 9 Voviette, but more of like [redacted] really wanted to explain.
 10 It was an eagerness to explain and that would, that was
 11 unusual.

12 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 13 [redacted] I guess I would say that is a fair
 14 characteristic of my observations those three days.
 15 Per OIG (b)(6), (b)(7)(C) And then the, this would be on Page
 16 4 still, right below where we were overall, problematic
 17 issues noted. I'm sorry, this is now [redacted]
 18 [redacted] Oh the email. Sorry.
 19 Per OIG (b)(6), (b)(7)(C) [redacted] email, yeah. There is, I
 20 guess it's the fourth hyphen down. One, two, three, four.
 21 There is a description about some folks at FBI perhaps
 22 having a perception that [redacted]
 23 [redacted] And my question to
 24 you is, was that expressed to you at all during any
 25 interviews that you conducted?

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -1
 b7C -1
 b6 -1,2
 b7C -1,2

b6 -1,2
 b7C -1,2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -1,2
 b7C -1,2

b6 -1,2
 b7C -1,2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -1,2
 b7C -1,2

1 work.
 2 Per OIG (b)(6), (b)(7)(C) Okay.
 3 [redacted] I think, I think almost everybody I
 4 talked to about [redacted] thinks that she's very sharp,
 5 very smart.
 6 Per OIG (b)(6), (b)(7)(C) The reference to [redacted]
 7 [redacted] was it ever expressed to you in the context
 8 of whether [redacted] or Mr. McCabe would be forthcoming and
 9 forthright with, with your investigation or the OIG
 10 investigation? Anything like that?
 11 [redacted] Say that one more time?
 12 Per OIG (b)(6), (b)(7)(C) Yeah. So, so the references to
 13 the fact that, that there was [redacted]
 14 [redacted] Mr.
 15 McCabe, was it ever expressed to you in the context of,
 16 of, you know, whether or not they were going to be
 17 forthcoming and candid with your investigation, or our --
 18 [redacted] Oh, oh, oh. Did anybody ever say
 19 that they thought they might not be candid because of it?
 20 Per OIG (b)(6), (b)(7)(C) Or that -- yeah.
 21 [redacted] No. Nobody said that.
 22 Per OIG (b)(6), (b)(7)(C) Um-hmm. That there was any kind
 23 of collusion between them?
 24 [redacted] Nobody said that. And in fact, [redacted]
 25 [redacted] said something in direct contradiction to what Mr.

b6 -2
 b7C -2

b6 -1,2
 b7C -1,2

b6 -2
 b7C -2

b6 -1,2
 b7C -1,2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 [redacted] Can you point to where you're --
 2 Per OIG (b)(6), (b)(7)(C) Oh, sure. I'm sorry.
 3 [redacted] Okay.
 4 Per OIG (b)(6), (b)(7)(C) So it starts there.
 5 [redacted] Yes. There was an interview, which
 6 you should have this too, with [redacted]
 7 Per OIG (b)(6), (b)(7)(C) Um-hmm.
 8 [redacted] And [redacted] talked about the
 9 perception that there, that there was [redacted]
 10 [redacted] But it was more
 11 with respect to [redacted] impression was that [redacted] was,
 12 [redacted] but that it
 13 didn't flow both ways. It was pretty much a [redacted] is
 14 [redacted] So [redacted] talked about that.
 15 Per OIG (b)(6), (b)(7)(C) And did [redacted] talk about, or did
 16 others talk about, whether that was at all affecting FBI
 17 work in any way?
 18 [redacted] So, I remember [redacted] saying that [redacted]
 19 had heard it from somebody else, possibly the prior
 20 [redacted] to Mr. McCabe or, or to a special
 21 assistant that was for some, some other. And I think it
 22 was just noted on that it, that that person had, [redacted]
 23 [redacted] impression was that that person had the same
 24 feeling, [redacted] But
 25 there wasn't a discussion about whether it affected the

1 McCabe said. So, that was our true facts. He said one
 2 thing, she said something completely different.
 3 Per OIG (b)(6), (b)(7)(C) Did you observe or anything, did
 4 you observe anything that we haven't discussed that you
 5 think is relevant or we should know about, or is there
 6 anything else you want to add that you haven't had an
 7 opportunity to say?
 8 [redacted] I would just say this is a, this was
 9 a really unusual investigation that we didn't get to
 10 finish. I mean, it was unusual because it, I was brand
 11 new to the unit. I started in February, end of February.
 12 And this started in March. And, I mean like, you know,
 13 you're interviewing some very high-level executives. My
 14 section chief would sit in on the interviews with us. So
 15 everything about it, there was nothing normal about this
 16 investigation.
 17 So I would just say to the extent that I can't
 18 recall things, or, or if, there are things that are
 19 unclear, it's because it wasn't, it wasn't a normal
 20 investigation where normally I'm driving the bus, or [redacted]
 21 is driving the bus, and we get to do everything we want to
 22 do. And while you, you're always engaging with your chain
 23 of command, you're not really being told, hey, stop the
 24 investigation right now. And you're not usually, you
 25 know, like let's sit down with OIG and clarify who is

b6 -2
 b7C -2

b6 -1
 b7C -1

1 doing what part of these leak investigations. So, I would
 2 simply say that this, this is a very different
 3 investigation. It was complex. It was high-profile.
 4 There was overlap with the OIG, which I think, it made me
 5 uncomfortable because I don't want to have that. And also
 6 I would say it was very hard because at some point we
 7 realized we had opposing statements, which I don't usually
 8 run into in the FBI. So I would just say, for all of
 9 those reasons, there's a lot going on in this. And if
 10 there is something that I didn't recall that, you know,
 11 maybe I recall later, I'll call you and I'll tell you.

12 Per OIG (b)(6), (b)(7)(C) Um-hmm.

13 [REDACTED] But I would just say that this
 14 investigation, if you ask me about many of my other
 15 investigations, I'd be so much more confident about them
 16 because there wasn't a, there was a full flow that didn't
 17 get interrupted and didn't get like all of a sudden in the
 18 middle of it there's a new part of the investigation that
 19 gets put in, and now you have to go back and talk to other
 20 people about that. That's not normal. This is a very
 21 unusual investigation. So I would just say I've done my
 22 very best from my recollection, and looking at the
 23 documents you've provided me. But, you know, it was
 24 unusual. And if I recall something different, I hope you
 25 will accept that I might contact you and say, hey, I

b6 -2
 b7C -2

1 remembered something else, or --

2 Per OIG (b)(6), (b)(7)(C) We would appreciate that.

3 Per OIG (b)(6), (b)(7)(C) Yeah.

4 [REDACTED] Sure.

5 Per OIG (b)(6), (b)(7)(C) Absolutely, and as we, the record
 6 isn't closed, you know, we're going to be doing this,
 7 we're going to be doing more of this. And so if something
 8 comes to your mind --

9 [REDACTED] Yeah.

10 Per OIG (b)(6), (b)(7)(C) -- feel free to reach out to
 11 either of us. We'll probably send an email asking for a
 12 couple of other documents to fill in some blanks, but we
 13 greatly appreciate all of your time today. I know we went
 14 past what I expected, so.

15 [REDACTED] That's okay.

16 Per OIG (b)(6), (b)(7)(C) I just want to thank you.

17 [REDACTED] You're welcome. I, I hope I've been
 18 helpful. And I think, I think looking at the emails that
 19 were sent, you know, we've highlighted some of those, like
 20 the timing of the emails being sent might help clarify
 21 some of the things that maybe I couldn't remember.

22 Per OIG (b)(6), (b)(7)(C) Sure. Thank you again. Off the
 23 record around 1:38.

24 (Whereupon, the interview was concluded.)

25

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

b6 -2
 b7C -2

1 CERTIFICATE

2 DEPOSITION SERVICES, INC. hereby certifies that
 3 the foregoing pages represent an accurate transcript of
 4 the electronic sound recording of the proceedings before
 5 the Department of Justice, Office of Inspector General in
 6 the matter of:

7
 8 Interview of [REDACTED]
 9

b6 -2
 b7C -2

10
 11
 12
 13 Per OIG (b)(6), (b)(7)(C) Transcriber
 14

15 October 23, 2017

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 17 Date
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