



United States Department of State

Washington, D.C. 20520

April 29, 2016

Case No. F-2015-12809

Segment: M-0001, M-0002,
IRM-0004

Mr. Michael Bekesha
Judicial Watch
425 Third St. SW. Suite 800
Washington, DC 20024

Dear Mr. Bekesha:

I refer to our letter dated March 28, 2016 regarding the release of certain Department of State records under the Freedom of Information Act (the "FOIA"), 5 U.S.C. § 552. Pursuant to our discussions with you following the March 2016 production, we initiated supplemental searches to ensure that our response to your request was complete. Our supplemental searches included the following Department of State record systems: The Office of the Executive Secretariat ("S/ES"), The Office of the Under Secretary for Management ("M"), and the Bureau of Information Resources Management ("IRM").

The supplemental search of the records of S/ES is ongoing.

The search of the records of M is complete and has resulted in the retrieval of two documents responsive to your request. After a review of those documents, we determined that both may be released with excisions.

The supplemental search of the records of IRM is complete and the review of those records is ongoing. To date, this review has resulted in the retrieval of five additional documents responsive to your request. After reviewing these documents, we determined that one document may be released in full and four documents may be released with excisions. All released material is enclosed.

An enclosure explains the FOIA exemptions. Where we have made excisions, the applicable FOIA exemptions are marked on each document. All non-exempt material that is reasonably segregable from the exempt material has been released.

We will keep you informed as your case progresses if you have any questions, your attorney may contact Trial Attorney, Jason Lee, U.S. Department of Justice, Civil Division, Federal Programs Branch, at (202)-616-8470 or Jason.Lee3@usdoj.gov. Please refer to the case number, shown above, in all communication about this case.

Sincerely,

Suzanne C. Weimer for

Eric F. Stein, Acting Co-Director
Office of Information Programs and Services

Enclosures: As stated

EXPLANATION OF GROUNDS FOR WITHHOLDING

The Freedom of Information Act (FOIA) Exemptions (5 USC 552)

(b)(1) Withholding specifically authorized under an Executive Order in the interest of national defense or foreign policy, and properly classified.

Executive Order 12958, as amended, Classification Categories:

- 1.4(a) Military plans, systems or operations
- 1.4(b) Foreign government information
- 1.4(c) Intelligence activities, sources or methods, or cryptology
- 1.4(d) Foreign relations or foreign activities of the US including confidential sources
- 1.4(e) Scientific, technological or economic matters relating to national security, including defense against transnational terrorism
- 1.4(f) USG programs for safeguarding nuclear materials or facilities
- 1.4(g) Vulnerabilities or capabilities of systems, installations, infrastructures, projects, plans or protection services relating to US national security, including defense against transnational terrorism
- 1.4(h) Information on weapons of mass destruction

(b)(2) Related solely to the internal personnel rules and practices of an agency.

(b)(3) Specifically exempted from disclosure by statute (other than section 552b of Title 5), e.g.:

- INA Immigration and Nationality Act, Title 8 USC Section 1202(f)
- CIA Central Intelligence Agency Act of 1949, Title 50 USC Section 403(g)
- ARMEX Arms Export Control Act, Title 22 USC 2778(e)
- EXPORT Export Administration Act of 1979, 50 App. USC 2411(c)(1)

(b)(4) Privileged/confidential trade secrets, commercial or financial information from a person.

(b)(5) Interagency or intra-agency communications forming part of the deliberative process, attorney client privilege. or attorney work product.

(b)(6) Release would constitute a clearly unwarranted invasion of personal privacy.

(b)(7) Information compiled for law enforcement purposes that would:

- (A) Interfere with enforcement proceedings.
- (B) Deprive a person of a fair trial.
- (C) Constitute an unwarranted invasion of personal privacy.
- (D) Disclose confidential sources.
- (E) Disclose investigation techniques.
- (F) Endanger life or physical safety of any individual.

NR Material not responsive to your FOIA request, excised in accordance with our agreement.

Privacy Act Grounds for Withholding (5 USC 552a)

(d)(5) Information compiled in reasonable anticipation of a civil action proceeding.

(j)(1) CIA records.

(j)(2) Enforcement of criminal law, including efforts to prevent, control, or reduce crime or apprehend criminals, except records of arrest.

(k)(1) Classified pursuant to E.O. 12958 in the interest of national defense or foreign policy such as intelligence sources and methods.

(k)(2) Investigatory material compiled for law enforcement purposes.

(k)(3) Regarding protective services to the President of the US or other individual pursuant to Title 18, USC, Section 3056.

(k)(4) Required by statute to be maintained and used solely as statistical records.

(k)(5) Investigatory material compiled solely for the purpose of determining suitability eligibility or qualifications for Federal civilian employment or for access to classified information, the disclosure of which would reveal the identity of the person who furnished information pursuant to a promise that his identity would be held in confidence.

(k)(6) Testing or exam material used to determine individual qualifications for appointment or promotion in Federal service, the release of which would compromise the testing or exam process.

(k)(7) Material used to determine potential for promotion in the armed services.

pp Information about another person or persons which does not constitute a record about the requester as defined in the access provision of the Privacy Act (section (d) (1)) and which may not be released except pursuant to a written request or with the prior written consent of the person or persons concerned (section (b)).

NR Material not responsive to your Privacy Act request.

Plott, Susan M

From: Kennedy, Patrick F
Sent: Friday, December 18, 2015 8:52 AM
To: Austin-Ferguson, Kathleen T
Subject: FW: Résumé for [REDACTED]
Attachments: Bryan Pagliano.rtf

B6

-----Original Message-----

From: Peña, Laura
Sent: Thursday, February 12, 2009 12:14 PM
To: Samuelson, Heather F; Kennedy, Patrick F
Cc: Mook, Robert E; 'Marlon D Marshall'
Subject: RE: Resume for [REDACTED]

Also attached is Bryan Pagliano, possibly for Int'l Informational Programs.

-----Original Message-----

From: Samuelson, Heather F
Sent: Thursday, February 12, 2009 11:04 AM
To: Kennedy, Patrick F
Cc: Peña, Laura; Mook, Robert E; 'Marlon D Marshall'
Subject: Resume for [REDACTED]

Hi Pat:

Thank you again for meeting with us yesterday. It was incredibly helpful.

Per our conversation, attached is [REDACTED]
[REDACTED]

Many thanks,
Heather

-----Original Message-----

From: [REDACTED]
Sent: Thursday, February 12, 2009 10:47 AM
To: Samuelson, Heather F

Good morning Heather--

[REDACTED]

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer

Thanks.



B6

Bryan M. Pagliano

B6

OBJECTIVE

Management position where I can utilize my experience and education in technology and business.

EXPERIENCE**Hillary Clinton for President**

Arlington, VA

IT Director

August 2006 - Present

Responsible for the operational IT infrastructure for headquarters and field offices. Hire and manage a team of systems administrators, engineers and administrative staff. Manage logistics of IT assets and provision of IT services. Design, implement and manage server farm facility. Oversee the technical support helpdesk and participate as a final internal escalation point as needed. Manage discrete projects as required. Negotiate vendor contracts and purchases. Assist CTO in technology budget and planning. Assist DBA's where needed with queries and troubleshooting. Manage technology reduction and relocation activities.

Community IT Innovators

Washington, DC

Senior Systems Engineer - Systems Team Lead

April 1999-August 2006

Work with end user groups to evaluate and solve technical problems. Evaluate existing systems and user needs to analyze, design, recommend, and implement system changes. Familiar with a variety of concepts, best practices, and procedures. Use experience and judgment to plan and accomplish goals. Use experience and judgment to accomplish client goals with creative solutions and disciplined independent practice. Maintain multiple client networks and relationships simultaneously. Manage multiple teams of technical employees. Serve as engineering team lead. Lead Engineer on multi-server and campus network installs.

Systems Administrator**EDUCATION****UMD Robert H. Smith School of Business**Masters in Business Administration, GPA:

Washington, DC

May 2007

Emory University

BA in Political Science

Atlanta, GA

May 1998

TECHNICAL CERTIFICATIONS

MCSE NT and 2000 Certified, CCNA Certified, A+ Certified, CCA Certified

HONORS and AWARDS

Community IT Innovators "Top Techie", Eagle Scout

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer

From: Wisecarver, Charles D </O=SBUSTATE/OU=NCC
AG/CN=RECIPIENTS/CN=WISECARVERCD32459572>
Sent: Saturday, February 28, 2009 12:15 PM
To: Kennedy, Patrick F <KennedyPF@state.gov>
Cc: Swart, Susan H <SwartSH@state.gov>
Subject: Re: Bryan Pagliano

RELEASE IN FULL

I called him and left a message but did not hear back. I planned to send an e-mail follow-up but forgot until just now. I will pursue with an e-mail today.

Charlie
DCIO for IT Operations
U.S. Department of State
(202) 647-2863

From: Kennedy, Patrick F
To: Wisecarver, Charles D
Cc: Swart, Susan H
Sent: Sat Feb 28 11:48:55 2009
Subject: FW: Bryan Pagliano

Charlie

How did the conversation go and have you reached an arrangement?

Regards

pat

From: Kennedy, Patrick F
Sent: Saturday, February 28, 2009 11:48 AM
To: Peña, Laura
Subject: RE: Bryan Pagliano

Laura

Susan Swart and Charlie Wisecarver are very interested in him and were calling him to talk

Will get you a read-out

Regards

pat

From: Peña, Laura
Sent: Monday, February 23, 2009 11:25 AM
To: Kennedy, Patrick F
Subject: Bryan Pagliano

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer

Hi Pat,

Please let me know when you are ready to give Bryan his assignment at IRM, I'd like to give him a heads up and a better idea of the position.

Many thanks,

Laura

Schedule C?

RELEASE IN PART B5, B6

Page 1 of 3

From: Wisecarver, Charles D </O=SBUSTATE/OU=NCC
AG/CN=RECIPIENTS/CN=WISECARVERCD32459572>
Sent: Wednesday, March 11, 2009 9:54 PM
To: Swart, Susan H <SwartSH@state.gov>
Subject: RE: Schedule C - Bryan Pagliano

Let me go back to Jeanne to understand what a PAS really is.

Charlie
Deputy Chief Information Officer for Operations
U.S. Department of State
IRM/OPS
202 647-2863

From: Swart, Susan H
Sent: Wednesday, March 11, 2009 9:53 PM
To: Wisecarver, Charles D
Subject: Re: Schedule C - Bryan Pagliano

I don't know what a pas is. PFK specifically said we didn't need to be pol apptees but it sure sounds like we do. I'm going to ask him. What a bunch a

From: Wisecarver, Charles D
To: Swart, Susan H
Sent: Wed Mar 11 21:45:45 2009
Subject: FW: Schedule C - Bryan Pagliano
Your not a PAS! What is a PAS? Is this a reference for a confirmed A/S?

Charlie
Deputy Chief Information Officer for Operations
U.S. Department of State
IRM/OPS
202 647-2863

From: Raymos, Jeanne N
Sent: Wednesday, March 11, 2009 2:08 PM
To: Wisecarver, Charles D
Cc: Wilson, Mark A (CIO/EA); Zweig, Kathleen A; Burrridge, Lisa M; Philbin, Peggy M; Peters, Vivian D; Samuelson, Heather F
Subject: RE: Schedule C - Bryan Pagliano

Charlie,

There are just a few steps for us to gain approval to appoint Mr. Pagliano as a Schedule C in IRM, beginning with a position description (PD). Even though we have not recently had a Schedule C in IRM, the PD should be classified following OPM's classification guidance for GS positions.

As a Schedule C Bryan must report to a PAS, and since Ms. Swart is not a PAS, the PD should identify U/S Kennedy as the supervisor.

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer

Schedule C?

Page 2 of 3

Once the PD is classified, we will obtain the necessary approvals to appoint Mr. Pagliano as a Schedule C. This last leg of the process may take from 2 to 4 weeks.

We will contact Mr. Pagliano to verify current pay and set his pay as a Schedule C.

Vivian Peters is your primary contact on my staff and can be reached at X32169.

Jeanne

From: Zweig, Kathleen A
Sent: Wednesday, March 11, 2009 1:41 PM
To: Burrige, Lisa M; Philbin, Peggy M
Cc: Wisecarver, Charles D; Wilson, Mark A (CIO/EA); Raymos, Jeanne N
Subject: FW: Schedule C?

Looping in Peggy and Lisa! Thanks. Kathleen

From: Wisecarver, Charles D
Sent: Wednesday, March 11, 2009 12:56 PM
To: Raymos, Jeanne N
Cc: Wilson, Mark A (CIO/EA); Zweig, Kathleen A
Subject: FW: Schedule C?

Jeanne,

Looking for some guidance on how to proceed with bringing on a Schedule C appointment.

- I understand they have to directly report to either a DAS or A/S.
- The U/S said there is a batch being processed for security clearance and presumably ours is in that grouping.
- We are working with our EX to develop a PD.

What is the process to bring on a schedule C? What else should we be doing? What do I tell the candidate, if anything?

Charlie
Deputy Chief Information Officer - IT Operations
U.S. Department of State
(202) 647-2863

From: Taglialatela, Linda S
Sent: Tuesday, March 10, 2009 10:03 AM
To: Wisecarver, Charles D; Raymos, Jeanne N
Subject: Re: Schedule C?

Charlie - talk to Jeanne Raymos X32164

Schedule C?

Page 3 of 3

From: Wisecarver, Charles D
To: Taglialatela, Linda S
Cc: Swart, Susan H; Fedak, Janice J
Sent: Mon Mar 09 06:54:07 2009
Subject: Schedule C?

Linda,

Pat passed on resume of a young man who ran technology for the Clinton for President campaign.

Janice and I met with him on Friday and see the value in bringing him on. [REDACTED]

[REDACTED] What now? IRM doesn't have a lot of experience with "schedule c" types.

B5
B6

Charlie

Deputy Chief Information Officer - IT Operations

U.S. Department of State

(202) 647-2863

Schedule C?

RELEASE IN PART B5,B6

Page 1 of 3

From: Raymos, Jeanne N <RaymosJN@state.gov>
Sent: Thursday, March 12, 2009 4:57 AM
To: Wisecarver, Charles D <WisecarverCD@state.gov>
Cc: Wilson, Mark A (CIO/EA) <WilsonMA@state.gov>; Zweig, Kathleen A <ZweigKA@state.gov>; Burrridge, Lisa M <BurrridgeLM@state.gov>; Philbin, Peggy M <PhilbinPM@state.gov>; Peters, Vivian D <PetersVD@state.gov>; Samuelson, Heather F <SamuelsonHF@state.gov>; Swart, Susan H <SwartSH@state.gov>
Subject: Re: Schedule C - Bryan Pagliano

Charlie,

PAS translates to Presidential Appointee with Advice and Consent of the Senate. As examples, the Senate permits in essence the appointments of the Secretary, Deputy Secretaries, and Under Secretaries. We have had a few Schedule C's in the M bureaus, e.g., OBO. The formal relationship to M, as documented in the position description, identifies the U/S M as the supervisor, while the individual's work is completed in the bureau. Therefore, as you mention, this is not a traditional supervisor/employee relationship.

This scenario does not negate Mr. Pagliano's from working in IRM.

Please call me if you would like to discuss further.

Jeanne

From: Wisecarver, Charles D
To: Raymos, Jeanne N
Cc: Wilson, Mark A (CIO/EA); Zweig, Kathleen A; Burrridge, Lisa M; Philbin, Peggy M; Peters, Vivian D; Samuelson, Heather F; Swart, Susan H
Sent: Wed Mar 11 22:09:20 2009
Subject: RE: Schedule C - Bryan Pagliano

Jeanne,

Sorry, I'm not familiar with the term PAS, although I could infer it is a Senate confirmed principal. From a practical manner, I'm not sure Pat could be the supervisor, at least not in the traditional sense.

Charlie
 Deputy Chief Information Officer for Operations
 U.S. Department of State
 IRM/OPS
 202 647-2863

From: Raymos, Jeanne N
Sent: Wednesday, March 11, 2009 2:08 PM
To: Wisecarver, Charles D
Cc: Wilson, Mark A (CIO/EA); Zweig, Kathleen A; Burrridge, Lisa M; Philbin, Peggy M; Peters, Vivian D; Samuelson, Heather F
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REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer
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Schedule C?

Page 2 of 3

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 U.S. Department of State
 (202) 647-2863

From: Taglialatela, Linda S

Schedule C?

Page 3 of 3

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Subject: Re: Schedule C?

Charlie - talk to Jeanne Raymos X32164

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To: Taglialatela, Linda S
Cc: Swart, Susan H; Fedak, Janice J
Sent: Mon Mar 09 06:54:07 2009
Subject: Schedule C?

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Pat passed on resume of a young man who ran technology for the Clinton for President campaign.

Janice and I met with him on Friday and see the value in bringing him on. [REDACTED]

[REDACTED] What now? IRM doesn't have a lot of experience with "schedule c" types.

B5
B6

Charlie

Deputy Chief Information Officer - IT Operations

U.S. Department of State

(202) 647-2863

Bryan M. Pagliano

RELEASE IN PART B6

B6

OBJECTIVE

Management position where I can utilize my experience and education in technology and business.

EXPERIENCE**Hillary Clinton for President**

Arlington, VA

IT Director

August 2006 - Present

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Washington, DC

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Systems Administrator**EDUCATION****UMD Robert H. Smith School of Business**Masters in Business Administration, GPA:

Washington, DC

May 2007

Emory University

BA in Political Science

Atlanta, GA

May 1998

TECHNICAL CERTIFICATIONS

MCSE NT and 2000 Certified, CCNA Certified, A+ Certified, CCA Certified

HONORS and AWARDS

Community IT Innovators "Top Techie", Eagle Scout

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer

Update

Page 1 of 1

From: Wisecarver, Charles D </O=SBUSTATE/OU=NCC
AG/CN=RECIPIENTS/CN=WISECARVERCD32459572>
Sent: Monday, March 23, 2009 6:22 PM
To: Swart, Susan H <SwartSH@state.gov>
Subject: Fw: Update

RELEASE IN PART B6

Fyi

Charlie
DCIO for IT Operations
U.S. Department of State
(202) 647-2863

From: Bryan Pagliano
To: Wisecarver, Charles D
Sent: Mon Mar 23 15:11:39 2009
Subject: RE: Update

I have been in touch with HR and things are moving along. I actually requested that date as I need the time to finish up a small project for the president's office as well as some close down work.

-Bryan

From: Wisecarver, Charles D <WisecarverCD@state.gov>
Sent: Sunday, March 22, 2009 3:04 PM
To: Bryan Pagliano <>
Subject: Update

B6

Bryan,

I signed off on a position description Friday and hopefully our HR shop has reached out to you. Looks like everything is proceeding, although they are suggesting a mid-April start date. Hope that works for you.

Charlie
Deputy Chief Information Officer for Operations
U.S. Department of State
IRM/OPS
202 647-2863

REVIEW AUTHORITY: Paul Blackburn, Senior Reviewer