

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

FREEDOM WATCH, INC.,

Plaintiff,

v.

U.S. DEPARTMENT OF STATE,

Defendants.

Civil Action No. 1:16-cv-00516 (EGS)  
Civil Action No. 1:13-cv-01363 (EGS)

**PUTATIVE INTERVENOR FREEDOM WATCH'S REPLY TO DEFENDANT'S  
MEMORANDUM IN OPPOSITION TO PLAINTIFF'S MOTION TO PARTICIPATE IN  
DISCOVERY AND FOR LEAVE TO ISSUE SUBPOENAS**

Plaintiff Freedom Watch, by and through its counsel, hereby replies to Defendant's Memorandum in Opposition to Plaintiff's Motion to Participate in Discovery and for Leave to Issue Subpoenas. In reviewing the filing, Plaintiff Freedom Watch notes that Defendant U.S. Department of State filed its Opposition in the incorrect case (1:16-cv-00516).<sup>1</sup> Plaintiff Freedom Watch files it in the appropriate case (1:13-cv-01363), after speaking with the Clerk of the Court.

That the U.S. Department of Justice, now under the auspices of a Democratic administration and White House which has endorsed Hillary Clinton for President, would under these unique circumstances strenuously oppose allowing Freedom Watch, which has filed a virtually identical related case to Judicial Watch's case, from participating in any further discovery and intervening generally in the public interest, underscores what the American people perceive to be corruption not just by the former U.S. Secretary but also our chief law

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<sup>1</sup> On July 12, 2016, in case 16-cv-00516, the Clerk of the Court issued a Notice of Corrected Docket Entry regarding Plaintiff's Motion to Intervene and instructed Plaintiff that it only needed to be filed in the related case, 13-cv-01363.

enforcement agency, which just effectively took a dive in the on-going criminal investigation of the presidential candidate Hillary Clinton's private email server.

This Court is the last hope of the American people to try to get to the bottom of apparent obstruction of justice by Mrs. Clinton, her staff at the Department of State, and her lawyers. Thus having both a Judicial Watch and Freedom Watch attorney participate in any further discovery is not only prudent but also works no prejudice to any party.

Of course, the Obama Justice Department continues to run interference for presidential candidate and now private citizen Hillary Clinton, outrageously at taxpayer expense. Mrs. Clinton and her lawyers, who admittedly, according to FBI Director James Comey, had access to classified information without proper national security clearances and then wiped Mrs. Clinton's private server permanently clean, should at a minimum be deposed. Judicial Watch and Freedom Watch attorneys should respectfully be permitted to obtain this discovery before any deposition of Mrs. Clinton takes place.

The world is watching this case before this Court, aware that Hillary Clinton's husband, former President Bill Clinton, appointed the presiding judge. Appreciative that this Court has shown more integrity in allowing for discovery than some other judges in this and other districts, who unfortunately have conveniently and politically shied away from taking a strong stand, it remains incumbent that oral depositions proceed accordingly. Depositions by written questions accomplish little to nothing, as the responses are couched and written by lawyers. Oral, spontaneous questioning is required to get to the **truth**, as a witness's demeanor on a videoed deposition is as important as the testimony itself. This Court should respectfully have the continued courage to "do the right thing" for the American people. There needs to be one jurist,

save for the Honorable Royce C. Lamberth in a companion case and situation, who will stick his neck out for the citizenry of this great nation.

In short, the intervention of Freedom Watch and its participation in any remaining discovery will serve the interests of justice and allow for greater transparency of the bad faith misconduct that has been committed by Mrs. Clinton, her State Department cronies, and her lawyers. It will likely result in the identification of records that should be produced pursuant to Judicial Watch's and Freedom Watch's virtually identical Freedom of Information Act requests. This is in the national interest, plain and simple, and to curtail further discovery would be seen by the American people to be part and parcel to the apparent and attempted cover-up already effected by the Obama Justice Department and its regrettably pliant and "politically sensitive" FBI Director.

Dated: August 1, 2016

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 1st day of August, 2016, a true and correct copy of the foregoing was submitted electronically to the District Court for the District of Columbia and served via CM/ECF upon the following:

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