

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)
)
 v.) Criminal No. 01-455-A
)
ZACARIAS MOUSSAOUI)

**CONSOLIDATED RESPONSE TO MR. MOUSSAOUI’S MOTIONS TO HAVE TRIAL
PREPARATION AND AT TRIAL ACCESS TO EVIDENCE THROUGH A SECURE
INTERNET SITE AND TO FORCE THE DEATH SQUAD STANDBY LAWYER TO
HAND OVER WORK PRODUCT PREPARATION**

Mr. Moussaoui complains that the United States government is flooding his cell with CDs, tapes and videos. He says “the quantity is so enormous already that nobody could even load all the CDs before trial.” Mr. Moussaoui wants the defender to provide a secure internet site to access discovery in the case.

Discovery continues to flow in even as we draft this response (5 CDs and 22 video tapes yesterday alone). Mr. Moussaoui is correct that he cannot possibly review all of the discovery CDs before trial. It would be an impossible task even if he had begun months ago. The defender’s office has established a secure internet site which permits the entire data field of the CD-ROMs to be searched. It also contains our work product on those documents to date. That work product would be directly accessible by Mr. Moussaoui if he could have access to the website. All Mr. Moussaoui needs is a secure line, a password, and instructions on how the system works. We can provide the latter two if the Court can provide or order the first.

We support Mr. Moussaoui’s motion for access to our website. We note that even with such access, he will not be able to complete his own review, and much more importantly, organization of relevant material between now and trial, but he would be a lot further along with this assistance.

Videotapes and audio tapes have not been loaded onto the website, and obviously there is no classified information on the website.

Mr. Moussaoui, who heretofore wanted nothing from us, also asks generally for a status report on certain defense efforts. We will be providing him a detailed report shortly. He can then provide us further guidance, ask further questions, or request specific materials once he has that report.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Consolidated Response to Mr. Moussaoui's Motions to Have Trial Preparation and at Trial Access to Evidence Through a Secure Internet Site and to Force the Death Squad Standby Lawyer to Hand Over Work Product Preparation was served upon AUSA Robert A. Spencer, AUSA David Novak, and AUSA Kenneth Karas, U.S. Attorney's Office, 2100 Jamieson Avenue, Alexandria, Virginia 22314 via facsimile and by placing a copy BY HAND in the box designated for the United States Attorney's Office in the Clerk's Office of the U.S. District Court for the Eastern District of Virginia and via first class mail to Zacarias Moussaoui, c/o Alexandria Detention Center, 2001 Mill Road, Alexandria, VA 22314 this 30th day of July, 2002.

/S/

Frank W. Dunham, Jr.