

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

UNITED STATES OF AMERICA            )  
  )  
  )       Crim. No. 01-455-A  
  )       Hon. Leonie M. Brinkema  
ZACARIAS MOUSSAOUI                 )

GOVERNMENT’S MOTION TO CONTINUE CIPA SCHEDULE

The United States respectfully requests that the Court alter the schedule for briefing and hearing issues under sections 5 and 6 of the Classified Information Procedures Act (“CIPA”) in the following manner: (1) Remove from the calendar the hearing currently scheduled for August 22, 2002, on CIPA § 5; and (2) vacate the schedule for briefing and hearing the parties’ CIPA § 6 disputes. Standby counsel concurs with these requests.

First, the Government believes that standby counsel has now filed its CIPA § 5 designations with sufficient particularity. Remaining disputes on the classified information listed in the defense § 5 pleading should be resolved under CIPA § 6. Accordingly, there is no need for the § 5 hearing scheduled for August 22, 2002.<sup>1</sup>

Second, the Government requests additional time in which to respond to issues raised by standby counsel’s § 5 reply, and these issues are properly litigated under CIPA § 6. Standby counsel concurs in permitting additional time for § 6 pleadings and a hearing, and the Government and standby counsel will seek to propose resolutions of § 6 issues before bringing them to the Court. The Government and standby counsel will propose a revised § 6 schedule in

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<sup>1</sup> The United States will submit to the Court and standby counsel -- and to the defendant, if an unclassified chart can be produced -- an updated chart on the status of declassifying information designated by the defense in their section 5 pleading.



CERTIFICATE OF SERVICE

I certify that on August 21, 2002, a copy of the foregoing Government's Motion to Continue CIPA Schedule was sent by hand delivery, via the United States Marshal's Service to:

Zacarias Moussaoui  
Alexandria Detention Center  
2001 Mill Road  
Alexandria, Virginia 22314

I further certify that on the same day a copy of the same attached pleading was sent by facsimile and regular mail to:

Frank Dunham, Jr., Esq.  
Office of the Federal Public Defender  
1650 King Street  
Suite 500  
Alexandria, Virginia 22314  
Facsimile: (703) 600-0880

Gerald Zerkin, Esq.  
Assistant Public Defender  
One Capital Square, 11<sup>th</sup> Floor  
830 East Main Street  
Richmond, VA 23219  
Facsimile: (804)648-5033

Alan H. Yamamoto, Esq.  
108 N. Alfred St., 1<sup>st</sup> Floor  
Alexandria, Va. 22314-3032  
Facsimile: (703) 684-9700

Edward B. MacMahon, Jr., Esq.  
107 East Washington Street  
Middleburg, VA 20118

\_\_\_\_\_/s/\_\_\_\_\_  
Robert A. Spencer  
Assistant U.S. Attorney