

U.S. FOREIGN
INTELLIGENCE
SURVEILLANCE COURT

~~TOP SECRET//COMINT//NOFORN~~

2010 JAN -8 AM 11:03

UNITED STATES

FOREIGN INTELLIGENCE SURVEILLANCE COURT CLERK OF COURT
WASHINGTON, D. C.

IN RE APPLICATION OF THE FEDERAL
BUREAU OF INVESTIGATION FOR AN
ORDER REQUIRING THE PRODUCTION
OF TANGIBLE THINGS FROM [REDACTED]

Docket Number: BR 09-19

MOTION TO UNSEAL RECORDS (U)

The United States of America, by and through the undersigned Department of
Justice attorneys, hereby moves this Court, pursuant to the Foreign Intelligence

~~TOP SECRET//COMINT//NOFORN~~

Classified by: David S. Kris, Assistant Attorney General,
NSD, DOJ

Reason: 14(e)

Declassify on: 7 January 2035

~~TOP SECRET//COMINT//NOFORN~~

Surveillance Act of 1978, as amended, and Rule 7(b) of the Rules of Procedures of this

Court, to unseal the following documents for the limited purpose of discussions with

[REDACTED] regarding the above-captioned matter: (1) Opinion and Order,

docket number PR/TT 04-88 (entered July 14, 2004); (2) Response to Orders for

Additional Briefing, docket numbers [REDACTED]

[REDACTED] (3) Opinion, docket numbers [REDACTED]

[REDACTED] (4) Application, including all exhibits (filed May 23, 2006), and Orders (entered

May 24, 2006), docket number BR 06-05; and (5) Application, including all exhibits (filed

December 11, 2008), Orders (entered December 12, 2008), and Supplemental Opinion,

(entered December 12, 2008), docket number BR 08-13. (TS)—

By this motion, the Government seeks authorization to unseal the above-listed

documents for the limited purpose of discussions with [REDACTED]

regarding the above-captioned matter. Moreover, in furtherance of those discussions,

the Government seeks authorization to provide the above-listed documents to

[REDACTED] as appropriate for the limited purpose of allowing them to read,

but not retain, redacted versions of the documents. If [REDACTED] are

provided access to the documents, the Government will appropriately redact the

documents prior to any such review, including the redaction of other provider names

~~TOP SECRET//COMINT//NOFORN~~

~~TOP SECRET//COMINT//NOFORN~~

and other information for which [REDACTED] have no need-to-know. For each [REDACTED] who reads the documents, the Government will require that the representative sign a non-disclosure agreement prior to his or her review. (S)

WHEREFORE the United States of America, by counsel, respectfully requests that the Court unseal the above-listed documents for the limited purpose identified above.

A proposed order accompanies this motion. (S)

Respectfully submitted,

Tashina Gauhar
Deputy Assistant Attorney General

11710
Date

By:

[REDACTED]
Office of Intelligence
National Security Division
U.S. Department of Justice
Attorneys for the Applicant

~~TOP SECRET//COMINT//NOFORN~~