

1 PETER D. KEISLER
Assistant Attorney General, Civil Division

2 CARL J. NICHOLS
Deputy Assistant Attorney General

3 DOUGLAS N. LETTER
Terrorism Litigation Counsel

4 JOSEPH H. HUNT
Director, Federal Programs Branch

5 ANTHONY J. COPPOLINO
Special Litigation Counsel

6 RUPA BHATTACHARYYA
Senior Trial Counsel

7 ANDREW H. TANNENBAUM
Trial Attorney

8 Email: tony.coppolino@usdoj.gov
U.S. Department of Justice

9 Civil Division, Federal Programs Branch
20 Massachusetts Avenue, NW, Rm. 6102

10 Washington, D.C. 20001
Phone: (202) 514-4782

11 Fax: (202) 616-8460

12 *Attorneys for the United States of America and
the Federal Defendants in their Official Capacities*

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 IN RE NATIONAL SECURITY AGENCY)
17 TELECOMMUNICATIONS RECORDS)
18 LITIGATION)

No. M:06-cv-01791-VRW
DEFENDANTS' NOTICE OF
LODGING OF *IN CAMERA*, *EX PARTE*
MATERIAL (DEFENDANTS'
CLASSIFIED MEMORANDUM)

19 _____)
20 This Document Relates Only To:)

Date: August 30, 2007
Courtroom: 6, 17th Floor
Time: 2 p.m.
Judge: Hon. Vaughn R. Walker

21 *Shubert v. Bush,*
(Case No. 07-00693)

22 The United States and the official capacity Defendants, through their undersigned
23 counsel, hereby provide notice of the submission, for the Court's *in camera*, *ex parte*
24 consideration, of the following materials in support of the United States' assertion of the military
25 and state secrets privilege and Motion to Dismiss Or, In The Alternative, For Summary
26 Judgment:
27

28 A classified Memorandum in Support of the State Secrets Privilege and Motion to
MDL No. M:06-CV-01791-VRW and *Shubert v. Bush* (07-CV-00693-VRW) – DEFENDANTS' NOTICE OF
LODGING OF *IN CAMERA*, *EX PARTE* CLASSIFIED MEMORANDUM IN SUPPORT OF STATE SECRETS
PRIVILEGE AND MOTION TO DISMISS OR FOR SUMMARY JUDGMENT

1 Dismiss or For Summary Judgement by the United States and Official Capacity Defendants.¹

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3 DATED: May 25, 2007

Respectfully Submitted,

4 PETER D. KEISLER
Assistant Attorney General, Civil Division

5 CARL J. NICHOLS
6 Deputy Assistant Attorney General

7 DOUGLAS N. LETTER
8 Terrorism Litigation Counsel

9 JOSEPH H. HUNT
Director, Federal Programs Branch

10 /s/ Anthony J. Coppolino
11 ANTHONY J. COPPOLINO
Special Litigation Counsel

12 /s/ Rupa Bhattacharyya
13 RUPA BHATTACHARYYA
Senior Trial Counsel

14 /s/ Andrew H. Tannenbaum
15 ANDREW H. TANNENBAUM
16 Trial Attorney
17 U.S. Department of Justice
18 Civil Division, Federal Programs Branch
20 Massachusetts Avenue, NW
21 Washington, D.C. 20001
22 Phone: (202) 514-4782 — Fax: (202) 616-8460
23 Email: tony.coppolino@usdoj.gov

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28 ¹ An unclassified version of this document has been filed on the public record.