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

16 IN RE NATIONAL SECURITY AGENCY)
17 TELECOMMUNICATIONS RECORDS)
18 LITIGATION, MDL No. 1791) MDL Docket No. 06-1791 VRW

19 This Document Relates To:)
20 Robert Clayton, et al. v. AT&T,) **INTERVENORS' MOTION IN SUPPORT**
21 Communications of the Southwest, Inc., et al.,) **OF STATE OFFICIALS' EX PARTE**
22 (W.D. Mo.),) **MOTION FOR CONTINUANCE**

23 USA v. Clayton, et al., (E.D. Mo.),)
24 USA v. Kurt Adams, et al., (D. Me.),)
25 USA v. Zulima V. Farber, et al., (D. N.J.),) Courtroom: 6, 17th Floor
26 USA v. Anthony J. Palermino, et al., (D. Ct.),) Judge: Hon. Vaughn R. Walker
27 USA v. James Volz, et al., (D. Vt.),) Hearing: April 1, 2009

28 INTERVENORS James Douglas Cowie et al. and the Connecticut Office of Consumer
Counsel hereby state their support for the State Officials' Ex Parte Motion For Continuance
(Document Number 543), filed with this Court on January 15, 2009. Like the State Officials,
Intervenors believe that the Court and the parties will benefit from the clarification of legal

1 concerns that will likely accompany the Court's ruling on the pending dispositive motions in the
2 private plaintiff cases. In the event that this Court should hold that §802 of FISAA is
3 unconstitutional, such ruling could have an impact on the government's pending Motion for
4 Summary Judgment in these cases. Intervenors therefore fully and unequivocally support the
5 State Officials' Motion and request that the Court continue briefing and oral arguments in the
6 state cases until the Court has ruled on the pending dispositive motions in the private plaintiff
7 cases.
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11 Dated: January 26, 2009

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