

**UNITED STATES
FOREIGN INTELLIGENCE SURVEILLANCE COURT
WASHINGTON, D.C.**

U.S. FOREIGN
INTELLIGENCE
SURVEILLANCE COURT
2016 OCT 19 PM 4:07
LEEANN FLYNN HALL
CLERK OF COURT

IN RE OPINIONS AND ORDERS OF
THIS COURT CONTAINING NOVEL
OR SIGNIFICANT INTERPRETATIONS
OF LAW

No. Misc. 16- 01 \

**CERTIFICATION OF BAR MEMBERSHIP AND
SECURITY CLEARANCE STATUS**

Pursuant to the United States Foreign Intelligence Surveillance Court's Rules of Procedure 7(h)(1), 7(i), and 63, the American Civil Liberties Union ("Movant") respectfully submits the following information:

Bar Membership Information

Undersigned counsel for Movant are licensed attorneys and members, in good standing, of the bars of United States district and circuit courts. *See* FISC R.P. 7(h)(1), 63.

Patrick Toomey is a member, in good standing, of the following federal courts: the United States Courts of Appeals for the Second, Fourth, and Ninth Circuits; and the United States District Courts for the Eastern and Southern Districts of New York, and the District of Colorado. He is licensed to practice law by the bars of the States of Massachusetts and New York.

Brett Max Kaufman is a member, in good standing, of the following federal courts: the United States Court of Appeals for the Second Circuit; and the United States District Court for the Southern District of New York. He is licensed to practice law by the bar of the State of New York.

Alex Abdo is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the First, Second, Fourth, Ninth, and District of Columbia Circuits; and the United States District Courts for the Southern District of New York and the Eastern District of New York. He is licensed to practice law by the bar of the State of New York.

Arthur Spitzer is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Fourth, District of Columbia, Federal, and Armed Forces Circuits; and the United States District Courts for the Districts of Columbia and Maryland, and the Eastern and Southern Districts of New York. He is licensed to practice law by the bars of the District of Columbia and the State of New York.

Scott Michelman is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Second, Third, Fourth, Sixth, Seventh, Ninth, Tenth, and District of Columbia Circuits; and the United States District Courts for the Northern District of California (inactive status), the District of Columbia, and the Eastern and Western Districts of Michigan. He is licensed to practice law by the bar of the District of Columbia and is an inactive member of the bar of the State of California.

David Schulz is a member, in good standing, of the following federal courts: the Supreme Court of the United States; the United States Courts of Appeals for the Second, Third, Fourth, Ninth, Tenth and District of Columbia Circuits; and the United States District Courts for the District of Columbia, and for all Districts of the State of New York. He is licensed to practice law by the bars of the District of Columbia and the State of New York.

Hannah Bloch-Wehba is a member, in good standing, of the following federal courts: the United States Courts of Appeals for the Ninth and Eleventh Circuits; and the United States

District Court for the District of Columbia. She is licensed to practice law by the bars of the State of Texas and the District of Columbia.

John Langford is a member, in good standing, of the United States District Court for the Southern District of New York. He is licensed to practice law by the bar of the State of New York.

Security Clearance Information

Pursuant to FISC R.P. 7(i), Movant certifies that Arthur Spitzer held a “Secret” security clearance issued by the Department of Justice until July 2016, when his clearance expired. Mr. Spitzer has applied to renew that security clearance and his application is pending.

Because Movant’s motion and the related briefing does not contain classified information, Movant respectfully submits that all undersigned counsel may participate in proceedings on the motion without access to classified information or security clearances. *See* FISC R.P. 63 (requiring counsel only to have “appropriate security clearances”).

Dated: October 18, 2016

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CERTIFICATE OF SERVICE

I, Patrick Toomey, certify that on this day, October 18, 2016, a copy of the foregoing certification was served on the following persons by the methods indicated:

By email and UPS overnight delivery

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