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U.S. FOREIGN  
INTELLIGENCE  
SURVEILLANCE COURT

2010 JAN -8 AM 11:03

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

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

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

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

Reason: 1.4(e)

~~Declassify on: 7 January 2035~~

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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

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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

1/7/10  
Date

By:

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

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