UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

February 11, 2009 ACO-67

<u>No. 08-4227</u>

IN THE MATTER OF APPLICATION OF THE UNITED STATES OF AMERICA FOR AN ORDER DIRECTING A PROVIDER OF ELECTRONIC COMMUNICATION SERVICE TO DISCLOSE RECORDS TO THE GOVERNMENT

United States of America,

Appellant

(W. D. Pa. No. 07-mj-00524-1)

Present: JORDAN, <u>Circuit Judges</u>

- 1) Motion by Proposed Amicus Curiae Appellee, Federal Public Defender for the Western District of Pennsylvania, for Leave to Proceed as Amicus Appellee;
- 2) Document by Proposed Amicus Curiae Appellee, Federal Public Defender for the Western District of Pennsylvania, in Support of Motion for Leave to Proceed as Amicus Appellee.

/s/ Shannon L. Craven Case Manager (267)299-4959

O R D E R

The foregoing Motion by Proposed Amicus Curiae Appellee, Federal Public Defender for the Western District of Pennsylvania, for Leave to Proceed as Amicus Appellee is hereby GRANTED.

By the Court,

/s/ Kent A. Jordan Circuit Judge

Dated: Robert L. Eberhardt, Esq. Witold J. Walczak, Esq. Lisa B. Freeland, Esq.

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