

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

U.S. FOREIGN
INTELLIGENCE
SURVEILLANCE COURT
2017 APR 17 PM 2:47
LEEANN FLYNN HALL
CLERK OF COURT

IN RE OPINIONS & ORDERS ISSUED BY
THIS COURT ADDRESSING BULK
COLLECTION OF DATA UNDER VARIOUS
PROVISIONS OF THE FOREIGN
INTELLIGENCE SURVEILLANCE ACT

No. Misc. 13-08

**SUPPLEMENTAL 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, Movants respectfully submit the following information regarding the bar membership and security clearance status of counsel who recently joined this proceeding, in order to supplement Movants' prior certification. *See* Certification of Bar Membership and Security Clearance Status, No. Misc. 13-08 (Nov. 6, 2013), *available at* <http://www.fisc.uscourts.gov/sites/default/files/Misc%2013-08%20Motion-2.pdf>.

Supplemental Bar Membership Information

The following counsel for Movants 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.

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.

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.

Supplemental Security Clearance Information

The above-listed counsel for Movants do not hold, and have never held, a security clearance.

Because Movants' motion and the related briefing does not contain classified information, Movants respectfully submit that 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: April 17, 2017

David A. Schulz
Hannah Bloch-Wehba
John Langford
Media Freedom & Information Access Clinic
Abrams Institute
Yale Law School
P.O. Box 208215
New Haven, CT 06520
Phone: (203) 436-5827
Fax: (203) 432-3034
dschulz@lskslaw.com

Alex Abdo
Jameel Jaffer

Respectfully submitted,

/s/ Patrick Toomey
Patrick Toomey
Brett Max Kaufman
American Civil Liberties Union
Foundation
125 Broad Street, 18th Floor
New York, NY 10004
Phone: (212) 549-2500
Fax: (212) 549-2654
ptoomey@aclu.org

Arthur B. Spitzer
Scott Michelman
American Civil Liberties Union
of the District of Columbia

Knight First Amendment Institute
at Columbia University
535 West 116th Street
314 Low Library
New York, NY 10027
Phone: (212) 854-9600
alex.abdo@knightcolumbia.org

4301 Connecticut Avenue, N.W., Suite 434
Washington, D.C. 20008
Phone: (202) 457-0800
Fax: (202) 457-0805
artspitzer@acludc.org

CERTIFICATE OF SERVICE

I, Patrick Toomey, certify that on this day, April 17, 2017, a copy of the foregoing certification was served on the following persons by the methods indicated:

By email and UPS overnight delivery

Daniel Hartenstine
Litigation Security Group
U.S. Department of Justice
2 Constitution Square
145 N Street, N.E.
Suite 2W-115
Washington, DC 20530
Daniel.O.Hartenstine@usdoj.gov

By email and UPS overnight delivery

Jeffrey Smith
Counsel, Appellate Unit
U.S. Department of Justice
National Security Division
950 Pennsylvania Ave., N.W.
Washington, DC 20530
Jeffrey.Smith5@usdoj.gov

/s/ Patrick Toomey
Patrick Toomey