

**IN UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

LARRY KLAYMAN, *et. al*

Plaintiffs,

v.

BARACK HUSSEIN OBAMA II, *et. al*

Defendants.

Civil Action Nos. 13-cv-851
&
13-cv-881

**MOTION TO SUPPLEMENT THE RECORD CONCERNING RECENT ANONYMOUS
NSA PUBLIC DISCLOSURES OVER METADATA COLLECTION**

Plaintiffs hereby advise the Court, and move to place on the record, recent calculated disclosures of misleading and false national security information by the National Security Agency (“NSA”) and other former and current intelligence officials designed to try to influence judicial and other authorities, as well as congressional oversight. Specifically, as set forth in the attached public disclosures by so-called anonymous sources of the Defendants in the Washington Post, New York Times and elsewhere (Exhibits 1), the NSA now conveniently claims that its metadata collection is very limited. This contradicts previous material disclosures and forced admissions of the agency and the other Defendants, as well as whistleblower Edward Snowden, and is a reason why this Court, to clear up these contradictory NSA disclosures concerning metadata collection and to uncover the truth, should respectfully not stay this case and order discovery to proceed forthwith, through suitable means to protect national security. Given their

disclosures, however, misleading and obviously false¹, it would appear that the Defendants feel free to make these calculated disclosures which compromise national security and which if made by ordinary citizens would constitute serious felonies, while persons like whistleblower Snowden are threatened with imminent prosecution.

Defendants oppose this motion.

Dated: February 10, 2014

Respectfully submitted,

/s/ Larry Klayman
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¹ As set forth in prior pleadings on this Court's record, Defendants have a long history and pattern of being reprimanded by courts and Congress for repeatedly making misleading, false and perjurious statements regarding their metadata collection.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of February, 2014, a true and correct copy of the foregoing Motion to Supplement the Record Concerning Recent Anonymous NSA Public Disclosures Over Metadata Collection (Civil Action Nos. 13-cv-851 and 12-cv-881) was submitted electronically to the District Court for the District of Columbia and served via CM/ECF upon the following:

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