



## U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street, 5<sup>th</sup> Floor  
New York, New York 10007

May 22, 2009

By Facsimile

Honorable Victor Marrero  
United States District Judge  
United States Courthouse  
500 Pearl Street, Room 660  
New York, New York 10007

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Re: Doe et al. v. Holder, 04 Civ. 2614 (VM)

Dear Judge Marrero:

I write respectfully in response to plaintiffs' letter to Your Honor dated May 21, 2009, in which plaintiffs propose a schedule for proceedings in this Court on remand. Plaintiffs propose that the Government be required to submit its papers demonstrating the continuing need for non-disclosure of the National Security Letter served upon plaintiff Doe by June 3, 2009, and that plaintiffs' responsive papers be due by June 17. As I explained to plaintiffs' counsel, Jameel Jaffer, the Government needs additional time to submit its papers, until June 17, 2009. The Government requires this additional time because of the high-level of review required in this matter, both within the Federal Bureau of Investigation and the Department of Justice. In addition, I have been assigned to an urgent, impending bankruptcy matter that likely will occupy my time for the entire week of June 1.

Accordingly, the Government respectfully requests that the Court approve the following schedule: Government's papers in support of the continuing need for nondisclosure of the National Security Letter due on June 17, 2009; plaintiffs' papers in response due on July 1, 2009.


Thank you for your attention to this matter.

Respectfully,

LEV L. DASSIN  
Acting United States Attorney

By:   
JEFFREY OESTERICHER  
Assistant United States Attorney  
Tel.: (212) 637-2698

cc: Jameel Jaffer, Esq.  
Melissa Goodman, Esq.  
(By facsimile)

Request GRANTED. The briefing schedule with regard to the motion <u>for an order of non-disclosure</u> herein is extended as set forth herein: motion papers submitted by <u>6-17-09</u> ; response <u>7-1-09</u> ; reply _____	
SO ORDERED.	
<u>6-26-09</u> DATE	 VICTOR MARRERO, U.S.D.J.