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UNITED STATES

FOREIGN INTELLIGENCE SURVEILLANCE COURT

WASHINGTON, D.C.

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~~(S)~~ b1, b3 [50 USC 3024(i)]

UNDER SEAL

Docket No. b1, b3 [50 USC 3024(i)]

~~(S)~~ NOTICE CONCERNING THE COURT'S ORDER
OF DECEMBER 14, 2020, APPOINTING AMICUS CURIAE

~~(S)~~ By Order dated December 14, 2020, this Court appointed Amy Jeffress, Esq. to serve as amicus curiae in the above-captioned matter. The Court also determined that materials identified in Exhibits A and B to the Order are relevant to the duties of Ms. Jeffress and consistent with the national security of the United States. Accordingly, the Order directed that by December 18, 2020, or after receiving confirmation that Ms. Jeffress has received the appropriate clearances and access approvals for such materials, whichever is later, the Clerk of the Court was to make those materials available to her. The Order further directed the government to provide written notice and explanation to the Court by December 17, 2020, if the government did not believe that Ms. Jeffress' access to the classified information in the materials identified in Exhibits A and B to the Order was consistent with the national security of the United States.

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Classified by:
Reason:
Declassify on:

~~Chief, Operations Section, OI, NSD, DOJ
b1, b3 [50 USC 3024(i)] dated 20120701
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(S) The government hereby notifies the Court that the government believes Ms. Jeffress' access to the classified information in the materials identified in Exhibits A and B to the Order would be consistent with the national security of the United States, provided that she has received the appropriate clearances and access approvals for such information.¹

Respectfully submitted,

John C. Demers
Assistant Attorney General

Melissa MacTough
Deputy Assistant Attorney General

By:

b6, b7C

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Office of Intelligence
National Security Division
U.S. Department of Justice

¹~~(S)~~ Although the government has determined that in this instance Ms. Jeffress' access to the classified information identified by the Court, without redaction, would be consistent with the national security of the United States, future matters could arise in which full access to classified materials, absent redactions, would not be so consistent, such as where an amicus did not have a need-to-know certain information in order to assist the Court in the consideration of a matter presenting novel or significant legal issues.

b1, b3 [50 USC 3024(i)]

In the event an additional amicus is appointed to assist Ms. Jeffress, the government respectfully requests an opportunity to review such appointment in order to assess whether access to the classified information in the materials identified in Exhibits A and B to the Order by the additional amicus is consistent with the national security of the United States.

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