



U.S. Department of Justice

United States Attorney
Southern District of New York

86 Chambers Street
New York, New York 10007

September 16, 2014

By ECF

Hon. Analisa Torres
United States District Judge
United States Courthouse
500 Pearl Street
New York, NY 10007

Re: *ACLU v. National Security Agency, et al.*, 13 Civ. 9198 (AT) (MHD)

Dear Judge Torres:

I write respectfully on behalf of defendant the National Security Agency (“NSA”), with the consent of plaintiffs’ counsel, to request a limited modification of the current deadline by which NSA is to complete processing of certain records responsive to the FOIA request at issue in this case. Pursuant to the Court’s order of June 23, 2014 [Docket No. 32], NSA now has until September 22, 2014, to complete its “review and processing of potentially responsive documents it has located,” with the exception of one category of documents which must be processed by December 22. We respectfully request, with plaintiffs’ consent, that the September 22 deadline be extended to October 22, 2014.

The NSA informs us that it has made substantial progress toward completing its review and processing of potentially responsive documents, but will be unable to complete that task by September 22 due to considerations including the need for interagency consultations as to some documents, and the limited availability of reviewing officials with necessary classification authority. On or before September 22, the NSA will release any non-exempt documents or portions of documents that it has fully reviewed and processed, with the remainder of its review and processing to be completed by October 22. NSA also informs us that as of now it does not anticipate needing additional time to complete the portion of its review and processing that is not due until December 22.

We thank the Court for its consideration of this matter.

Respectfully submitted,

PREET BHARARA
United States Attorney

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cc: Counsel for Plaintiffs (by ECF and email)

SO ORDERED:

Hon. ANALISA TORRES
UNITED STATES DISTRICT JUDGE

September __, 2014, New York, New York