

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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THE NEW YORK TIMES COMPANY,
CHARLIE SAVAGE, and SCOTT SHANE,

Plaintiffs,

v.

11 Civ. 9336 (CM)

UNITED STATES DEPARTMENT OF
JUSTICE,

Defendant.

.....X

AMERICAN CIVIL LIBERTIES UNION and
THE AMERICAN CIVIL LIBERTIES UNION
FOUNDATION,

Plaintiffs,

v.

12 Civ. 794 (CM)

U.S. DEPARTMENT OF JUSTICE, including its
component the Office of Legal Counsel, U.S.
DEPARTMENT OF DEFENSE, including its
component U.S. Special Operations Command,
and CENTRAL INTELLIGENCE AGENCY,

Defendants.

.....X

NOTICE OF MOTION

PLEASE TAKE NOTICE THAT, upon the Declarations of John E. Bies, Martha M. Lutz, and Rear Admiral Sinclair M. Harris, and the accompanying memorandum of law, as well as the classified declarations and memorandum filed for the Court's *ex parte* and *in camera* review, defendants the Department of Justice, the Department of Defense, and the Central Intelligence Agency, by their attorneys, Preet Bharara, United States Attorney for the Southern District of New York, and Joyce R. Branda, Acting Assistant Attorney General, will move this

Court before the Honorable Colleen McMahon, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, for an order granting summary judgment in favor of defendants with regard to the remaining documents sought from DOJ's Office of Legal Counsel.

Dated: New York, New York
October 3, 2014

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Southern District of New York

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