

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION

UNITED STATES OF AMERICA)	
)	
v.)	Criminal No. 01-455-A
)	
ZACARIAS MOUSSAOUI)	
a/k/a "Shaqil,")	
a/k/a "Abu Khalid)	
al Sahrawi,")	
)	
Defendant.)	

ORDER

For the reasons stated in open court on Thursday, July 18, 2002, the defendant's pro se Motion to Improve the Security for the Life of Zacarias Moussaoui (Docket #294) is DENIED; standby counsel's Opposition to Rearraignment on Second Superseding Indictment is DENIED; defendant's motions for discovery from standby counsel (Docket #s 260 and 282) are GRANTED in part and DENIED in part; the defendant's pro se Motion [sic] Nobody Can Prepare Sept 11 in 14 Working Days (Docket #257) is GRANTED in part; and the defendant's repetitive pro se motions for certifications from the FBI and CIA (Docket #s 231, 237, 239, 242, 243, 265, 266, 270 and 295) are GRANTED in part and DENIED in part; and it is hereby

ORDERED that the United States provide affidavits from appropriate officials at the FBI and CIA indicating whether those agencies ever placed the defendant under electronic surveillance at any time. The United States is not required to confirm or deny whether it was merely investigating the defendant, or what actions may have been taken by any foreign government, unless such actions

were directed by the United States or the United States intends to use any physical evidence seized from such actions in its prosecution of Mr. Moussaoui. The United States is also not required to admit or deny whether any of the 19 alleged hijackers, members of the German cell, or any other individuals were subject to government surveillance because the defendant does not have standing to demand such confirmation; and it is further

ORDERED that the United States provide the defendant with hard copies of the unclassified discovery it provided to standby counsel concerning what it learned about Mr. Moussaoui between his August 16, 2001 arrest and September 11, 2001; and it is further

ORDERED that the United States provide the defendant with hard copies of any unclassified Rule 16 and Brady material in its possession regardless of whether such material has already been produced to standby counsel and/or the defendant in electronic format.

The Clerk is directed to forward copies of this Order to the defendant, pro se; counsel for the United States; standby defense counsel; the Court Security Officer; and the United States Marshal.

Entered this 22nd day of July, 2002.

/s/

Leonie M. Brinkema
United States District Judge

Alexandria, Virginia