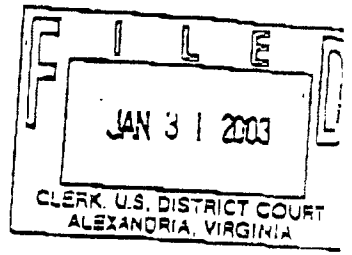


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division



UNITED STATES OF AMERICA, )  
 )  
 v. )  
 )  
 ZACARIAS MOUSSAOUI, )  
 a/k/a "Shaqil" )  
 a/k/a "Abu Khalid )  
 al Sahrawi," )  
 )  
 Defendant. )

Criminal No. 01-455-A  
UNDER SEAL

ORDER

For the reasons stated from the bench during a closed hearing held on January 30, 2003 to be supplemented by a forthcoming memorandum opinion, defense motions [REDACTED] are DENIED to the extent that they request pretrial access to [REDACTED] DENIED to the extent the motions seek to compel the trial appearances of [REDACTED] and GRANTED to the extent that they seek to compel the trial appearance of [REDACTED]. Accordingly, it is hereby ORDERED that the United States make [REDACTED] available for trial testimony in the form of a videotaped deposition pursuant to Fed. R. Crim. P. 15 under the following conditions:

[REDACTED]



4. The deposition must be completed by April 30, 2003.

Because the witness' Fed. R. Crim. P. 15 deposition testimony will be in lieu of live trial testimony, it is hereby

ORDERED that counsel for the United States and standby defense counsel submit a proposed schedule pursuant to the Classified Information Procedures Act ("CIPA"), 18 U.S.C. App. 3, for the prompt resolution of any CIPA issues concerning this witness by Wednesday, February 5, 2003.

At the end of the hearing, standby counsel orally moved for copies of the classified [redacted] reports summarized in the January 21, 2003 discovery production, and requested that the Court order [redacted]

[redacted] For the reasons stated from the bench, both motions are DENIED.

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

Entered this 31<sup>st</sup> day of January, 2003.

/s/

\_\_\_\_\_  
Leonie M. Brinkema  
United States District Judge

Alexandria, Virginia