

FILED

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

2003 FEB -7 A 9 12
CLERK US DISTRICT COURT
ALEXANDRIA, VIRGINIA



UNITED STATES OF AMERICA)
)
 v.)
)
 ZACARIAS MOUSSAOUI,)

~~UNDER SEAL~~
Unsealed 2/7/03
Criminal No. 01-455-A

MOTION FOR STAY

The United States respectfully requests that the Court stay the trial and all pre-trial proceedings in this matter to permit the United States to appeal the Court's Order issued January 31, 2003.

Under the current circumstances of this case, it would be impracticable to continue this litigation until the issues presented to the Fourth Circuit are resolved. Moreover, the Classified Information Procedures Act ("CIPA"), 18 U.S.C. App. 3 § 7(a) -- a basis for the government's appeal -- provides that in the case of a pre-trial appeal based under CIPA § 7, "the trial shall not commence until the appeal is resolved."

Accordingly, the United States moves for a stay of the Court's January 31, 2003, Order and pre-trial and trial proceedings in this matter. A proposed order is attached.

Respectfully submitted,

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By: / s / _____
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