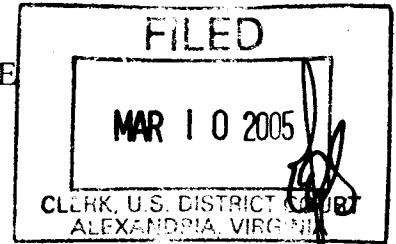


IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division



UNITED STATES OF AMERICA            )     Case No. 01-455-A  
  )     )  
  )     The Honorable Leonie M. Brinkema  
  )     )  
ZACARIAS MOUSSAOUI                 )     )

SEALING ORDER

This matter having come before the Court on the Government's Motion to Seal Documents pursuant to Local Criminal Rule 49(E) and for good cause shown, the Court finds:

1. The government seeks to file certain documents under seal.
2. Sealing of these materials is necessary because the underlying pleading relates to the question whether public disclosure of particular material is proper and warranted, and filing the motion not under seal would defeat the purpose of the underlying pleading.
3. The Court has considered procedures other than sealing, but none would suffice to protect the information subject to sealing.
4. The Court has the inherent power to seal materials submitted to it. See United States v. Wuagneux, 683 F.2d 1343, 1351 (11<sup>th</sup> Cir. 1982); State of Arizona v. Maypenny, 672 F.2d 761, 765 (9<sup>th</sup> Cir. 1982); Times Mirror Company v. United States, 873 F.2d 1210 (9<sup>th</sup> Cir. 1989); see also Shea v. Gabriel, 520 F.2d 879 (1<sup>st</sup> Cir. 1975); United States v. Hubbard, 650 F.2d 293 (D.C. Cir. 1980); In re Braughton, 520 F.2d 765, 766 (9<sup>th</sup> Cir. 1975). "The trial court has supervisory power over its own records and may, in its discretion, seal documents if the public's right of access is outweighed by competing interests." In re Knight Pub. Co., 743 F.2d 231, 235 (4<sup>th</sup> Cir. 1984).

5. The Government requests that the pertinent materials will be sealed either until the government's motion is granted or until trial in this case at which point they will automatically be unsealed. The government will file a motion to unseal the documents before the automatic unsealing if circumstances permit earlier unsealing:

NOW THEREFORE,

IT IS ORDERED that:

1. The government's Motion to Seal is GRANTED.
2. The documents filed under seal will remain under further order or until the trial in this case.

SO ORDERED:

/s/

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Leonie M. Brinkema  
United States District Judge

Date:

<sup>1</sup>  
3/10/05