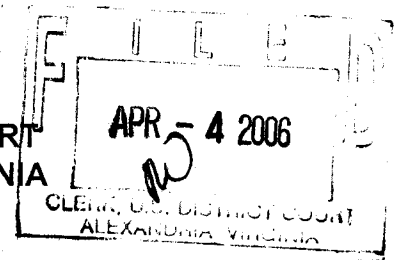


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division



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

Criminal No. 01-455-A

SEALING ORDER

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

1. The defendant seeks to file a certain document under seal.
2. Sealing of this document is necessary in order to protect privileged information and mental health evaluations.
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 (11th Cir. 1982); *State of Arizona v. Maypenny*, 672 F.2d 761, 765 (9th Cir. 1982); *Times Mirror Company v. United States*, 873 F.2d 1210 (9th Cir. 1989); see also *Shea v. Gabriel*, 520 F.2d 879 (1st Cir. 1975); *United States v. Hubbard*, 650 F.2d 293 (D.C. Cir. 1980); *In re Braughton*, 520 F.2d 765, 766 (9th 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 (4th Cir. 1984).

Sealing is appropriate where there is a need to protect privileged information and mental health evaluations.

5. The defendant requests that the pertinent material be sealed. The defendant will file a motion to unseal the document before the automatic unsealing if circumstances permit unsealing.

For the foregoing reasons it is hereby:

ORDERED that the defendant's Motion to Seal is granted, and it is further

ORDERED that the document filed under seal will remain under seal. The defendant will file a motion to unseal the document if circumstances permit unsealing.

ENTERED this 4<sup>th</sup> day of April, 2006.

\_\_\_\_\_  
/S/  
LEONIE M. BRINKEMA  
UNITED STATES DISTRICT JUDGE