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

CLERK, U.S. DISTRICT COURT ALEXANDRIA, VIRGINIA

UNITED STATES OF AMERICA,

v.

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Criminal No. 01-455-A

ZACARIAS MOUSSAOUI, a/k/a "Shaqil" a/k/a "Abu Khalid al Sahrawi; "

UNDER SEAL

Defendant.

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

are DENIED to the

extent that they request pratrial access to

DENIED to the extent the

motions seek to compel the trial appearances of

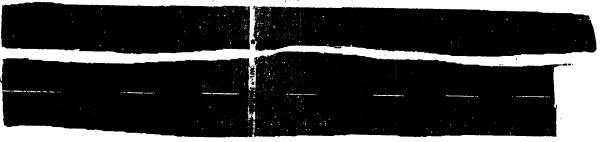
 ℓ and GRANTED to the extent that they seek to compel the

trial eppearance of

Accordingly, it is hereby

ORDERED that the United States make

available for trial testimony in the form of a videotaped deposition pursuant to Fed R. Crim. P. 15 under the following conditions: \



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 reports summarized in the January 21, 2003 discovery production, and requested that the Court order

For the reasons

stated from the bench, both motions are DENIED.

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

Entered this 31st day of January, 2003.

/s/

Leonie M. Brinkema United States District Judge

Alexandria, Virginia