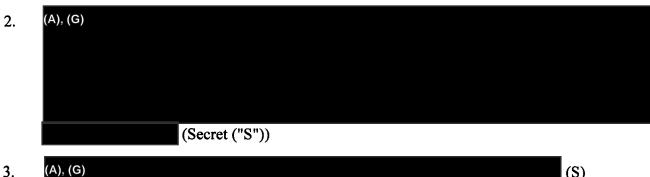
UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

(G))
et al.,)
Plaintiffs,) No. 04 Civ. 2614 (VM)
v.) FILED EX PARTE, IN CAMERA) AND UNDER SEAL WITH THE) COURT SECURITY OFFICER OR) DESIGNEE
ERIC HOLDER, et al.,)
Defendants.)) _)

IN CAMERA, EX PARTE DECLARATION OF(S) FEDERAL BUREAU OF INVESTIGATION

l, (s) hereby declare as follows, pursuant to 28 U.S.C. § 1746:

1. I am a Supervisory Special Agent ("SSA") with the Federal Bureau of Investigation ("FBI"). This declaration is submitted in connection with the above-captioned action filed by plaintiffs_(G) the American Civil Liberties Union ("ACLU"), and the ACLU Foundation. (Classification: Unclassified ("U"))



, (G) _______(S)

(A), (G)			
	(S))	-
A), (G)			
	(S)		
A), (G)			
		(S)	
I make this decl	aration to the best of my in	nformation, knowledge,	and belief, which I h
acquired as part	of my official duties as ar	1 SSA at FBI Headquarte	ers. (U)
A), (G)			

I.	(A), (G) (S)	
10.	(A), (G)	
	(S) A. (A), (G) (S)	
11.	(A), (G)	
	(S//OC,NF)	
12.	(A), (G) (S//OC, NF)	
13.	(A), (G)	
	(S) B. (A), (G) (S)	
14.	(A), (G)	
	(S)	
15.	(A), (G) (S)	

16.	(A), (G)	
	(S)	
	C. (A), (G)	(S)
17.	(A), (G)	
		(S)
18.	(A), (G)	
		(S)
19.	(A), (G)	
	(S)	
20.	(A), (G)	
	(S).	
	D. (A), (G) (S)	
21.	(A), (G)	
		(S)
22.	(A), (G)	

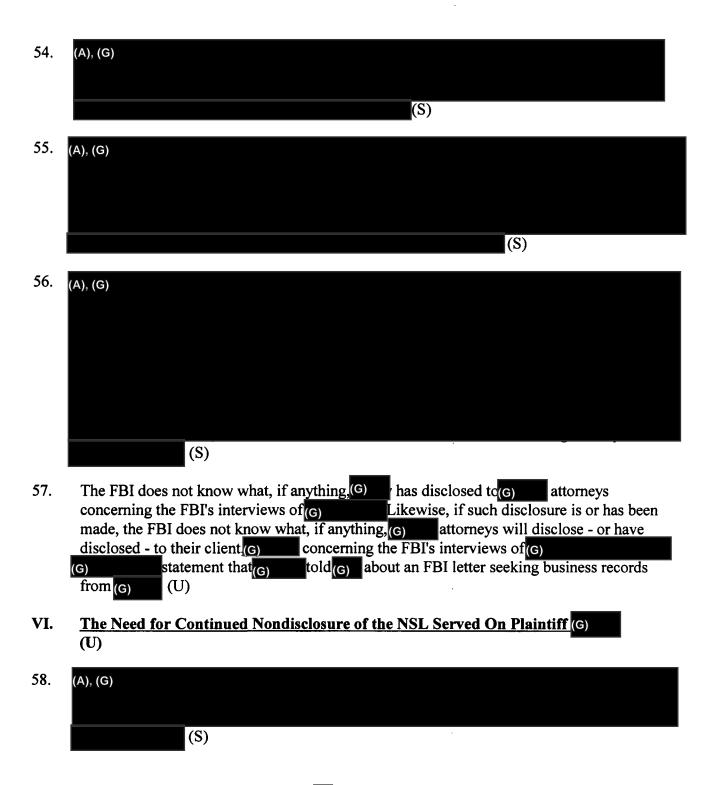
(\$	5)
(A), (G)	
	(S)
(A), (G)	(S)
(A), (G)	
(* 1); (3)	(S)
(A), (G)	
	(S)
(A), (G)	
(,,), (3)	(S)
As a result of was address	of these communications, the FBI issued an NSL to plaintiff(G) The NS sed to (G) (U)
	financial report from (G) any: it employ (G) persons including (G) is the President (U)
of service as	sued to(G) directed it to provide the FBI with "the names, addresses, length of the e-mail address(G) (U)
(A), (G)	

(S//OC,NF)	
(S//OC,NF)	
(S//OC,NF)	
31. The NSL was hand delivered to (G) by a Special Agent on (G) did not comply with the NSL. (U)	
32. As described in paragraph 48 below, during an interview on (G) advised the FBI that (G) (U)	
As described in paragraphs 48-52 below, (G) In (G) In (G) declaration in support of plaintiff summary judgment motion(G) communications with (G) politics and current events." Declaration of (G) (G) (G) - through (G) - the FBI's issuance to (G) business records. See ¶¶ 49-51. (U)	ı
III. (A), (G) (S)	
34. (A), (G)	
(S)	
35. (A), (G)	
(S)	

36.	(A), (G)					
					(S)	
	A.	(A), (G)		(S)		
37.	(A), (G)					
				(5	5)	
38.	(A), (G)					
1					(S)	
, 39.	(4) (6)				(0)	
,,,	(A), (G)					
					(S)	
Ю.	(A) (G)					
ro.	(A), (G)					
				(S)		
	В.	(A), (G)		(S)		
1.	(A), (G)				(S)	
		S	ECRET//CCON,	NOFORN		

(A), (G) 42. (S) (A), (G) **(S)** (A), (G) 43. (S) 44. (A), (G) (S) **(S)** D. (A), (G) 45. (A), (G) (S) (A), (G) E. **(S)** (A), (G) **(S)** 47. (A), (G) (S) Communications Between (G) IV. **(U)**

48.	During(G) described that(G) and (G) were "friends." (G) that (G) had communicated via the Internet with (G) and that (G) used the screen name (G) (U)
49.	Also or stated that (G) had (G) with (G) over the internet. According to (G) provided the (G) is used to ensure the security of a communication (and thus to avoid detection or surveillance). (U)
50.	that during (G) informed (G) that (G) (G) and sent (G) of them. According to (G) (G) confirmed that the (G) (U)
51.	declaration in support of plaintiffs' summary judgment motion stated that (G) has "not disclosed information either about the NSL (G) or about this lawsuit" to (G) (G) Decl. ¶ 22. (G) during (G) stated that (G) received a (G) from (G) in or about (G) had received a letter from the FBI that involved the Patriot Act and that sought business records. (G) (G) (G) (U)
52.	further stated that (G) may have asked (G) about the subject of the FBI's letter inquiry. According to (G) stated that the FBI letter involved some unknown (G) customer who posts anti-United States Government statements on the Internet. (U)
53.	(A), (G)
	(S)
V.	(A), (G) (S)
	SECRET//CON, NOFORN

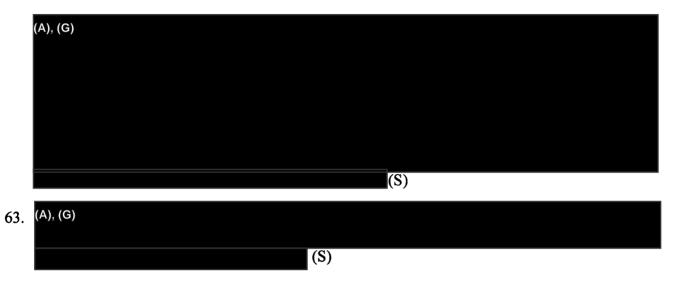




60. (A), (G) (S)

(A), (G) 61. (S)

(A), (G) 62.



I declare under penalty of perjury that the foregoing is true and correct.

Dated: Washington, D.C. June 16, 2009

(S) Supervisory Special Agent

DELETION CODES

- A. INFORMATION WHICH IS PROPERLY CLASSIFIED PURSUANT TO EXECUTIVE ORDER, THE DISCLOSURE OF WHICH COULD REASONABLY BE EXPECTED TO CAUSE DAMAGE TO THE NATIONAL SECURITY OR THE CONDUCT OF THE GOVERNMENT'S INTERNATIONAL RELATIONS.
- G. THE LAW ENFORCEMENT PRIVILEGE THE DISCLOSURE OF THIS INFORMATION COULD CAUSE HARM TO, IMPEDE, IMPAIR, OR HINDER AN INVESTIGATION AND/OR AN INVESTIGATIVE INTEREST OF THE FBI.
- S. PERSONAL IDENTIFYING INFORMATION RELATED TO LAW ENFORCEMENT PERSONNEL AND THEIR FAMILY MEMBERS, THE DISCLOSURE OF WHICH IS ROUTINELY GUARDED FOR SECURITY REASONS.