


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK


AMERICAN CIVIL LIBERTIES UNION;
and AMERICAN CIVIL LIBERTIES
UNION FOUNDATION,

Plaintiffs,

v.



JOHN ASHCROFT, in his official capacity as
Attorney General of the United States;
ROBERT MUELLER, in his official
capacity as Director of the Federal Bureau of
Investigation; and MARION E. BOWMAN,
in his official capacity as Senior Counsel to
the Federal Bureau of Investigation,

Defendants.

04 Civ. 2614 (VM)

SEALED

**PLAINTIFFS' STATEMENT
PURSUANT TO LOCAL
RULE 56.1(b)**

Pursuant to Rule 56.1 of the Local Civil Rules of the United States District Court for the Southern District of New York, plaintiffs 
 the American Civil Liberties Union, and the American Civil Liberties Union Foundation (collectively, the "plaintiffs"), state that there are no genuine issues of material fact with respect to plaintiffs' motion for summary judgment, and respectfully refer the Court to and incorporate by reference their Statement Pursuant to Local Rule 56.1(a), dated May 17, 2004, and all documents cited therein. Additionally, plaintiffs state that there are no genuine issues of material fact with respect to the Government's motion for summary judgment; plaintiffs offer the following response to the Government's 56.1(a) statement:

1. With respect to paragraphs 1 through 4: [REDACTED]

[REDACTED]

2. With respect to paragraphs 5-7: [REDACTED]


[REDACTED]

[REDACTED]

3. With respect to paragraph 8: [REDACTED]

[REDACTED]

Respectfully submitted,



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July 30, 2004

[REDACTED]