

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

.....X  
AMERICAN CIVIL LIBERTIES UNION and  
THE AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION,

Plaintiffs,

v.

15 Civ. 9317 (AKH)

DEPARTMENT OF DEFENSE,  
DEPARTMENT OF JUSTICE, including its  
components the OFFICE OF LEGAL COUNSEL  
and OFFICE OF INFORMATION POLICY,  
DEPARTMENT OF STATE, and CENTRAL  
INTELLIGENCE AGENCY,

**NOTICE OF MOTION**

Defendants.

.....X

PLEASE TAKE NOTICE that, upon the accompanying (1) Memorandum of Law in Support of Defendants’ Motion for Partial Summary Judgment; (2) Declaration of Antoinette B. Shiner dated October 14, 2016, and accompanying index; (3) Declaration of Paul P. Colborn dated October 14, 2016; (4) Declaration of Tara M. La Morte dated October 14, 2016, and exhibits; and (5) Classified Declaration of Antoinette B. Shiner dated October 14, 2016, submitted *ex parte* and *in camera*, and upon all prior proceedings herein, Defendants Department of Defense, Department of Justice, including its components the Office of Legal Counsel and Office of Information Policy, Department of State, and Central Intelligence Agency, by and through their attorney, Preet Bharara, United States Attorney for the Southern District of New York, will move this Court for summary judgment in the above-captioned action pursuant to Rule 56 of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court’s order dated September 29, 2016, opposition papers are to be served by November 11, 2016, and reply papers are to be served by December 5, 2016.

Dated: New York, New York  
October 14, 2016

PREET BHARARA  
United States Attorney for the  
Southern District of New York,  
*Attorney for Defendants*

By: /s/ Tara M. La Morte  
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