

**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 LODGING OF  
CLASSIFIED SUBMISSION**

Defendants.

.....X

The Central Intelligence Agency (“CIA”), a defendant in the above-captioned matter, hereby provides notice that on November 29, 2017, it lodged for the Court’s *in camera, ex parte* review a supplemental classified declaration by Antoinette B. Shiner dated November 29, 2017. The classified declaration attaches three classified exhibits: (A) an index of the classified and statutorily protected information contained in Document 66 that the Court, in its Opinion and Order dated September 27, 2017, has permitted the CIA to withhold, (B) an index of the classified and statutorily protected information in Document 66 that would be disclosed by virtue of the Court’s September 27 Opinion and Order, and (C) a version of Document 66 that identifies the CIA’s withholdings from the document pursuant to FOIA exemptions 1, 3, and 5, 5 U.S.C. § 552(b)(1), (3) and (5).

This submission is classified pursuant to Executive Order 13,526, 75 Fed. Reg. 707 (Jan. 5, 2010), and cannot be disclosed without proper authorization. The submission was lodged in a secure facility for secure storage and transmission to the Court.

Dated: New York, New York  
December 1, 2017

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

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