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17 *Attorneys for Defendants*

18 **UNITED STATES DISTRICT COURT**
 19 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 20 **SAN FRANCISCO DIVISION**

21 _____)
 22 ELECTRONIC FRONTIER FOUNDATION,)

23 Plaintiff,)

24 v.)

25 OFFICE OF THE DIRECTOR OF NATIONAL)
 26 INTELLIGENCE and UNITED STATES)
 27 DEPARTMENT OF JUSTICE)

28 Defendants.)

Civil Action No. 3:08-cv-1023 JSW

**DEFENDANTS' RESPONSE
 TO COURT'S APRIL 4, 2008
 ORDER GRANTING
 PRELIMINARY INJUNCTION**

1 Pursuant to the Court's April 4, 2008 Order (dkt no. 43), defendants Office of the
2 Director of National Intelligence (ODNI) and Department of Justice (DOJ) hereby submit the
3 following six declarations attesting to defendants' compliance with the Court's April 4, 2008
4 Order:
5

- 6 • Exhibit 1 – Declaration of John F. Hackett (ODNI)
- 7 • Exhibit 2 – Declaration of GayLa D. Sessoms (DOJ - NSD)
- 8 • Exhibit 3 – Declaration of Paul P. Colborn (DOJ - OLC)
- 9 • Exhibit 4 – Declaration of Thomas E. Hitter (DOJ - OIP)
- 10 • Exhibit 5 – Declaration of David M. Hardy (DOJ - FBI)
- 11 • Exhibit 6 – Declaration of James M. Kovakas (DOJ - Civil)
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13 As explained more fully in the declarations, in accordance with the Court's April 4, 2008
14 Order, defendants responded to plaintiff's Freedom of Information Act ("FOIA") requests and
15 provided an initial release of records no later than April 17, 2008. Today, April 21, 2008,
16 defendants provided plaintiff with a final release of all responsive, non-exempt records. With
17 respect to those responsive records that defendants have withheld (both in full and in part) under
18 the FOIA, the declarations explain the basis for the withholdings.
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21 Dated: April 21, 2008

Respectfully submitted,

22 JEFFREY S. BUCHOLTZ
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26 JOSEPH P. RUSSONIELLO
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