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 11 *Attorneys for Federal Defendants Sued in their Official Capacities*
and the Federal Intervenor-Defendants (United States of America,
 12 *National Security Agency, President George W. Bush)*

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN FRANCISCO DIVISION**

16)	No. M:06-cv-01791-VRW
17	IN RE NATIONAL SECURITY AGENCY)	NOTICE OF MOTION AND MOTION
18	TELECOMMUNICATIONS RECORDS)	
19	LITIGATION)	
20	_____)	
21	This Document Relates To:)	TO DISMISS OR, IN THE
22	(1) All Actions Against the MCI and Verizon)	ALTERNATIVE, FOR SUMMARY
23	Defendants in the Master MCI and Verizon)	JUDGMENT BY THE UNITED
24	Consolidated Complaint, Dkt. 125; (2) <i>Chulsky</i>)	STATES OF AMERICA
25	(MDL 06-06570); (3) <i>Bready</i> (MDL 06-06313);)	
26	(4) <i>Riordan</i> (MDL 06-03574).)	Judge: Hon. Vaughn R. Walker
27)	Courtroom 6
28)	Date: June 21, 2007; 2:00 p.m.

1 PLEASE TAKE NOTICE that, on June 21, 2007, before the Honorable Vaughn R.
2 Walker, intervenor United States of America will move for an order dismissing this action,
3 pursuant to Rules 12(b)(1) of the Federal Rules of Civil Procedure, or, in the
4 alternative, for summary judgment, pursuant to Rule 56 of the Federal Rules of Civil Procedure.
5 As explained in the United States' unclassified memorandum as well as the memorandum
6 submitted *ex parte* and *in camera*, the United States' invocation of the military and state secrets
7 privilege and of specified statutory privileges requires dismissal of this action, or, in the
8 alternative, summary judgment in favor of the United States.

9
10 DATED: April 20, 2007

Respectfully Submitted,

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