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Remarks:



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March 16, 2009

BY FACSIMILE

Hon. Alvin K. Hellerstein
United States District Court
Southern District of New York
500 Pearl Street, Room 1050
New York, New York 10007-1312

Re: ACLU, et al., v. Department of Defense, et al., No. 04 Civ. 4151 (AKH)

Dear Judge Hellerstein:

We write respectfully to request an additional three days, from March 16, 2009 until March 19, 2009, to file the Government's opposition to plaintiffs' fourth motion for summary judgment and the Government's cross-motion. Plaintiffs have consented to the proposed extension of time.

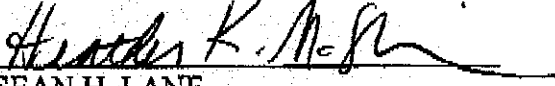
The additional time is requested given the need for consultation with officials at the Department of Justice in Washington regarding the filing and the importance of the issues being briefed. The Court has granted the Government two prior extensions of time totaling 60 days for its opposition and cross-motion.

We thank the Court for its consideration of this request.

Respectfully,

LEV N. DASSIN
Acting United States Attorney

By:


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