

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

**IN RE THE APPLICATION OF
REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS FOR
ACCESS TO CERTAIN SEALED COURT
RECORDS**

Case No. 1:17-mc-00002-LMB-IDD

Related to:
Criminal No. 1:12-cr-00127-LMB
1:12-mj-00033-JFA

**REPLY TO SUPPLEMENTAL RESPONSE OF THE UNITED STATES TO
APPLICATION FOR ACCESS TO CERTAIN SEALED COURT RECORDS**

The Reporters Committee for Freedom of the Press (the “Reporters Committee”), by and through its undersigned counsel, hereby files this Reply to the Supplemental Response of the United States (hereinafter, the “Government”) to the Reporters Committee’s pending application seeking the unsealing of certain court records related to the Government’s completed criminal investigation and prosecution of John C. Kiriakou, Case No. 1:12-cr-00127.

As set forth in its Supplemental Response, the Government identified the following materials filed in this Court that are responsive to the Reporters Committee’s Application: a search warrant, the application for the search warrant, the affidavit in support of the application for the search warrant, and the sealing motion and order (collectively, the “Search Warrant Materials”), all of which were filed in case number 1:12-sw-38. The Government filed redacted versions of the Search Warrant Materials, which were unsealed by this Court on February 17, 2017, as an attachment to its Supplemental Response. *See* ECF No. 6-1.

Upon review of the redacted Search Warrant Materials, the Reporters Committee discovered that two pages of the original sealing motion filed by the Government in case number 1:12-sw-38 were omitted in their entirety. The Reporters Committee has contacted the United States Attorney's Office regarding that omission and understands that the United States Attorney's Office is currently working to address it. In addition, the Reporters Committee is also currently in the process of evaluating the redactions made by the Government to the Search Warrant Materials to determine whether it will object to any of those redactions.

The Reporters Committee will inform the Court as to whether there are any remaining issues for the Court to address or whether this matter has been fully resolved as soon as practicable and in any event no later than thirty days from the date of this filing.

Dated: February 22, 2017

Respectfully submitted,

/s/ Caitlin Vogus

Caitlin Vogus
VA Bar No. 81054
THE REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS
1156 15th St. NW, Suite 1250
Washington, DC 20005
Phone: 202.795.9300
Facsimile: 202.795.9310
cvogus@rcfp.org

*Counsel of Record for Applicant the Reporters
Committee for Freedom of the Press*

CERTIFICATE OF SERVICE

I hereby certify that on the 22nd day of February 2017, I filed the foregoing with the Clerk of Court using the CM/ECF system, which will send an electronic notification to all counsel of record.

/s/ Caitlin Vogus

Caitlin Vogus

VA Bar No. 81054

THE REPORTERS COMMITTEE FOR
FREEDOM OF THE PRESS

1156 15th St. NW, Suite 1250

Washington, DC 20005

Phone: 202.795.9300

Facsimile: 202.795.9310

cvogus@rcfp.org

*Counsel of Record for Applicant the Reporters
Committee for Freedom of the Press*