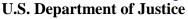
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United States Attorney Southern District of New York

86 Chambers Street New York, New York 10007

January 28, 2016

By ECF & Hand Delivery
Hon. Alvin K. Hellerstein
United States District Court
Southern District of New York
500 Pearl Street, Room 1050
New York, New York 10007

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

Dear Judge Hellerstein:

I am the Assistant United States Attorney representing the Department of Defense (the "Government") in the above-referenced Freedom of Information Act lawsuit. I write to update the Court regarding the Government's anticipated release of approximately 198 previously certified photographs which have not been certified by Secretary of Defense Carter. While the Government intended to publicly release these photographs by the end of this month, several extra days are required to complete internal coordination and notifications in light of the recent snow storm which caused Washington D.C. to shut down for several days. The Government intends to release the photographs on February 5.

I thank the Court for its consideration of this matter.

Respectfully,

PREET BHARARA
United States Attorney
Southern District of New York

By: /s/ Tara M. La Morte

TARA M. La MORTE

Assistant United States Attorney Telephone: (212) 637-2746 Facsimile: (212) 637-2702

Email: tara.lamorte2@usdoj.gov

cc: Lawrence Lustberg, Esq.