

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

UNITED STATES OF AMERICA

v.

CASE NO. 6:17-cr-18-Orl-40KRS

NOOR ZAHI SALMAN

**MOTION TO SEAL**

The United States of America, by Maria Chapa Lopez, United States Attorney for the Middle District of Florida, moves this Court to seal a forthcoming Notice that the United States intends to file regarding Nemo.

Counsel for the defendant, Charles D. Swift, Esquire, has advised the undersigned that the defendant does not oppose the relief sought herein, so long as the defendant's request to file supplemental briefing regarding Nemo, Doc. 168, is granted. The defendant would object to this motion to seal if her motion to provide supplemental briefing is denied. The government continues to have no objection to the defendant's request to file supplemental briefing on this issue.

On January 18, 2018, the Court held a hearing to address the Defendant's Motion in Limine, Doc. 150, prior to trial. Doc. 173. At the hearing, the issue of "Nemo's"<sup>1</sup> claim of Fifth Amendment privilege was

---

<sup>1</sup> Nemo is referred to in this pleading by his nickname to protect his identity, which has not been revealed publically.

discussed briefly. The United States, while it takes no position on Nemo's claim of privilege in the absence of (1) reviewing any defense filing about the legal basis to require Nemo to testify and (2) receiving any available information regarding the basis of Nemo's claim of privilege, has information regarding Nemo that could be relevant to the Court, although such information is not public, nor should it be available to the public. The United States seeks the permission of this Court to file a sealed notice for the purpose of providing that information to the Court. While the information at issue may eventually be released at a hearing or at trial in this matter, such information should not be released to the public at this time.

Thus, the sealing of the United States' proposed Notice is requested in order to safeguard from public scrutiny certain sensitive information which would come to light were the Notice to become public by way of reports published in the media or otherwise.

Respectfully submitted,

MARIA CHAPA LOPEZ  
United States Attorney

By: s/ James D. Mandolfo  
James D. Mandolfo  
Assistant United States Attorney  
Florida Bar No. 96044  
400 N. Tampa Street, Ste. 3200  
Tampa, Florida 33602  
Telephone: (813) 274-6000  
Facsimile: (813) 274-6358  
E-mail: James.Mandolfo@usdoj.gov

By: s/ Sara C. Sweeney  
Sara C. Sweeney  
Assistant United States Attorney  
USA No. 119  
400 W. Washington Street, Ste. 3100  
Orlando, Florida 32801  
Telephone: (407) 648-7500  
Facsimile: (407) 648-7643  
E-mail: Sara.Sweeney@usdoj.gov

**U.S. v. NOOR ZAHI SALMAN**

**Case No. 6:17-cr-18-Orl-40KRS**

**CERTIFICATE OF SERVICE**

I hereby certify that on January 25, 2018, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to the following:

Charles D. Swift, Esquire (counsel for Defendant)

Fritz J. Scheller, Esquire (counsel for Defendant)

Linda G. Moreno, Esquire (counsel for Defendant)

*s/ Sara C. Sweeney* \_\_\_\_\_  
Sara C. Sweeney  
Assistant United States Attorney  
USA No. 119  
400 W. Washington Street, Suite 3100  
Orlando, Florida 32801  
Telephone: (407) 648-7500  
Facsimile: (407) 648-7643  
E-mail: Sara.Sweeney@usdoj.gov