IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MARYLAND

CENTER FOR CONSTITUTIONAL)
RIGHTS, <u>et al.</u> ,)
Plaintiffs,)
) Civil Action No. 1:13-cv-1504-ELH
v.)
)
CHIEF JUDGE COL. DENISE LIND,)
<u>et al.</u> ,)
Defendants.)

NOTICE

Defendants hereby submit this Notice, based upon additional information recently provided, to clarify the status of transcriptions of pre-trial proceedings in the Manning courtmartial. As explained in the accompanying Declaration, audio-recordings are typically not transcribed until the close of court-martial proceedings. *See* Second Decl. of Lt. Col. Nelson Van Eck ¶ 4. However, in light of the unique length of the Manning court-martial, the Army has begun preparing rough drafts of transcripts of some pre-trial proceedings. *See id.* ¶ 5. Such rough drafts of transcripts have not been reviewed, corrected, or certified, and are not part of the record of proceedings. *See id.* ¶ 6.

Dated: June 14, 2013

Respectfully submitted,

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/s/ John R. Tyler JOHN R. TYLER (DC Bar No. 297713) ERIC WOMACK (IL Bar No. 6279517) GREGORY DWORKOWITZ (NY Bar Registration No. 4796041) U.S. Department of Justice Civil Division Federal Programs Branch Washington, D.C. 20001 Tel: (202) 514-2356 Fax: (202) 616-8470 john.tyler@usdoj.gov

Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on June 14, 2013, I caused a true and correct copy of the foregoing Notice and accompanying Declaration to be served on plaintiffs' counsel electronically by means of the Court's ECF system.

> /s/ John R. Tyler JOHN R. TYLER