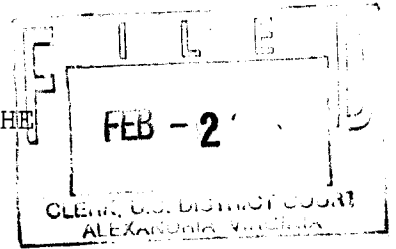


IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF VIRGINIA  
ALEXANDRIA DIVISION



UNITED STATES OF AMERICA )  
 )  
v. ) 1:01cr455 (LMB)  
 )  
ZACARIAS MOUSSAOUI )  
 a/k/a "Shaqil," )  
 a/k/a "Abu Khalid )  
 al Sahrawi," )  
 )  
Defendant. )

TRIAL CONDUCT ORDER # 1

Preliminary court proceedings dealing with jury selection begin Monday, February 6, 2006, when approximately 500 jurors will report to the Albert V. Bryan United States Courthouse in Alexandria, Virginia, to fill out the Jury Questionnaire prepared for this case. There will be a total of four identical brief court sessions starting, respectively, at approximately 10:00 a.m. in courtroom 1000, 10:30 a.m. in courtroom 900, 2:00 p.m. in courtroom 1000 and 2:30 p.m. in courtroom 900, during which the Court will preliminarily instruct the prospective jurors about the case and explain the Jury Questionnaire. Although these proceedings are open to the public, because the number of jurors for each session exceeds the seating capacity of the courtrooms, no public seating will be available. To maximize public access, however, two seats per session have been reserved for media representatives. After each session, the courtrooms will be sealed to allow the prospective jurors to complete the Jury Questionnaire. A blank copy of the Jury Questionnaire will be available on the court's web site, [www.vaed.uscourts.gov](http://www.vaed.uscourts.gov), after

1500

the completion of the first morning session.

After all of the prospective jurors have filled out the Jury Questionnaire, the next court proceeding dealing with jury selection will begin on Wednesday, February 15, 2006, at 9:30 a.m. in courtroom 700, which will be the courtroom in which the trial will be conducted. Randomly selected prospective jurors will report in small groups for individual questioning (voir dire) by the Court, with questions provided by counsel. After a juror has been questioned, the parties will raise any challenges to that juror's qualifications. If the juror is not excused for cause, he or she will be directed to return on Monday, March 6, 2006, for final jury selection which will begin at 10:00 a.m. in courtroom 700, and be followed by opening statements expected to begin at 2:00 p.m.

The individual voir dire proceedings will be conducted in open court from 9:30 a.m. to 5:30 p.m., Mondays through Thursdays, except for Monday, February 20, 2006, when the court will be closed for a federal holiday, and will also be conducted on Fridays from 1:00 p.m. to 5:00 p.m. With the exception of 16 seats reserved for staff connected to counsel, all seating in courtroom 700 for the individual voir dire will be unreserved and available on a first come basis. Unreserved overflow seating will be available on a first come basis in courtroom 701, in which the proceedings may be seen and heard via closed circuit television (CCTV). Together, these two courtrooms can accommodate approximately 160 spectators.

Starting with opening statements on March 6, 2006, 56 seats in courtroom 700 will be specifically assigned to previously credentialed members of the media, staff connected to counsel, victims of September 11, and court personnel. The remaining 24 seats will be unreserved and available on a first come basis to anyone. Seating in courtroom 701, the overflow courtroom, will be available on a first come basis to anyone who passes through the security checks. Courtroom 801 has been reserved exclusively for eligible victims who have received credentials to view this trial via CCTV. Victims who have not received credentials may view the proceedings in courtrooms 700 and 701 on a first come basis. Trial proceedings are presently scheduled for Monday through Thursday from approximately 9:30 a.m. to 5:30 p.m., however, the schedule remains subject to change.

The authorized sources of information about the trial schedule, including late openings and cancellations due to weather or other problems, are the court's web site, [www.vaed.uscourts.gov](http://www.vaed.uscourts.gov), and the toll-free telephone information line for this case (866)556-8421. Any problems with, or questions about, courtroom access are to be raised solely with Edward Adams, the court's Public Information Officer, who can be reached at (703)299-2172 and [Edward\\_Adams@vaed.uscourts.gov](mailto:Edward_Adams@vaed.uscourts.gov).

To ensure the integrity of the jury selection process and this trial, it is hereby

ORDERED that no one may in any respect attempt to, or actually, contact, interview, or communicate or speak with any

prospective juror, who has appeared on February 6, 2006, to fill out the Jury Questionnaire, about this case or that person's status as a prospective juror until that juror has been excused from service on this case; and it is further

ORDERED that no one may in any respect attempt to, or actually, contact, interview, or communicate or speak with any of the 18 jurors selected to consider this case, about any issue in this case or that person's status as a juror, until the trial is concluded; and it is further

ORDERED that because of the intense media and public interest in this case, the prospective jurors who answer the Jury Questionnaire, as well as the jurors ultimately chosen to hear this case, will remain anonymous, and their completed Jury Questionnaires will remain under seal; and it is further

ORDERED that no sketch artist or other trial observer may depict the facial features or hair of any prospective juror or juror, or otherwise display sufficient detail as to enable that person to be identified, and no one may photograph or televise any prospective juror or juror, in the vicinity of the courthouse, in such a way that the person could be identified; and it is further

ORDERED that no one viewing these proceedings in this courthouse may bring into the courthouse any electronic recording or communication devices of any kind, or record or transmit, or attempt to record or transmit, these proceedings in any manner; and it is further

ORDERED that no one observing either the pretrial jury selection proceedings or the trial may attempt in any way to influence or intimidate any juror through any means, including wearing or carrying any clothing, buttons, or other items that may be clearly visible to the jury and that carry any message or symbol addressing any issues related to this case.

A violation of this Order by a member of the media will result in an immediate loss of courtroom seating credentials for that person and all employees of his or her media organization for the duration of the trial. Moreover, any person who violates this Order may be subject to criminal prosecution for obstruction of justice or contempt of court.

The Clerk is directed to forward copies of this Order to counsel of record.

Entered this 2<sup>nd</sup> day of February, 2006.

/s/

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Leonie M. Brinkema  
United States District Judge

Alexandria, Virginia