

No. 16-6001

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UNITED STATES COURT OF APPEALS  
FOR THE FIRST CIRCUIT

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UNITED STATES OF AMERICA,  
Appellee

v.

DZHOKHAR A. TSARNAEV,  
Defendant-Appellant

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**MOTION FOR AN EXTENSION OF TIME WITHIN WHICH TO  
RESPOND TO APPELLANT'S MOTION TO DISCLOSE**

On April 7, 2017, Appellant Dzhokhar Tsarnaev filed a Motion to Disclose on Appeal Government *Ex Parte* Filings and Proceedings in the District Court. Under Federal Rule of Appellate Procedure 27(a)(3)(A), the government's response to Tsarnaev's motion is due on April 17, 2017, "unless the court shortens or extends the time."

In his motion, Tsarnaev seeks the disclosure of 13 documents that were filed *ex parte* in the district court. These documents involved classified or otherwise sensitive or confidential information. The government is diligently working to respond to the motion, but the response requires cooperation and input from various components of the Department of Justice. To allow

adequate time to respond to Tsarnaev's motion, the government respectfully requests that the Court extend the time for filing a response to April 24, 2017.

Respectfully submitted,

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## CERTIFICATE OF COMPLIANCE

1. This motion complies with the type-volume limitation of Fed. R. App. P. 27(d)(2)(A) because it contains 134 words.

2. This motion complies with the typeface and type style requirements of Fed. R. App. P. 27(d)(1)(E), 32(a)(5), and 32(a)(6) because this brief has been prepared in a proportionally spaced typeface using Microsoft Word in Calisto MT 14-point type.

s/ William A. Glaser  
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## CERTIFICATE OF SERVICE

I hereby certify that on April 14, 2017, I electronically filed the foregoing document with the United States Court of Appeals for the First Circuit by using the CM/ECF system. I certify that Clifford Gardner, Gail K. Johnson, and David Patton, counsel of record for defendants–appellants, will be served by the CM/ECF system.

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