

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN**

AMERICAN CIVIL LIBERTIES UNION, )  
 et al., )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 NATIONAL SECURITY AGENCY / CENTRAL )  
 SECURITY SERVICE; and LIEUTENANT )  
 GENERAL KEITH B. ALEXANDER, in his )  
 official capacity as Director of the National )  
 Security Agency and Chief of the Central Security )  
 Service, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

Civil Action No. 06-10204  
Hon. Anna Diggs Taylor

**DEFENDANTS' NOTICE OF APPEAL**

Pursuant to Fed. R. App. P. 4(a)(1)(B), Defendants National Security Agency and Lieutenant General Keith B. Alexander, in his official capacity as Director of the National Security Agency, hereby give notice and appeal to the United States Court of Appeals for the Sixth Circuit from the Court's August 17, 2006 Memorandum Opinion, Judgment, and Permanent Injunction Order granting Plaintiffs' Motion for Partial Summary Judgment and enjoining Defendants from utilizing the Terrorist Surveillance Program.

Dated: August 17, 2006

Respectfully submitted,

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