

EXHIBIT “2”

KRIEGER & ZAID, PLLC

1920 N STREET, N.W.
SUITE 300
WASHINGTON, DC 20036

TELEPHONE (202) 223-9050
FACSIMILE (202) 293-4827

MARK S. ZAID, ESQ.
WRITER'S DIRECT DIAL: (202) 454-2809
EMAIL: ZaidMS@aol.com

April 3, 2006

VIA FACSIMILE AND E-MAIL

Sarah Normand, Esq.
Assistant U.S. Attorney
86 Chambers Street, Third Floor
New York, New York 10007

Re: Jane Doe et al. v. CIA et al., No. 05 Civ. 7939 (LTS)(FM)

Dear Ms. Normand:

Per our discussions I am writing to raise several substantive and procedural issues that require addressing prior to the submission of our response to the defendants' Motion to Dismiss. As you know we are scheduled to appear in Court on April 17, 2006, in part to discuss how the next stage of the litigation will proceed.

I would suggest we make the Judge aware of whichever issues we can or cannot agree upon in advance of the status conference. Given the unique nature of the dispute, no doubt that will facilitate discussion of the issues. Each issue below was previously raised during our initial scheduling conference so they should come as no surprise.

First, I need reasonable access to an unredacted copy of the Complaint. Will the CIA permit me to review my document?

Second, I need to be able to speak to my client in her present location in order to discuss relevant facts. Will the CIA facilitate secure communication?

Third, I need to obtain relevant documentation, particularly in the form of a declaration, from plaintiff Jane Doe. She, of course, cannot travel here to the United States to meet with me in person. In anticipation that the CIA will consider information within that document to be classified, will the CIA facilitate the transmission of the document to me and my review?

Fourth, obviously we disagree with some if not all of the CIA's determinations. However, in order for the Court to fully assess the appropriateness of the CIA's state secrets invocation, my clients are entitled to submit whatever information they believe to be relevant for review by the Court. Based on the CIA's Motion, I have little doubt that the CIA would consider much, if not all, of this information to be classified, though I am not conceding that any of it is classified. In

April 3, 2006

Re: Jane Doe et al. v. CIA et al., No. 05 Civ. 7939 (LTS)(FM)

Page 2

any event, given that the CIA has filed “classified” information with the Court, the plaintiffs are entitled to do the same (again, based on the CIA’s determination that the information is classified). In order to avoid the problems I encountered in the Sterling litigation, will the CIA permit my access, and that of the plaintiff’s spouse, to utilize a CIA computer at a designated location of its choice in order to draft the relevant substantive factual documentation that will accompany our Opposition brief and other filings?

After I review the CIA’s Motion again, if I identify further issues I will raise them with you as soon as possible. In the interim, I would appreciate a timely response to the questions above. Thank you for your consideration.

Sincerely,

/s/

Mark S. Zaid