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UNITED STATES

FOREIGN INTELLIGENCE SURVEILLANCE COURT

WASHINGTON, D.C.

IN RE DIRECTIVES TO YAHOO!, INC.

Docket Number 105B(g): 07-01

PURSUANT TO SECTION 105B OF THE
FOREIGN INTELLIGENCE SURVEILLANCE
ACT

ORDER

The Court having reviewed the Motion for Stay Pending Appeal filed by Yahoo! Inc. ("Yahoo") on May 6, 2008, and the Government's Motion for an Order of Civil Contempt, the Combined Memorandum in Opposition to Yahoo's Motion for Stay Pending Appeal and In Support of the Government's Motion for an Order of Civil Contempt, the Motion for Leave to File Classified Declaration for the Court's Ex Parte and In Camera Review, and the declaration of the Director of National Intelligence, all filed by the government on May 9, 2008, and having determined, for the reasons set out in the government's submissions of May 9, 2008, that Yahoo has not made the showing required for a stay pending appeal under the four-factor test that both parties identify as applicable, see Yahoo's Motion for Stay Pending Appeal at 4; Government's Combined Memorandum at 10,

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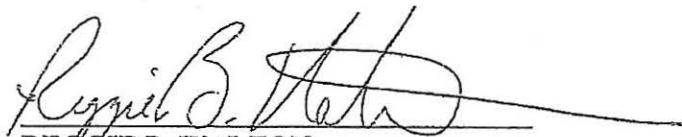
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IT IS HEREBY ORDERED that the government's Motion for Leave to File Classified Declaration for the Court's Ex Parte and In Camera Review is granted, and

IT IS FURTHER ORDERED that Yahoo's motion for stay pending appeal is denied. Yahoo is ordered to comply forthwith with this Court's Order Compelling Compliance With Directives, entered on April 25, 2008. Yahoo is further ordered to report to the Court on the status of its compliance with such April 25 Order. Such report shall be provided to a designated Litigation Security Officer (or alternate Litigation Security Officer) no later than 5:00 p.m. on May 14, 2008. If Yahoo, at such time, has not complied with such April 25 Order, the Court anticipates issuing a civil contempt order requiring payment of coercive fines by Yahoo until such time as it complies, and

IT IS FURTHER ORDERED that this Order is sealed and shall not be disclosed by either party without authorization by this Court.

ENTERED this 9th day of May, 2008 in Docket Number 105B(g): 07-01.



REGGIE B. WALTON

Judge, Foreign Intelligence Surveillance Court

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I, Karen E. Sutton, Clerk,
FISC, certify that this document
is a true and correct copy
of the original. 