

HINTS THAT THE FISCR PLAINTIFF IS AN EMAIL PROVIDER

The plaintiff in the FISCR opinion is almost certainly an email provider.

FISA + EO 12333 + [REDACTED] PROCEDURES = NO FOURTH AMENDMENT

The recent FISCR opinion makes it clear that the government is not relying exclusively on PAA (or, presumably now, FISA) to wiretap Americans. Rather, it is using several measures kluged together to get around the 4th Amendment's prohibition on unreasonable search and seizure.

THE GOVERNMENT SEZ: WE DON'T HAVE A DATABASE OF ALL YOUR COMMUNICATION

The government says they don't have a database of all their communications. But there's lots of reason to disbelieve them.

FISA APPEALS COURT OPINION

I'll get to these later. But if you want to start reading them, be my guest.

Opinion

Order

THE OLC OPINION ELIMINATING THE 4TH AMENDMENT (AND "JUSTIFYING" THE WARRANTLESS WIRETAP PROGRAM)

Remember that OLC opinion abolishing the 4th amendment? Well, it pretty clearly provides the basis for the Administration's illegal wiretap program.

THE AL-HARAMAIN DATES

It appears that Judge Vaughn Walker will soon have proof that the Bush Administration tapped al-Haramain on days when the illegal wiretap program operated under only Bush's authorization

itself, with no sanction from the Attorney General. If I'm right it cuts to the heart of Bush's law-breaking on the warrantless wiretap program.

VAUGHN WALKER WILL REVIEW THE AL-HARAMAIN DOCUMENT

For the first time, a judge will review the legality of Bush's warrantless wiretap program.

IS CHENEY RELYING ON GONZALES' RETROACTIVE NOTES?

Over the weekend Cheney repeated a claim Alberto Gonzales has made before—which is largely assumed to have constituted a lie to Congress. But we've recently learned that Gonzales made notes which—presumably—back up his version of the story. Is Cheney relying on those notes, too?

THE HOLDER DELAY, THE OLC DELAY, THE SJC

DELAY

Not only is Bush withholding OLC opinions from Obama, he's still not fulfilling obligations to share opinions with Congress.

THE THOMAS TAMM LEGAL DEFENSE FUND

A lot of readers have asked about how to donate to Tamm's legal defense fund. In that regard, I contacted Mr. Tamm's attorney, Paul Kemp and obtained the information; here is the response.