

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA

Alexandria Division

UNITED STATES OF AMERICA)
)
 v.) No. 1:10cr485 (LMB)
)
 JEFFREY ALEXANDER STERLING)

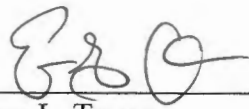
STIPULATION NO. 1

The United States of America, through its attorneys, and the defendant, Jeffrey Alexander Sterling, and the defendant's attorneys, hereby stipulate and agree as follows:

The following documents are records of regularly conducted activity within the meaning of Rule 803 of the Federal Rules of Evidence and admissible at trial without further authentication or identification:


Exhibit	Description
GX125	Bank One Credit Card Statement for James Risen for the Period 06/06/04 to 07/07/04
GX129	Bank One Credit Card Statement for James Risen for the Period 11/06/04 to 12/05/04

UNITED STATES OF AMERICA

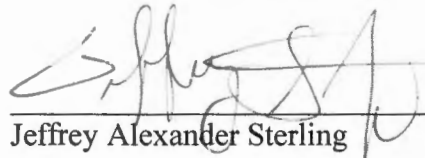
By: 
James L. Trump
Eric G. Olshan
Dennis M. Fitzpatrick
Attorneys for the United States of America



JEFFREY ALEXANDER STERLING

By: 

Edward B. MacMahon, Jr.
Barry J. Pollack
Attorneys for Jeffrey Alexander Sterling

By: 

Jeffrey Alexander Sterling

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STIPULATION NO. 3

The United States, through its attorneys, and the defendant, Jeffrey Alexander Sterling, and the defendant's attorneys, hereby stipulate and agree that telephone records reflect that the following forty-seven (47) telephone calls occurred between the listed phone numbers, at the specified dates and times, and for the listed duration:

	Date (Day of Week)	Time	Duration (min:sec)	Originating Number	Terminating Number
1	02/27/2003 (Thursday)	8:03 PM	00:50	(703) 793-9388	(301) 977-9159
2	03/10/2003 (Monday)	9:11 PM	00:06	(703) 793-9388	(301) 208-2580
3	03/10/2003 (Monday)	10:23 PM	00:14	(703) 793-9388	(301) 208-2580
4	03/16/2003 (Sunday)	9:50 PM	00:03	(703) 793-9388	(301) 208-2580
5	03/16/2003 (Sunday)	11:13 PM	01:24	(703) 793-9388	(301) 208-2580
6	03/20/2003 (Thursday)	2:26 AM	01:31	(703) 793-9388	(301) 977-9159
7	03/29/2003 (Saturday)	11:12 PM	00:03	(703) 793-9388	(301) 208-2580
8	02/09/2004 (Monday)	5:35 PM	00:04	(202) 862-0300	(314) 862-8850
9	02/09/2004 (Monday)	5:37 PM	01:21	(202) 862-0300	(314) 862-8850
10	02/13/2004 (Friday)	10:40 PM	00:07	(202) 862-0300	(314) 862-8850

GOVERNMENT
EXHIBIT
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1:10CR485

	Date (Day of Week)	Time	Duration (min:sec)	Originating Number	Terminating Number
11	02/13/2004 (Friday)	10:41 PM	01:33	(202) 862-0300	(314) 862-8850
12	03/16/2004 (Tuesday)	9:09 PM	00:39	(202) 862-0300	(314) 862-8850
13	03/16/2004 (Tuesday)	9:11 PM	01:39	(202) 862-0300	(314) 862-8850
14	03/19/2004 (Friday)	9:58 PM	00:06	(202) 862-0300	(314) 862-8850
15	03/22/2004 (Monday)	6:08 PM	00:32	(202) 862-0300	(314) 862-8850
16	03/26/2004 (Friday)	11:21 PM	00:03	(202) 862-0300	(314) 862-8850
17	03/31/2004 (Wednesday)	8:53 PM	00:02	(202) 862-0300	(314) 862-8850
18	03/31/2004 (Wednesday)	8:58 PM	24:58	(202) 862-0300	(314) 862-8850
19	04/20/2004 (Tuesday)	9:10 PM	00:04	(202) 862-0300	(314) 862-8850
20	04/20/2004 (Tuesday)	10:02 PM	00:29	(202) 862-0300	(314) 862-8850
21	04/22/2004 (Thursday)	8:00 PM	04:42	(202) 862-0300	(314) 862-8850
22	05/10/2004 (Monday)	11:07 PM	00:03	(202) 862-0300	(314) 862-8850
23	05/12/2004 (Wednesday)	8:53 PM	10:09	(202) 862-0300	(314) 862-8850
24	05/25/2004 (Tuesday)	10:38 PM	07:52	(202) 862-0300	(314) 862-8850
25	05/26/2004 (Wednesday)	10:30 PM	00:05	(202) 862-0300	(314) 862-8850
26	06/11/2004 (Friday)	6:55 PM	00:03	(202) 862-0300	(314) 862-8850
27	06/25/2004 (Friday)	3:52 PM	00:17	(202) 862-0300	(314) 923-4274
28	06/25/2004 (Friday)	4:10 PM	00:04	(202) 862-0300	(314) 923-4274
29	06/25/2004 (Friday)	7:23 PM	01:41	(202) 862-0300	(314) 923-4274
30	06/25/2004 (Friday)	8:01 PM	00:25	(202) 862-0300	(314) 923-4274
31	07/08/2004 (Thursday)	8:41 PM	03:02	(301) 208-2580	(314) 923-4274

	Date (Day of Week)	Time	Duration (min:sec)	Originating Number	Terminating Number
32	11/06/2004 (Saturday)	11:27 AM	01:00	(314) 479-3563	(301) 208-2580
33	02/14/2005 (Monday)	9:51 PM	35:57	(202) 862-0300	(314) 923-4274
34	03/23/2005 (Wednesday)	4:37 PM	05:00	(314) 479-3563	(301) 208-2580
35	08/03/2005 (Wednesday)	11:46 PM	00:30	(202) 862-0300	(314) 479-3563
36	08/05/2005 (Friday)	1:12 PM	02:00	(314) 479-3563	(240) 994-9524
37	08/05/2005 (Friday)	10:16 PM	01:39	(240) 994-9524	(314) 479-3563
38	08/11/2005 (Thursday)	1:35 PM	03:00	(314) 479-3563	(240) 994-9524
39	08/27/2005 (Saturday)	1:41 PM	01:00	(314) 479-3563	(240) 994-9524
40	08/27/2005 (Saturday)	4:16 PM	00:39	(240) 994-9524	(314) 479-3563
41	10/22/2005 (Saturday)	5:33 PM	03:00	(314) 479-3563	(240) 994-9524
42	11/14/2005 (Monday)	12:01 PM	01:00	(314) 479-3563	(301) 208-2580
43	11/15/2005 (Tuesday)	10:56 AM	01:00	(314) 479-3563	(301) 208-2580
44	11/15/2005 (Tuesday)	10:56 AM	02:00	(314) 479-3563	(240) 994-9524
45	11/19/2005 (Saturday)	9:15 AM	01:00	(314) 479-3563	(301) 208-2580
46	11/19/2005 (Saturday)	9:16 AM	05:00	(314) 479-3563	(240) 994-9524
47	11/20/2005 (Sunday)	12:08 AM	00:42	(240) 994-9524	(314) 479-3563

UNITED STATES OF AMERICA

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STIPULATION NO. 6

The United States of America, through its attorneys, and the defendant, Jeffrey Alexander Sterling, and the defendant's attorneys, hereby stipulate and agree as follows:

At the request of the FBI, the National Laboratory calculated that as of July 1998, the CIA had expended at least \$1.5 million on Classified Program No. 1.

UNITED STATES OF AMERICA



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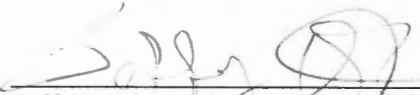


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STIPULATION NO. 7

The United States, through its attorneys, and the defendant, Jeffrey Alexander Sterling, and the defendant's attorneys, hereby stipulate and agree that the following exhibits may be admitted at trial without further authentication or identification:

Exhibit	Description
GX128	Book Proposal Captioned "Untitled CIA Book" Submitted to Simon & Schuster by James Risen
GX132	Chapter Nine, <i>State of War</i>
DX1	Note on Sources, <i>State of War</i>

The parties further agree that a representative from Simon & Schuster would testify as follows:

The document contained in GX128 was submitted to Simon & Schuster by James Risen in or about September 2004.

State of War: The Secret History of the CIA and the Bush Administration by James Risen was published in or about December 2005.

UNITED STATES OF AMERICA

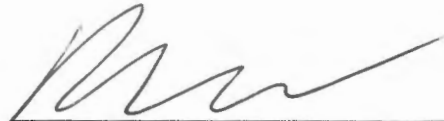




By:

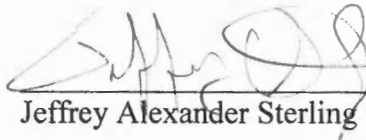
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JEFFREY ALEXANDER STERLING



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STIPULATION NO. 8

The United States, through its attorneys, and the defendant, Jeffrey Alexander Sterling, and the defendant's attorneys, hereby stipulate and agree as follows:

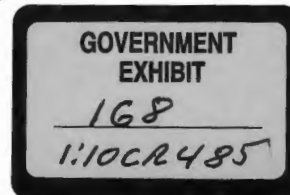
The following documents are records of regularly conducted activity within the meaning of Rule 803 of the Federal Rules of Evidence and admissible at trial without further authentication or identification:

Exhibit	Description
GX131	Barnes & Noble Shipping Records for <i>State of War</i>

A representative from Barnes & Noble would testify that on or about December 24, 2005, Barnes & Noble shipped copies of *State of War: The Secret History of the CIA and the Bush Administration* by James Risen from New Jersey via commercial carrier to the Eastern District of Virginia, where they were made available for sale at Barnes & Noble retail locations.

UNITED STATES OF AMERICA

By: [Signature]



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Attorneys for the United States of America

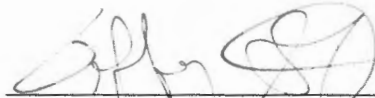
JEFFREY ALEXANDER STERLING

By:



Edward B. MacMahon, Jr.
Barry J. Pollack
Attorneys for Jeffrey Alexander Sterling

By:



Jeffrey Alexander Sterling