

THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

UNITED STATES OF AMERICA)
)
 v.) 1:01cr455
)
 ZACARIAS MOUSSAOUI,)
 a/k/a "Shaqil,")
 a/k/a "Abu Khalid)
 al Sahrawi,")
 Defendant.)

Order

For the reasons stated in the accompanying Memorandum Opinion, the defendant's Motion to Strike Notice of Intent to Seek Sentence of Death as to Counts 1 and 2 (Docket #1314) is GRANTED IN PART and DENIED IN PART, and it is hereby

ORDERED that the Notice of Intent to Seek Sentence of Death be and is stricken as to Count 2, and it is further

ORDERED that the sentencing trial will proceed as to Counts 1, 3, and 4.

The Clerk is directed to forward copies of this Order and the accompanying Memorandum Opinion to counsel of record.

Entered this 3rd day of February, 2006.

/s/

Leonie M. Brinkema
United States District Judge

Alexandria, Virginia