

**FILED WITH COURT SECURITY OFFICER
IN CAMERA AND UNDER SEAL**

DATE: 5/25/07 James Hoyer

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Edward W. Nottingham**

Criminal Case No. 05-cr-00545-EWN

**FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO**

MAY 25 2007

**GREGORY C. LANGHAM
CLERK**

UNITED STATES OF AMERICA,

Plaintiff,

v.

1. JOSEPH P. NACCHIO,
Defendant.

**MEMORANDUM AND OPINION ORDER CONCERNING DEFENDANT'S FIFTH
SUBMISSION UNDER SECTION 5 OF THE CLASSIFIED INFORMATION
PROCEDURES ACT AND REQUEST FOR PRODUCTION OF CLASSIFIED
DOCUMENTS SUBMITTED *EX PARTE* PURSUANT TO SECTION 4 OF THE ACT**
