

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

Alexandria Division

UNITED STATES OF AMERICA	:	
	:	Criminal No. 21-CR-245 (AJT)
v.	:	
	:	
IGOR Y. DANCHENKO,	:	
	:	
Defendant.	:	
	:	

**CONSENT MOTION TO  
ADJOURN THE CLASSIFIED DISCOVERY AND CIPA SCHEDULE**

The United States of America, by and through its attorney, Special Counsel John H. Durham with the consent of defense counsel, respectfully moves this Honorable Court, pursuant to the Classified Information Procedures Act (“CIPA”), 18 U.S.C. App. III §§ 1-16, to adjourn the deadline for production of classified discovery, which is currently set for March 29, 2022. The government also respectfully requests that the Court reset the CIPA filing schedule in accordance with the proposed schedule set forth below. The government has consulted counsel with counsel for the defendant and they do not object to the adjournment and extension of filing deadlines. The proposed dates would not result in an adjournment of the October 11, 2022 trial date or any other associated deadlines.

To date, the government has produced over 60,000 documents in unclassified discovery. A portion of these documents were originally marked “classified” and the government has worked with the appropriate declassification authorities to produce the documents in an unclassified format. However, recent world events in Ukraine have contributed to delays in the production of classified discovery. The officials preparing and reviewing the documents at the FBI and intelligence agencies are heavily engaged in matters related to Ukraine. Nevertheless,

the government will produce a large volume of classified discovery this week and will continue its efforts to produce documents in classified discovery on a rolling basis, and no later than the proposed deadlines set forth below.

For the Court's consideration, the government, in consultation with defense counsel, proposes the following pretrial deadlines:

Deadline to produce classified discovery:	May 13, 2022
Government's Section 4 filing:	May 31, 2022
<i>Ex parte</i> Section 4 hearing:	June 8, 2022
Defendant's Section 5(a) written notice:	June 22, 2022
Government's response to defendant's Section 5(a):	July 12, 2022
Defendant's reply:	July 19, 2022

Respectfully submitted,

JOHN H. DURHAM  
Special Counsel

By:

/s/ Michael T. Keilty

Jonathan E. Algor  
Assistant Special Counsel  
jonathan.algor@usdoj.gov

Andrew J. DeFilippis  
Assistant Special Counsel  
andrew.defilippis@usdoj.gov

Michael T. Keilty  
Assistant Special Counsel  
michael.keilty@usdoj.gov

Brittain Shaw  
Assistant Special Counsel  
brittain.shaw@usdoj.gov