

Updating Personal Identifiable Information (PII) for All Victims of the Pan Am Flight 103 Bombing within the Database of the U.S. Department of Justice in Advance of Court Proceedings

We write to provide you with a further update on our efforts to seek the Court's approval to permit the Victims of Pan Am Flight 103, located in the United States and overseas, remote video and telephonic access to future court proceedings in this case.

As we have previously informed you, on January 26, 2024, the President signed into law Pub. L. No. 118-37, which instructed the District Court overseeing the case of the *United States v. Abuagela Mohammed Mas'ud Kheir Al-Marimi* (22-cr-392-DLF) to "order that reasonable efforts be made to make remote video and telephonic access to proceedings in the case available to victims." **Victims are defined broadly by the law to include any individual** "who suffered direct or proximate harm as a result of the bombing of Pan Am Flight 103 ... and was present at or near the scene of the bombing when it occurred, or immediately thereafter" or **"who is the spouse, legal guardian, parent, child, brother, sister, next of kin, or other relative of"** someone killed in the attack, **or who is** determined by the district court "to be **an individual who possesses a relationship of similar significance**" to someone killed in the attack.

After the law was passed, the District Court ordered the parties to file briefs with proposals for how to implement that legislation. On May 31, 2024, the government filed a motion asking the Court to make the proceedings available via the Court's existing Zoom for Government account which would, if accepted, permit audio and video access to the Court's proceedings. On June 17, 2024, the defense filed its response to the government's motion, arguing that the Court should make trial and testimonial hearings available, but only at fixed sites.

Thereafter, the District Court issued an order directing the government in this case, to **"(1) finalize its list of individuals who meet the statutory definition of victim and wish to have access to court proceedings and (2) provide the Court with the total number of victims and geographic locations for each victim** (city, town, or general geographic location) to assist the Court in making 'reasonable efforts' to provide remote access to victims." The government filed a reply on June 24, 2024, asking the court not to impose fixed viewing sites but, instead, to utilize the Zoom for Government system for these purposes. The government said it would provide the requested information about the identified victims at a later time. The District Court's ruling on the government's motion remains pending.

To that end, we at the U.S. Attorney's Office in the District of Columbia, the National Security Division of the U.S. Department of Justice, and the FBI **have been diligently working and will continue to work on the best method to gather the victim information ordered by the District Court.** We know that many of you have already registered your status via our Department's **Victim Notification (VNS) System**, and that some have submitted your information to the Department separately by email at: usadc.panam103@usdoj.gov. We want to assure you that regardless of how your information is received by us, we will continue to make sure that your personal

identifiable information (your name, address, personal information, etc., namely, your "PII"), and your status as a victim in this case will continue to be properly protected and honored by the Department. **We also note that the District Court has not set any deadline for the government to gather your PII and/or to register you as an identified victim in this case.**

Finally, we in the Department of Justice **will be reaching out to you again soon with an official solicitation for those who have not yet registered their information with us to do so.** As always, we continue our efforts to seek justice for you and your loved ones. In the meantime, you may contact us by email at: usadc.panam103@usdoj.gov (or by phone at 202-252-7045) if you have any questions about this message or anything related to it.