

United States Court of Appeals FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 08-5232

September Term 2009

- 02-cv-00828, 04-cv-01136, 04-cv-01164,
- 04-cv-01194, 04-cv-01254, 04-cv-01937,
- 04-cv-02022, 04-cv-02035, 04-cv-02046,
- 04-cv-02215, 05-cv-00023, 05-cv-00247,
- 05-cv-00270, 05-cv-00280, 05-cv-00329,
- 05-cv-00359, 05-cv-00039, 05-cv-00492,
- 05-cv-00520, 05-cv-00526, 05-cv-00569,
- 05-cv-00634, 05-cv-00748, 05-cv-00763,
- 05-cv-00764, 05-cv-00833, 05-cv-00877,
- 05-cv-00881, 05-cv-00883, 05-cv-00889,
- 05-cv-00892, 05-cv-00993, 05-cv-00994,
- 05-cv-00995, 05-cv-00998, 05-cv-00999,
- 05-cv-01048, 05-cv-01124, 05-cv-01189,
- 05-cv-01220, 05-cv-01236, 05-cv-01244,
- 05-cv-01347, 05-cv-01353, 05-cv-01429,
- 05-cv-01457, 05-cv-01458, 05-cv-01487,
- 05-cv-01490, 05-cv-01497, 05-cv-01504,
- 05-cv-01505, 05-cv-01506, 05-cv-01509,
- 05-cv-01555, 05-cv-01590, 05-cv-01592,
- 05-cv-01601, 05-cv-01602, 05-cv-01607,
- 05-cv-01623, 05-cv-01638, 05-cv-01639,
- 05-cv-01645, 05-cv-01646, 05-cv-01649,
- 05-cv-01678, 05-cv-01704, 05-cv-01725,
- 05-cv-01971, 05-cv-01983, 05-cv-02010,
- 05-cv-02083, 05-cv-02088, 05-cv-02104,
- 05-cv-02112, 05-cv-02185, 05-cv-02186,
- 05-cv-02199, 05-cv-02200, 05-cv-02249,
- 05-cv-02349, 05-cv-02367, 05-cv-02371,
- 05-cv-02378, 05-cv-02379, 05-cv-02380,
- 05-cv-02381, 05-cv-02384, 05-cv-02385,
- 05-cv-02386, 05-cv-02387, 05-cv-02398,
- 05-cv-02444, 05-cv-02477, 05-cv-02479,
- 06-cv-00618, 06-cv-01668, 06-cv-01674,
- 06-cv-01684, 06-cv-01688, 06-cv-01690,
- 06-cv-01691, 06-cv-01758, 06-cv-01759,
- 06-cv-01761, 06-cv-01765, 06-cv-01766,
- 06-cv-01767, 07-cv-01710, 07-cv-02337,
- 07-cv-02338, 08-cv-00987, 08-cv-01085,
- 08-cv-01101, 08-cv-01104, 08-cv-01153

MANDATE	
Pursuant to the provisions of Fed. R. App. Pro. 41(a)	
ISSUED:	10/4/09
BY:	[Signature] Deputy Clerk
ATTACHED:	<input type="checkbox"/> Amending Order <input type="checkbox"/> Opinion <input type="checkbox"/> Order on Costs

Filed On: October 16, 2009

Khaled A. F. Al Odah, Next Friend of Fawzi
Khalid Abdullah Fahad Al Odah, et al.,

Appellees

v.

United States of America, et al.,

Appellants

A True copy:

United States Court of Appeals
for the District of Columbia Circuit

By: [Signature] Deputy Clerk

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 08-5232

September Term 2009

Consolidated with 08-5233, 08-5234,
08-5235, 08-5236, 08-5237, 08-5238,
08-5239, 08-5240, 08-5241, 08-5242,
08-5243, 08-5244, 08-5245, 08-5246,
08-5247, 08-5248, 08-5249, 08-5250,
08-5251, 08-5252, 08-5253, 08-5254,
08-5255, 08-5256, 08-5257, 08-5258,
08-5259, 08-5260, 08-5261, 08-5262,
08-5263, 08-5264, 08-5265, 08-5266,
08-5267, 08-5268, 08-5269, 08-5270,
08-5271, 08-5272, 08-5273, 08-5274,
08-5275, 08-5276, 08-5277, 08-5278,
08-5279, 08-5280, 08-5281, 08-5282,
08-5283, 08-5284, 08-5285, 08-5286,
08-5287, 08-5288, 08-5289, 08-5290,
08-5291, 08-5292, 08-5293, 08-5294,
08-5295, 08-5296, 08-5297, 08-5298,
08-5299, 08-5300, 08-5301, 08-5302,
08-5303, 08-5304, 08-5305, 08-5306,
08-5307, 08-5308, 08-5309, 08-5310,
08-5311, 08-5312, 08-5313, 08-5314,
08-5315, 08-5316, 08-5317, 08-5318,
08-5319, 08-5320, 08-5321, 08-5322,
08-5323, 08-5324, 08-5325, 08-5326,
08-5327, 08-5328, 08-5329, 08-5330,
08-5331, 08-5332, 08-5333, 08-5334,
08-5335, 08-5336, 08-5337, 08-5338,
08-5339, 08-5340, 08-5341, 08-5342,
08-5343, 08-5344, 08-5345, 08-5346,
08-5347, 08-5348

BEFORE: Henderson, Rogers, and Tatel, Circuit Judges

ORDER

Upon consideration of appellees' suggestion of mootness in No. 08-5232, to which no response has been filed; and appellants' motion to vacate and remand in Nos. 08-5232, et al., it is

ORDERED that No. 08-5232 be dismissed as moot with respect to appellees Fawzi Khalid Abdullah Fahad Al Odah, Fayiz Mohammed Ahmed Al Kandari, Khalid Abdullah Mishal Al Mutairi, and Fouad Mahmoud Al Rabiah, and their next friends based on their representation that the district court's order requiring advance notice of transfer does not pertain to them inasmuch as they did not request and do not intend to request such notice.

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 08-5232

September Term 2009

It is

FURTHER ORDERED that No. 08-5232 be dismissed as moot with respect to the remaining eight appellees and their next friends in light of the transfer of those habeas petitioners from Guantanamo Bay and the district court's dismissal of their habeas corpus claims in No. 02cv828 (D.D.C.). It is

FURTHER ORDERED that the consolidation of No. 08-5232 with Nos. 08-5233, et al., be terminated. It is

FURTHER ORDERED that the appellants notify the court, within 30 days of the date of this order, which habeas petitioners who are appellees in Nos. 08-5233, et al., remain at Guantanamo Bay and whether any of these appeals can be dismissed as moot or pursuant to Federal Rule of Appellate Procedure 42(b).

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate in No. 08-5232 until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam