

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FALEN GHEREBI,)
)
)
 Petitioner,)
)
 v.) Civil Action No. 04-CV-1164 (RBW)
)
)
 BARACK OBAMA,)
)
 President of the United States, *et al.*,)
)
 Respondents.)

TAJ MOHAMMAD,)
)
)
 Petitioner,)
)
 v.) Civil Action No. 05-CV-879 (RBW)
)
)
 BARACK OBAMA,)
)
 President of the United States, *et al.*,)
)
 Respondents.)

KARIM BOSTAN,)
)
)
 Petitioner,)
)
 v.) Civil Action No. 05-CV-883 (RBW)
)
)
 BARACK OBAMA,)
)
 President of the United States, *et al.*,)
)
 Respondents.)

NASRULLAH,)
)
)
Petitioner,)
)
)
v.) Civil Action No. 05-CV-891 (RBW)
)
BARACK OBAMA,)
)
President of the United States, *et al.*,)
)
)
Respondents.)

ASIM BEN THABIT AL-KHALAQI,)
)
)
Petitioner,)
)
)
v.) Civil Action No. 05-CV-999 (RBW)
)
BARACK OBAMA,)
)
President of the United States, *et al.*,)
)
)
Respondents.)

MOHAMMED AMON,)
)
)
Petitioner,)
)
)
v.) Civil Action No. 05-CV-1493 (RBW)
)
BARACK OBAMA,)
)
President of the United States, *et al.*,)
)
)
Respondents.)

ABDULLAH M. AL-SOPAI EX REL.
ABDALAHADI M. AL-SOPAI

Petitioner,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-1667 (RBW)

KADEER KHANDAN,

Petitioner,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-1697 (RBW)

ISSAM HAMID ALI BIN ALI AL JAYFI,
ET AL.,

Petitioners,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-2104 (RBW)

SHARAF AL SANANI, ET AL.,)
)
 Petitioners,)
)
 v.) Civil Action No. 05-CV-2386 (RBW)
)
 BARACK OBAMA,)
 President of the United States, *et al.*,)
)
 Respondents.)

WASIM and QAYED,)
)
 Petitioners,)
)
 v.) Civil Action No. 06-CV-1675 (RBW)
)
 BARACK OBAMA,)
 President of the United States, *et al.*,)
)
 Respondents.)

RABIA KHAN EX REL. MAJID KHAN,)
)
 Petitioner,)
)
 v.) Civil Action No. 06-CV-1690 (RBW)
)
 BARACK OBAMA,)
 President of the United States, *et al.*,)
)
 Respondents.)

MUHAMMED MUHAMMAD SALEH)
 NASSER EX REL. ABDULRAHMAN)
 MUHAMMAD SALEH NASSER,)
)
 Petitioner,)
)
 v.)
)
 BARACK OBAMA,)
 President of the United States, *et al.*,)
)
 Respondents.)

Civil Action No. 07-CV-1710 (RBW)

ABDUL RAHMAN UMIR AL QYATI and)
 SAAD MASIR MUKBL AL AZANI,)
)
 Petitioner,)
)
 v.)
)
 BARACK OBAMA,)
 President of the United States, *et al.*,)
)
 Respondents.)

Civil Action No. 08-CV-2019 (RBW)

AMENDED JOINT NOTICE OF PROPOSED AGENDA FOR STATUS HEARING

Petitioners and Respondents respectfully submit this Joint Notice of Proposed Agenda for the status hearing scheduled in the above-captioned cases for March 2, 2009, pursuant to this Court’s Order of February 19, 2009. Petitioners seek to raise the following additional issues for consideration at the hearing:¹

¹ Respondents are filing this document at Petitioners’ request because only the Government has the ability to file this in all pending cases before your Honor. However, the Government notes that the Court’s February 19, 2009, Order provides only for listing pending “motions” in the amended agenda. *See* Order, Feb. 19, 2009, ¶ 4 (“If the parties inadvertently

1. Counsel for Petitioners request clarification on the following matters of general interest in pending Guantanamo habeas cases:
 - a. Whether this Court's February 26, 2009 Order regarding discovery in Hidar v. Obama, No. 05-2386 (RBW) (ordering Respondents to produce, inter alia, video and sound recordings of any statements by the petitioner), can now be relied on by all other petitioners before this Court in the Guantanamo habeas proceedings, and therefore eliminates the need for each petitioner to file a motion to obtain the same discovery relief.?
 - b. How is the deadline for the filing of Respondents' response briefs to several pending motions for expedited judgment on the record based on the "enemy combatant" definition affected by this Court's requirement that Respondents file a pleading on March 13, 2009 to indicate any refinement of their position on this definitional question.
 - c. Whether petitioners who have filed motions for expedited judgment must refile such motions after the court issues a ruling on the definition of "enemy combatant.?" Or, may a petitioner may rely upon the previously-filed motion and briefing? In cases in which a motion for expedited judgment has been filed, what procedure should counsel follow to alert the Court that it is at issue and ready for

omit a motion, they may file an amended joint notice of proposed agenda no later than 12:00 p.m. on the business day preceding the global status hearing.”). The Government does not agree that the issues Petitioners list herein are called for in the Order. However, Petitioners requested that the Government file this amended joint agenda in all cases, and requested that it be a joint filing, and the Government has accommodated their request out of professional courtesy. The Government reserves the right to raise other issues relating to non-dispositive motions at the hearing, including issues relating to discovery obligations and case scheduling.

hearing?

- d. Whether, once the transcript is completed for the February 17, 2009 classified hearing before this Court in Bostan v. Obama, No. 05-883 (RBW), counsel for Bostan may circulate, with the consent of the government, the portion of the transcript containing this Court's remarks regarding the legal standard the Court would apply in balancing the government's national security interest against the detainee's right to know the now-redacted classified portions of the factual return, and whether this standard will govern all Guantanamo habeas cases before this Court.

Dated: February 27, 2009

Respectfully submitted,

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