
NASRULLAH,)
)
)
 Petitioner,)
)
 v.)
)
 BARACK H. OBAMA,)
 President of the United States, et al.,)
)
 Respondents.)

Civil Action No. 05-891 (RBW)

ASIM BEN THABIT AL-KHALAQL,)
)
)
 Petitioner,)
)
 v.)
)
 BARACK H. OBAMA,)
 President of the United States, et al.,)
)
 Respondents.)

Civil Action No. 05-999 (RBW)

MOHAMMED AMON,)
)
)
 Petitioner,)
)
 v.)
)
 BARACK H. OBAMA,)
 President of the United States, et al.,)
)
 Respondents.)

Civil Action No. 05-1493 (RBW)

ABDULLAH M. AL-SOPAI)
ex rel. ABDALHADI M. AL-SOPAI,)
)
Petitioner,)
)
v.) Civil Action No. 05-1667 (RBW)
)
BARACK H. OBAMA,)
President of the United States, et al.,)
)
Respondents.)

KADEER KHANDAN,)
)
Petitioner,)
)
v.) Civil Action No. 05-1697 (RBW)
)
BARACK H. OBAMA,)
President of the United States, et al.,)
)
Respondents.)

ISSAM HAMID ALI BIN ALI AL JAYFI,)
et al.,)
)
Petitioners,)
)
v.) Civil Action No. 05-2104 (RBW)
)
BARACK H. OBAMA,)
President of the United States, et al.,)
)
Respondents.)

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SHARAF AL SANANI, <u>et al.</u> ,)
)
Petitioners,)
)
v.)
	Civil Action No. 05-2386 (RBW))
)
BARACK H. OBAMA,)
President of the United States, <u>et al.</u> ,)
)
Respondents.)
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WASIM and QAYED,)
)
Petitioners,)
)
v.)
	Civil Action No. 06-1675 (RBW))
)
BARACK H. OBAMA,)
President of the United States, <u>et al.</u> ,)
)
Respondents.)
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RABIA KHAN <u>ex rel.</u> MAJID KHAN,)
)
Petitioner,)
)
v.)
	Civil Action No. 06-1690 (RBW))
)
BARACK H. OBAMA,)
President of the United States, <u>et al.</u> ,)
)
Respondents.)
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)	
MUHAMMAD MUHAMMAD SALEH)	
NASSER <u>ex rel.</u> ABDULRAHMAN)	
MUHAMMAD SALEH NASSER,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 07-1710 (RBW)
)	
BARACK H. OBAMA,)	
President of the United States, <u>et al.</u> ,)	
)	
Respondents.)	
)	
)	
ABDUL RAHMAN UMIR AL QYATI)	
and SAAD MASIR MUKBL AL AZANI,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 08-2019 (RBW)
)	
BARACK H. OBAMA,)	
President of the United States, <u>et al.</u> ,)	
)	
Respondents.)	
)	

ORDER

In accordance with the oral rulings issued by the Court at the global status hearing regarding the cases captioned above held on March 16, 2009, as modified by the Court’s subsequent ruling in the classified hearing on the merits of various motions filed by Maher El Falesteny (ISN 519), it is

ORDERED that the petitioners’ motion for leave to attend closed hearings involving other petitioners is **GRANTED** in part and **DENIED** in part. It is further

ORDERED that if counsel for a particular petitioner in the cases captioned above who is scheduled to appear before the Court in a closed session to adjudicate the merits of a motion

involving that petitioner concludes in good faith that other petitioners' habeas corpus petitions involve factual or legal issues similar to those issues to be adjudicated at the closed session in question, counsel for the petitioner scheduled to appear before the Court in the closed session may inform counsel for the other petitioners of the basic legal issues to be adjudicated at the hearing. It is further

ORDERED that under the circumstances delineated in the preceding decretal paragraph, counsel for the other petitioners may, after obtaining leave from the Court, observe the Court's ruling on the motion of the petitioner whose matter is before the Court even if that ruling is issued in a closed session, but counsel for the other petitioners may not observe any argument relating to that motion.¹ It is further

ORDERED that on or before April 9, 2009, the respondents shall file a status report advising the Court whether the process outlined in § 4(c)(1) of Executive Order No. 13,492, 74 Fed. Reg. 4897 (Jan. 22, 2009), has been completed, whether additional information regarding the petitioners in the cases captioned above has been gathered, and, if not yet completed, the estimated completion date for the process. It is further

ORDERED that the Clerk of the Court shall schedule an additional global status hearing for the cases captioned above on April 9, 2009, at 9:30 a.m.² It is further

¹ This proscription is imposed because the Court's experience in the discovery-related motions heard in closed session on March 16 suggests that it is likely that facts that counsel for other petitioners need not know must be discussed in these hearings to, *inter alia*, put into context the matter under consideration. Accordingly, to avoid inappropriate disclosure of classified information, counsel for the other petitioners will not be permitted to observe the arguments on the matter.

² The Court originally scheduled this global status hearing for April 9 at 2:00 p.m. so that it would follow the hearing on the pending motion regarding the conditions of the petitioners' confinement filed by Maher El Falesteny (ISN 519) scheduled for that same date at 9:30 a.m. and the status hearing scheduled in *Khan v. Obama*, Civil Action No. 06-1690 (RBW) (D.D.C.), for that same date at 1:30 p.m. However, counsel for El Falesteny has informed the Court that he will seek to reschedule the hearing on his motion regarding the conditions of the petitioners' confinement due to a severe injury suffered by the lead counsel on that motion. Given the likelihood that the Court will grant the request for a continuance when it is submitted, coupled with the volume of the discovery-related motions that will likely require resolution at the April 9 hearing, the Court will set the global status

ORDERED that counsel designated as lead counsel for the petitioners for all global status hearings pursuant to paragraph four of the Court's supplemental case management order is excused from attending the global status hearing scheduled for April 9, 2009, but that counsel for the respondents and the designated lead counsel for the petitioners shall nevertheless file a joint proposed notice agenda for the global status hearing on or before April 6, 2009, as required by the supplemental case management order. It is further

ORDERED paragraph nine of the supplemental case management order entered in the cases captioned above on February 19, 2009, is **AMENDED** to state:

Motions for Expedited Judgment on the Record. A petitioner may file a motion for expedited judgment on the record only if the petitioner believes in good faith that the allegations set forth in the narrative of the factual return for that petitioner, if assumed to be true, do not suffice to justify the detention of the petitioner pursuant to any authority conferred to the President by the Authorization for Use of Military Force, Pub. L. 107-40 (2001). A copy of the unclassified version of the factual return in dispute should be attached as an exhibit to the motion. The respondents shall file their opposition, if any, to such a motion within ten days of the filing of the motion. The petitioner may file a reply memorandum in support of his motion for expedited judgment on the record within ten days of the filing of the respondents' opposition. A hearing on the merits of the motion, if necessary, will be scheduled by the Court.

SO ORDERED this 27th day of March, 2009.

REGGIE B. WALTON
United States District Judge

hearing at 9:30 a.m. rather than 2:00 p.m. so that the Court can resolve the many discovery-related motions pending before it in one sitting.