

**UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA**

Ahcene Zemiri,

Court File No: 04-cv-2046 (CKK)

Petitioner,

v.

Barack Obama, President of the United
States, et al.,

Respondents.

ZEMIRI'S MOTION TO STRIKE

Petitioner Ahcene Zemiri ("Zemiri") moves to strike the government's Supplemental Status Report in Response to Order dated February 9, 2009 (Docket No. 149). The government is improperly re-arguing that it should not be required to produce certain documents, this time claiming that the discovery is too burdensome because it would take roughly two months to review and clear those documents. There is no reason why the government could not have anticipated and addressed these issues in its opposition to Zemiri's motion for additional discovery (Docket No. 138). Moreover, the Court already ruled on the government's arguments regarding the burden on the government to produce these documents in the February 9 Order.

The jointly submitted report (Docket No. 148) contains all the information the Court directed the parties to provide at the hearing. The government's attempt to re-argue issues already addressed in the February 9 Order is untimely and improper. Accordingly, the Court should deny the government's request to reconsider the February 9 Order and should strike the supplemental status report.

Dated: February 15, 2009

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*Representing Petitioner without compensation
pursuant to L. Cv. R. 83.2(g)*