

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

DAVID M. HICKS,

Petitioner,

v.

GEORGE W. BUSH,

President of the United States,

et al.,

Respondents.

Civil Action No. 02-CV-0299 (CKK)

FAWZI KHALID ABDULLAH FAHAD

AL ODAH, *et al.*

Plaintiffs,

v.

UNITED STATES OF AMERICA,

et al.,

Defendants.

Civil Action No. 02-CV-0828 (CKK)

MAMDOUH HABIB, *et al.*

Petitioners,

v.

GEORGE WALKER BUSH,

President of the United States,

et al.,

Respondents.

Civil Action No. 02-CV-1130 (CKK)

MURAT KURNAZ, <i>et al.</i>)	
)	
Petitioners,)	
)	
v.)	Civil Action No. 04-CV-1135 (ESH)
)	
GEORGE W. BUSH,)	
President of the United States,)	
<i>et al.</i> ,)	
)	
Respondents.)	
)	
O.K., <i>et al.</i>)	
)	
Petitioners,)	
)	
v.)	Civil Action No. 04-CV-1136 (JDB)
)	
GEORGE W. BUSH,)	
President of the United States,)	
<i>et al.</i> ,)	
)	
Respondents.)	
)	
MOAZZAM BEGG, <i>et al.</i>)	
)	
Petitioners,)	
)	
v.)	Civil Action No. 04-CV-1137 (RMC)
)	
GEORGE W. BUSH,)	
President of the United States,)	
<i>et al.</i> ,)	
)	
Respondents.)	
)	

RIDOUANE KHALID, *et al.*

Petitioners,

v.

GEORGE W. BUSH,
President of the United States,
et al.,

Respondents.

Civil Action No. 04-CV-1142 (RJL)

JAMIL EL-BANNA, *et al.*

Petitioners,

v.

GEORGE W. BUSH,
President of the United States,
et al.,

Respondents.

Civil Action No. 04-CV-1144 (RWR)

FALEN GHEREBI, *et al.*

Petitioners,

v.

GEORGE WALKER BUSH,

et al.,

Respondents.

Civil Action No. 04-CV-1164 (RBW)

LAKHDAR BOUMEDIENE, *et al.*

Petitioners,

v.

GEORGE WALKER BUSH,
President of the United States,
et al.,

Respondents.

Civil Action No. 04-CV-1166 (RJL)

SUHAIL ABDUL ANAM, *et al.*

Petitioners,

v.

GEORGE W. BUSH,
President of the United States,
et al.,

Respondents.

Civil Action No. 04-CV-1194 (HHK)

ISA ALI ABDULLA ALMURBATI, *et al.*

Petitioners,

v.

GEORGE WALKER BUSH,
President of the United States,
et al.,

Respondents.

Civil Action No. 04-CV-1227 (RBW)

MAHMOAD ABDAH, <i>et al.</i>)	
)	
Petitioners,)	
)	
v.)	Civil Action No. 04-CV-1254 (HHK)
)	
GEORGE W. BUSH,)	
President of the United States,)	
<i>et al.</i> ,)	
)	
Respondents.)	
)	
SALIM AHMED HAMDAN,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 04-CV-1510 (JR)
)	
DONALD RUMSFELD,)	
Secretary of Defense,)	
<i>et al.</i> ,)	
)	
Respondents.)	
)	

**JOINT MOTION FOR AN ENLARGEMENT OF TIME TO FILE SUBMISSIONS
REGARDING THE PROPOSED PROTECTIVE ORDER¹**

COME NOW, the parties in the above referenced cases and jointly move this Court for an enlargement of time to provide this Court with its memoranda detailing the points of disagreement for the proposed protective order.

On Friday, September 24, 2004, respondents provided a proposed protective order to petitioners via e-mail. On October 3, 2004, petitioners sent a letter to respondents objecting to

¹ Counsel for the undersigned petitioners attempted to contact petitioners' counsel in the Hicks and Gherebi cases regarding this joint motion, but were unsuccessful. Counsel for the undersigned petitioners note that they heard no objection from these counsel regarding the relief requested herein.

the protective order and proposing a meet and confer to discuss issues raised by the protective order in an effort to reach resolution. That meet and confer took place on October 6, 2004. At that meeting the parties engaged in extensive discussions concerning significant issues surrounding the protective order. Also at the meeting, petitioners indicated they would provide respondents a detailed written response with points of disagreement and items for clarification. It is anticipated this response will be provided to respondents on Friday, October 8, 2004. Petitioners are providing this response with the intent that the parties might be able to come to agreement on portions of the protective order, narrow the areas of disagreement on others and provide clarification on the protective order procedures.

In order to accomplish this, the parties will need an enlargement of time to provide written submissions regarding the protective order beyond the October 7, 2004 date set by the Court pursuant to the Court's September 20, 2004 Order Setting Status Conference, Briefing Schedule for Protective Order, and for Notification of Released Detainees. This will allow respondents time to review, assess and respond to petitioners' proposal. Therefore, the parties seek an enlargement of time to Tuesday, October 12, 2004 to file written submissions regarding the status of the protective order, and, therefore, respectfully request this Court to grant the parties' joint motion for an enlargement of time. A proposed Order is attached.

Dated: October 7, 2004

Respectfully submitted,

Attorneys for Respondents

PETER D. KEISLER
Assistant Attorney General

KENNETH L. WAINSTEIN
United States Attorney

BRIAN D. BOYLE
Principal Deputy Associate Attorney General

DAVID B. SALMONS
Assistant to the Solicitor General

DOUGLAS N. LETTER
Terrorism Litigation Counsel

ROBERT D. OKUN
Chief, Special Proceedings Section

/s/

JOSEPH H. HUNT (D.C. Bar No. 431134)
VINCENT M. GARVEY (D.C. Bar No. 127191)
TERRY M. HENRY
JAMES J. SCHWARTZ (D.C. Bar No. 468625)
Attorneys
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Ave., N.W. Room 6112
Washington, DC 20530
Tel: (202) 616-8267
Fax: (202) 616-8202

Attorneys for Petitioners

/s/

Counsel for Fawzi Khalid Abdullah Fahad Al Odah, et al
Civil Action No: 02-CV-0828 (CKK)

Thomas B. Wilner (D.C. Bar #173807)
Neil H. Koslowe (D.C. Bar #361792)
Kristine A. Huskey (D.C. Bar #462979)
Jared A. Goldstein (D.C. Bar #478572)
SHEARMAN & STEARLING LLP
801 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 508-8000
Facsimile: (202) 508-8100

/s/

Counsel for Mamdouh Habib, et al
Civil Action No.: 02-CV-1130 (CKK)

Gary A. Isaac
Mayer, Brown, Rowe and Maw LLP
19 South La Salle Street
Chicago, IL 60603-3441

Barbara Olshansky, to be admitted *pro hac vice*
Jeffrey E. Fogel, to be admitted *pro hac vice*
Michael Ratner, to be admitted *pro hac vice*
Center for Constitutional Rights
666 Broadway, 7th Floor
New York, NY 10012
Phone (212) 614-6439
Fax (212) 614-6499

/s/

Counsel for Murat Kurnaz, et al

Civil Action No.: 04-CV-1135 (ESH)

Baher Azmy
Associate Professor of Law
Seton Hall Law School
Center for Social Justice
833 McCarter Highway
First Floor
Newark, NJ 07102
Phone (973) 642-8291

Eric M. Freedman Esq.
250 W. 94th Street
New York, NY 10025
Phone (212) 665-2713
Fax (212) 665-2714

/s/

Counsel for O.K., et al

Civil Action No. 04-CV-1136 (JDB)

Muneer I. Ahmad (Bar No. 483131)
Richard J. Wilson (Bar No. 425026)
American University
Washington College of Law
4801 Massachusetts Avenue, N.W.
Washington, DC 20016
Phone (202) 274-4389

Barbara Olshansky, to be admitted *pro hac vice*
Jeffrey E. Fogel, to be admitted *pro hac vice*
Michael Ratner, to be admitted *pro hac vice*
Center for Constitutional Rights
666 Broadway, 7th Floor
New York, NY 10012
Phone (212) 614-6439
Fax (212) 614-6499

/s/

Counsel for Moazzam Begg, et al
Civil Action No.: 04-CV-1137 (RMC)

Timothy S. Susanin
U.S. District Court for the District of Columbia (Bar No: 455429)
Lawrence S. Lustberg
Gitanjali S. Gutierrez
Gibbons, Del Deo, Dolan, Griffinger & Vecchione, P.C.
One Riverfront Plaza
Newark, NJ 07102
Phone (973) 596-4500
Fax (973) 639-6243

Barbara Olshansky, to be admitted *pro hac vice*
Jeffrey E. Fogel, to be admitted *pro hac vice*
Michael Ratner, to be admitted *pro hac vice*
Center for Constitutional Rights
666 Broadway, 7th Floor
New York, NY 10012
Phone (212) 614-6439
Fax (212) 614-6499

/s/

Counsel for Ridouane Khalid, et al
Civil Action No.: 04-CV-01142 (RJL)

Wesley R. Powell
John Carroll Esq.
Warren Feldman
James Hosking
Christopher Land
Clifford Chance US LLP
31 West 52nd Street
New York, NY 10019-6131
Phone (212) 878-8000
Fax (212) 878-8375

Stacey Becker
U.S. District Court for the
District of Columbia Bar #480805
Clifford Chance US LLP
2001 K Street NW
Washington, DC 20006-1001
Phone (202) 912-5000
Fax (202) 912-6000

/s/

Counsel for Jamil El-Banna, et al

Civil Action No.: 04-CV-01144 (RWR)

George Brent Mickum IV Esq. (Bar No.: 396142)

Douglas J. Behr (Bar No.: 163998)

Keller and Heckman LLP

1001 G Street, N.W.

Washington, DC 20001

Phone (202) 434-4245

Fax (202) 434-4646

Barbara Olshansky, to be admitted *pro hac vice*

Jeffrey E. Fogel, to be admitted *pro hac vice*

Michael Ratner, to be admitted *pro hac vice*

Center for Constitutional Rights

666 Broadway, 7th Floor

New York, NY 10012

Phone (212) 614-6439

Fax (212) 614-6499

Joseph Margulies Esq.

Margulies & Richman, PLC

2520 Park Avenue, South

Minneapolis, MN 55404

Phone (612) 872-4900 (Main Office)

Mobile (763) 245-8048 (Cell)

Fax (612) 872-4967 (Main Office)

/s/

Counsel for Lakhdar Boumediene, et al

Civil Action No.: 04-CV-01166 (RJL)

WILMER CUTLER PICKERING HALE AND DORR LLP

Douglas F. Curtis (D.C. Bar No. 420270)

Peggy Kuo (D.C. Bar No. 449271)

Robert W. Trenchard (admitted *pro hac vice*)

399 Park Avenue

New York, NY 10022

(212) 230-8800

Stephen H. Oleskey (admitted *pro hac vice*)

Robert C. Kirsch (admitted *pro hac vice*)

Melissa A. Hoffer (admitted *pro hac vice*)

60 State Street

Boston, MA 02109

(617) 526-6000

/s/

Counsel for Suhail Abdul Anam, et al

Civil Action No.: 04-CV-01194 (HHK)

Karen Lee, D.C. Bar No. 474410

United States District Court for the

District of Columbia Bar No. CO 0017

Pamela Rogers Chepiga, S.D.N.Y. Bar No. PC-6023

Andrew Matheson, N.Y. Bar No. 4231486

Nathan Reilly, S.D.N.Y. Bar No. NR-3467

Allen & Overy LLP

1221 Avenue of the Americas

New York, NY 10020

(212) 610-6300

(212) 610-6399 (fax)

/s/

Counsel for Isa Ali Abdulla Almurbati, et al
Civil Action No.: 04-CV-1227 (RBW)

Stewart D. Aaron
Joshua Colangelo-Bryan
Dorsey & Whitney LLP
250 Park Avenue
New York, NY 10177-1500
Phone (212) 415-9252
Fax (212) 953-7201

Ralph A. Taylor Jr. (DC Bar No: 225219)
Dorsey & Whitney LLP
Suite 400 South
1001 Pennsylvania Avenue, NW
Washington, DC 20004-2533
Phone (202) 824-8847
Fax (202) 442-3199

/s/

Counsel for Mahmood Abdah, et al
Civil Action No.: 04-CV-1245 (HHK)

David H. Remes
D.C. Bar No. 370782
Covington & Burling
1201 Pennsylvania Ave. NW
Washington, DC 20004
Phone 202-662-5212
202-778-5212 (fax)

/s/

Counsel for Salim Ahmed Hamdan, et al
Civil Action No.: 04-CV-1519 (JR)

David H. Remes
D.C. Bar No. 370782
Covington & Burling
1201 Pennsylvania Ave. NW
Washington, DC 20004
Phone 202-662-5212
202-778-5212 (fax)