## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

MAMDOUH HABIB, et al.	) )
Petitioners,	) )
v.	Civil Action No. 02-CV-1130 (CKK)
GEORGE WALKER BUSH, President of the United States, <i>et al.</i>	) ) )
Respondents.	) ) )
MURAT KURNAZ, et al.	) ) )
Petitioners,	)
v.	Civil Action No. 04-CV-1135 (ESH)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) ) )
O. K., et al.	) ) )
Petitioners,	)
v.	Civil Action No. 04-CV-1136 (JDB)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) ) )

MOAZZAM BEGG, et al.	) )
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.	) Civil Action No. 04-CV-1142 (RJL)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) ) )
JAMIL EL-BANNA, et al.	) )
Petitioners,	)
v.	) Civil Action No. 04-CV-1144 (RWR)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) )

LAKHDAR BOUMEDIENE, et al.	) )
Petitioners,	)
v.	) Civil Action No. 04-CV-1166 (RJL)
GEORGE WALKER BUSH, President of the United States, <i>et al.</i>	) )
Respondents.	) ) )
SUHAIL ABDU ANAM, et al.	) )
Petitioners,	) ) )
V.	Civil Action No. 04-CV-1194 (HHK)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) ) )
ISA ALI ABDULLA ALMURBATI, et al.	) )
Petitioners,	) )
v.	Civil Action No. 04-CV-1227 (RBW)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	) ) )
Respondents.	) ) )

MAHMOAD ABDAH, et al.	) )
Petitioners,	)
v.	) Civil Action No. 04-CV-1254 (HHK)
GEORGE W. BUSH, President of the United States, <i>et al</i> .  Respondents.	) ) ) ) ) ) )
DAVID M. HICKS,	
Petitioner,	
v.	Civil Action No. 02-CV-0299 (CKK)
GEORGE W. BUSH, President of the United States, <i>et al</i> .	
Respondents.	

# PETITIONERS' ASSENTED TO MOTION TO ENLARGE TIME TO FILE REPLIES TO RESPONDENTS' RESPONSE TO PETITIONS FOR WRIT OF HABEAS CORPUS AND MOTION TO DISMISS OR FOR JUDGMENT AS A MATTER OF LAW AND INDIVIDUAL RESPONDENTS' MOTION TO DISMISS

Pursuant to Federal Rule of Civil Procedure 6(b), the above-referenced Petitioners, with the assent of Respondents, hereby move for an enlargement of time to file replies to Respondents' Response to Petitions for Writ of Habeas Corpus and Motion to Dismiss or For Judgment as a Matter of Law and Individual Respondents' Motion to Dismiss ("Motions to Dismiss"). In support of this Motion, Petitioners state as follows.

On September 20, 2004, this Court issued a Coordinating Order Setting Filing
 Schedule and Directing the Filing of Correspondence Previously Submitted to the Court
 ("Coordinating Order"). Pursuant to the Coordinating Order, Respondents were required to file,

by October 4, 2004, pursuant to 28 U.S.C. § 2243, responsive pleadings showing cause why Writs of Habeas Corpus and the relief sought by Petitioners should not be granted.

- 2. Pursuant to the Coordinating Order, Petitioners' reply briefs are due to be filed October 12, 2004.
- 3. On October 4, 2004, Respondents filed their Motions to Dismiss, totaling 106 pages.
- 4. Petitioners require additional time to respond fully and effectively to the arguments raised in Respondents' Motions to Dismiss.
- 5. Factual returns have not yet been filed in most of the cases, and must be filed by Respondents by the week of October 18, 2004. The factual returns may provide information relevant to Petitioners' replies.
- 6. This Motion is made in good faith, is not interposed for delay and will not prejudice any party.
  - 7. Respondents have assented to this Motion.

WHEREFORE, Petitioners respectfully request that this Motion be allowed and that the time within which they may file replies to Respondents' Motions to Dismiss be enlarged to November 12, 2004, inclusive of that date.

#### Respectfully Submitted,

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

/s/

Gary A. Isaac Mayer, Brown, Rowe and Maw LLP 190 South La Salle Street Chicago, IL 60603-3441

Tel: (312) 701-7025 Fax: (312) 706-8643

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

Tel: (212) 614-6439 Fax: (212) 614-6499

#### Counsel for Murat Kurnaz, et al. Civil Action No. 04-CV-1135 (ESH)

/s/

Barry J. Pollack (D.C. Bar No. 434513) Collier Shannon Scott, PLLC Washington Harbour 3050 K Street, N.W. Suite 400 Washington, D.C. 20007-5108

Tel: (202) 342-8400 Fax: (202) 342-8451

#### Counsel for O. K., et al. Civil Action No. 04-CV-1136 (JDB)

/s/

Muneer I. Ahmad (D.C. Bar No. 483131) Richard J. Wilson (D.C. Bar No. 425026) American University Washington College of Law 4801 Massachusetts Avenue, N.W.

Washington, D.C. 20016 Tel: (202) 274-4389

Fax: (202) 274-0659

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

Tel: (212) 614-6439 Fax: (212) 614-6499

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

/s/

Timothy S. Susanin (D.C. Bar No. 455429)
U.S. District Court for the District of Columbia
Lawrence S. Lustberg
Gitanjali S. Gutierrez
Gibbons, Del Deo, Dolan, Griffinger &
Vecchione, P.C.
One Riverfront Plaza

Newark, NJ 07102 Tel: (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

Tel: (212) 614-6439

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

/s

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

Tel: (212) 878-8000 Fax: (212) 878-8375

Stacey Becker (D.C. Bar No. 480805) Clifford Chance US LLP 2001 K Street, N.W. Washington, D.C. 20006-1001 Tel: (202) 912-5000

#### Counsel for Jamil El-Banna, et al. Civil Action No. 04-CV-01144 (RWR)

/s/

George Brent Mickum IV (D.C. Bar No. 396142) Douglas J. Behr (D.C. Bar No.163998) Keller and Heckman LLP 1001 G Street, N.W. Suite 500W Washington, D.C. 20001

Tel: (202) 434-4100 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
Tel: (212) 614 6430

Tel: (212) 614-6439 Fax: (212) 614-6499

Joseph Margulies, to be admitted *pro hac vice* Margulies & Richman, PLC 2520 Park Avenue, South Minneapolis, MN 55404 Tel: (612) 872-4900

Fax: (612) 872-4967

#### Counsel for Lakhdar Boumediene, et al. Civil Action No. 04-CV-01166 (RJL)

/s/

Douglas F. Curtis (D.C. Bar No. 420270) Peggy Kuo (D.C. Bar No. 449271) Robert W. Trenchard (admitted pro hac vice) Wilmer Cutler Pickering Hale and Dorr LLP 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*) Wilmer Cutler Pickering Hale and Dorr LLP 60 State Street Boston, MA 02109

Tel: (617) 526-6000 Fax: (617) 526-5000

#### Counsel for Suhail Abdu Anam, et al. Civil Action No. 04-CV-01194 (HHK)

/s/

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

Tel: (212) 610-6300

Fax: (212) 610-6399

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

/s/

Stewart D. Aaron Joshua Colangelo-Bryan Dorsey & Whitney LLP 250 Park Avenue New York, NY 10177-1500

Tel: (212) 415-9200 Fax: (212) 953-7201

Ralph A. Taylor Jr. (D.C. Bar No. 225219) Dorsey & Whitney LLP Suite 400 South 1001 Pennsylvania Avenue, N.W. Washington, D.C. 20004-2533

Tel: (202) 442-3000 Fax: (202) 442-3199

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

/s/

David H. Remes (D.C. Bar No. 370782) Covington & Burling 1201 Pennsylvania Avenue, N.W. Washington, D.C. 20004

Tel: (202) 662-5212 Fax: (202) 662-6291

Marc D. Falkoff (admitted *pro hac vice*) Covington & Burling 1330 Avenue of the Americas New York, NY 10019-5400 Tel: (202) 841-1166

Fax: (202) 441-9166

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
Tel: (212) 614-6439

Tel: (212) 614-6439 Fax: (212) 614-6499

## Counsel for David M. Hicks Civil Action No.: 02-CV-0299 (CKK)

/s/

Marc A. Goldman (D.C. Bar No. 449230 Jenner & Block LLP 601 13th Street, N.W. Suite 1200 South Washington, D.C. 20005-3823

Tel: (202) 639-6087 Fax: (202) 639-6066

#### ASSENTED TO:

#### Attorneys for Respondents

Joseph H. Hunt (D.C. Bar No. 431134) Vincent M. Garvey (D.C. Bar No. 127191) Terry M. Henry Preeya M. Noronha Robert J. Katerberg United States Department of Justice Civil Division, Federal Programs Branch 20 Massachusetts Avenue, N.W., Room 7144 Washington, D.C. 20530 Tel: (202) 514-4107