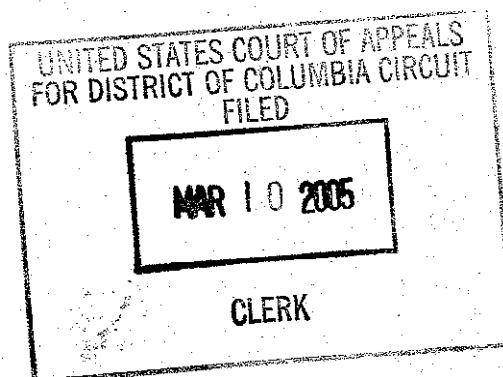


United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 05-8003

September Term, 2004

02cv1130
02cv0299
02cv0828
04cv1227
04cv1254
04cv1135
04cv1136
04cv1137
04cv1144
04cv1164
04cv1194



In re: Guantanamo Detainee Cases,

05-5064

02cv00828

Filed On:

Khaled A. F. Al Odah, Next Friend of Fawzi Khalid
Abdullah Fahad Al Odah, et al.,
Appellants

v.

United States of America, et al.,
Appellees

BEFORE: Sentelle, Garland, and Roberts, Circuit Judges

ORDER

Upon consideration of the petition for interlocutory appeal pursuant to 28 U.S.C. § 1292(b) and motion to expedite appeal filed in No. 05-8003, the joint answer and cross-petition, and the reply, it is

ORDERED that the petition and cross-petition be granted. See 28 U.S.C. § 1292(b). Approval of the petition and cross-petition is without prejudice to reconsideration by the merits panel to which this appeal is assigned. It is

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FURTHER ORDERED that the motion to expedite be granted and that the following briefing schedule and format apply:

Joint Opening Brief for Appellants ---- April 13, 2005
(not to exceed 14,000 words)

Joint Appendix ---- April 13, 2005

Joint Brief for Appellees/Cross-Appellants ---- May 13, 2005
(not to exceed 14,000 words)

Joint Answering and Reply Brief ---- June 13, 2005
for Appellants/Cross-Appellees
(not to exceed 14,000 words)

Reply Brief for Cross-Appellants ---- June 28, 2005
(not to exceed 7,000 words)

Any amici curiae are to file their briefs on the same date as the party they support, and aligned amici must file jointly to the extent possible. See D.C. Cir. Rule 29(d).

The Clerk is directed to schedule this case, which will be assigned a general docket number upon payment of the docketing and filing fees, for oral argument on the first appropriate date after the conclusion of briefing and on the same day, and before the same panel, as No. 05-5062, et al., Boumediene v. Bush.

The Clerk is directed to transmit a certified copy of this order to the district court. With respect to the petition and cross-petition for interlocutory review in No. 05-8003, the district court is directed to file two copies of the order as separate notices of appeal pursuant to Fed. R. App. P. 5 and to collect the mandatory docketing and filing fees from counsel. Upon payment of the fees, the district court is to certify and transmit the preliminary record to this court, after which the cases will be assigned general docket numbers and consolidated with one another. After those general docket numbers have been assigned, No. 05-5064 will be consolidated with those consolidated cases. The parties in all three cases will be required to comply with the briefing schedule and format-established by this order.

Per Curiam

A True copy:

United States Court of Appeals
for the District of Columbia Circuit

By: file T H Deputy Clerk

Page 2