

**APPENDIX – CLAIMS RAISED IN PETITIONS
WITH RESPECT TO LEGALITY OF DETENTION AS ENEMY COMBATANT**

<u>CASE</u>	<u>NO.</u>	5th Am.	6th Am.	8th Am.	14th Am.	War Powers Clause	Susp. of Writ	Alien Tort Statute	Admin. Proc. Act	Geneva Conv.	"Military Regulations"	ICCPR/ ADPRM
<u>Hicks</u> ¹	02-CV-299(CKK)	X		X				X	X	X	X	X
<u>Al Odah</u>	02-CV-828(CKK)	X						X	X			
<u>Habib</u>	02-CV-1130(CKK)	X				X	X			X	X	X
<u>Kurnaz</u>	04-CV-1135(ESH)	X				X	X	X	X	X	X	X
<u>O.K.</u> ²	04-CV-1136(JDB)	X				X		X	X	X	X	X
<u>Begg</u>	04-CV-1137(RMC)	X				X	X		X	X	X	X
<u>Khalid</u>	04-CV-1142(RJL)	X				X	X	X	X	X	X	X
<u>El-Banna</u>	04-CV-1144(RWR)	X				X	X	X	X	X	X	X
<u>Gherebi</u> ³	04-CV-1164(RBW)	X	X	X	X					X		
<u>Boumediene</u>	04-CV-1166(RJL)	X				X	X			X	X	X
<u>Anam</u>	04-CV-1194(HHK)	X				X	X		X	X	X	X
<u>Almurbati</u>	04-CV-1227(RBW)	X				X	X	X	X	X	X	X
<u>Abdah</u>	04-CV-1254(HHK)	X				X	X		X	X	X	X
PLACE WHERE ADDRESSED IN RESPONDENTS' BRIEF:		II.A, II.B.1	II.A, II.B.3	II.A, II.B.3	II.A, II.B.3	I, n.10	II.B.3	III.A	III.A.1.b, n. 65	III.B	III.C	III.B

1. Petitioner Hicks also raises certain claims specific to the issue of the legality of his trial by military commission, which are to be addressed in separate briefing ordered by the Court. See Minute Order in Hicks dated Sept. 29, 2004.

2. Petitioner O.K. also raises certain claims specific to the issue of the legality of detention of enemy combatants under 18 years of age, which are addressed in respondents' brief at page 53, n.64, and page 72, n.81.

3. Petitioner Gherebi's claims are subject to a motion to dismiss previously filed in that case. The arguments in that motion are repeated in this Response.