

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	Civil Action Nos.
)	02-CV-0299 (CKK), 02-CV-828 (CKK)
)	02-CV-1130 (CKK), 04-CV-1135 (ESH)
<i>In re</i> Guantanamo Detainee Cases)	04-CV-1136 (JDB), 04-CV-1137 (RMC)
)	04-CV-1144 (RWR), 04-CV-1164 (RBW)
)	04-CV-1194 (HHK), 04-CV-1227 (RBW)
)	04-CV-1254 (HHK)
_____)	

**NOTICE OF FILING: UNCLASSIFIED VERSION OF MEMORANDUM OPINION
DENYING IN PART AND GRANTING IN PART RESPONDENTS'
MOTION TO DISMISS OR FOR JUDGMENT AS A MATTER OF LAW**

On January 31, 2005, the Court in the above-captioned cases entered a memorandum opinion denying in part and granting in part respondents' motion to dismiss or for judgment as a matter of law. See Memorandum Opinion Denying in Part and Granting in Part Respondents' Motion to Dismiss or for Judgment as a Matter of Law, No. 02-CV-0299, et al., 2005 WL 195356 (D.D.C. Jan. 31, 2005). The memorandum opinion contained certain classified national security information. Accordingly, the Court redacted the classified information from the version of the opinion filed on the public record.

After review of the Court's redactions, it has been determined that certain information redacted by the Court is not classified and, therefore, may be filed on the public record.¹

Information has been "un-redacted" on the following pages of the Court's opinion: 50, 51, 52, 57, 58, 63, 66, and 67.

A copy of the Court's opinion that reflects these changes is attached as Exhibits 1-4. To

¹ It has also been determined that no classified information was released on the public record.

avoid confusion with the Court's prior opinion, the opinion filed today is marked with the following annotation in the upper left corner of each page: "Redactions Modified After Classification Review, March 17, 2005."

Dated: March 17, 2005

Respectfully submitted,

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

/s/ Andrew I. Warden
JOSEPH H. HUNT (D.C. Bar No. 431134)
VINCENT M. GARVEY (D.C. Bar No. 127191)
TERRY M. HENRY
LISA A. OLSON
JAMES J. SCHWARTZ
PREEYA M. NORONHA
NICHOLAS PATTERSON
ROBERT J. KATERBERG
ANDREW I. WARDEN (IN Bar No. 23840-49)
Attorneys
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Ave., N.W. Room 7144
Washington, DC 20530
Tel: (202) 514-4107
Fax: (202) 616-8470

Attorneys for Respondents