Hodges, Keith

Subject:

From: Hodges, Kelth
Thursday, January 19, 2006 12:14 PM

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Attachments: Referred Commission Cases - 18 Jan 08 v2.doc

This email is to provide long-range planning guidance to all counsel in the following cases:

Trial/Session Term of the Military Commission - 27 Feb - 3 Mar 2006

United States v al Bahlul United States v Khadr United States v al Qahtani United States v Barhoumi United States v al Sharbi United States v Muhammad

All counsel on all the above cases are to respond to the Assistant that you received this email. Defense, please also pay special attention to paragraph 6 below.

- 1. The Commission will hold a trial/session term the week of 27 February 2006 at Guantanamo Bay Naval Station, Cuba. Counsel in the above named cases must be prepared to conduct any and all business before the Commission that can be conducted at that time. The individual Presiding Officers, through the Assistant, will work with counsel to determine the exact business to be addressed. Collectively, the Presiding Officers will set the exact schedule and publish it at a later date.
- 2. The Office of the Presiding Officers is advised that there are no Muslim Holy days during the above period. If addressees have different information, please advise somest.
- 3. The first session of the Commission may be held as early as 1300, 27 February 2006. The last session may be held as late as COB Friday, 3 March 2006.
- 4. The Presiding Officers request that counsel for those cases that will not be in session at GTMO during this term still be present at GTMO so that the parties and the PO can work together to discuss issues and make plans. For example, at the last term, the parties were able to discuss and agree on the wording of Protective Orders. The Presiding Officers are aware of the limitations on conferences and discussions versus what must be resolved in a session. All counsel should obtain the appropriate country clearances and make other necessary logistical arrangements.

5. If any counsel in the above listed cases cannot be at GTMO during the February trial/session term, advise the Assistant, and the Presiding Officer and opposing and other counsel on that case, NLT 1200, EST (Monday) 23 January 2006 with the reasons for the unavailability.

6. All Defense counsel.

- a. The fact that an attorney client relationship has not yet been established, or a client has indicated he wishes to proceed pro se, does not amount to "unavailability," and it may suggest a session in February is paramount. Counsel are encouraged to provide such information, however, as it might be useful in planning sessions.
- b. Detailed Defense Counsel will advise if there are any other counsel (military or civilian) who are also detailed, or who may be detailed or may join the case in the future, and who are not on the attached list. If there are other such counsel, advise the Assistant, Presiding Officer, and other counsel on the case and provide email addresses and other contact information.

BY DIRECTION OF THE PRESIDING OFFICERS

Keith Hodges
Assistant to the Presiding Officers
Military Commission

Voice:
Fax:

Referred
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Referred Commission Cases – 18 Jan 06

Case	PO	Prosecution	Defense	Panel	Status
Hicks	Brownback	sst	Mori - Det Lippert - Asst Dratel - Civ	05-0001	Stayed
al Qosi	Brownback	1	Shaeffer - Det Thompson - Asst		Stayed
Hamdan	Brownback		Swift - Det Autorino - Asst Katyal - Civ	1	Stayed
al Bahlul	Brownback		Fleener - Det	1	First restart session held
Khadr	Chester	et	Merriam - Det Ahmad - Civ Wilson - Civ ?? Vokey		First session held
al Qahtani	O'Toole		Broyles - Det	7	
Barhoumi	O'Toole		Faulkner - Det	13	
al Sharbi	O'Toole	1	Kuebler Det	1	
Muhammad	Kohlmann		Bradley - Det Stafford-Smith - Civ		