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**UNITED STATES DISTRICT COURT
 DISTRICT OF OREGON**

AL-HARAMAIN ISLAMIC FOUNDATION,
 INC., *et al.*,

Plaintiffs,

v.

GEORGE W. BUSH, *et al.*,

Defendants.

No. CV 06 274 KI

PLAINTIFFS' MOTION TO ABEY
 PROCEEDINGS ON DEFENDANTS'
 MOTION FOR PROTECTIVE ORDER

By a pleading dated June 9, 2006, defendants moved for a protective order to prevent the deposition of Office of Foreign Assets Control ("OFAC") Acting Director Barbara Hammerle. The purpose of the deposition was to discover the bases for defendants' several assertions that plaintiff Al-Haramain Islamic Foundation, Inc., an Oregon nonprofit corporation, as well as those

associated with it, had somehow been involved in terrorism. Plaintiffs continue to believe that such gratuitous assertions are not only unfounded, they are also highly inflammatory and intentionally prejudicial. The deposition was to provide the basis for a subsequent motion to strike.

Plaintiffs understand that defendants will be moving to dismiss this case on the grounds of the state secrets privilege. In light of defendants' proposed move, plaintiffs believe that it would be best to set aside the issue of the deposition of Ms. Hammerle pending resolution of the defendants' motion to dismiss.

For the foregoing reasons plaintiffs respectfully move this Court for an order holding the issue of the defendants' motion for a protective order in abeyance pending resolution of the defendants' motion to dismiss on the grounds of the state secrets privilege. At the same time, plaintiffs continue to object to any allegation or insinuation that they or any with whom they associate are linked to terrorism.

A proposed order accompanies this motion as Exhibit 1.

DATED: June 19, 2006

Respectfully submitted,



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