

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

ABU BAKKER QASSIM and A'DEL ABDU AL-
HAKIM,

Petitioners/Plaintiffs,

v.

GEORGE W. BUSH, *et al.*,

Respondents/Defendants.

Case No. 05-0497 (JR)

NOTICE OF CROSS-APPEAL

Pursuant to Fed. Rr. App. P. 3 and 4(a)(3), Petitioners Abu Bakker Qassim and Adel Abd' Al-Hakim hereby notice their cross-appeal to the United States Court of Appeals for the District of Columbia Circuit of so much of the Court's order dated April 13, 2005 [Docket No. 14] as grants a stay of pretrial proceedings in these *habeas corpus* proceedings. The portion of the order appealed from violates the mandate of the Supreme Court of the United States in *Rasul v. Bush*, 542 U.S. ___, 124 S. Ct. 2686, 2698-99 (2004), that the district courts "consider in the

first instance the merits” of the allegations raised by Petitioners, who are illegally held at Guantanamo Bay, Cuba.

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