

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

_____)	
FALEN GHEREBI,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 04-CV-1164 (RBW)
)	
BARACK OBAMA,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
_____)	
TAJ MOHAMMAD,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 05-CV-879 (RBW)
)	
BARACK OBAMA,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
_____)	
KARIM BOSTAN,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 05-CV-883 (RBW)
)	
BARACK OBAMA,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
_____)	

NASRULLAH,
Petitioner,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 05-CV-891 (RBW)

ASIM BEN THABIT AL-KHALAQI,
Petitioner,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 05-CV-999 (RBW)

MOHAMMED AMON,
Petitioner,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 05-CV-1493 (RBW)

ABDULLAH M. AL-SOPAI EX REL.
ABDALAHADI M. AL-SOPAI

Petitioner,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-1667 (RBW)

KADEER KHANDAN,

Petitioner,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-1697 (RBW)

ISSAM HAMID ALI BIN ALI AL JAYFI,
ET AL.,

Petitioners,

v.

BARACK OBAMA,
President of the United States, *et al.*,

Respondents.

Civil Action No. 05-CV-2104 (RBW)

SHARAF AL SANANI, ET AL.,
Petitioners,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 05-CV-2386 (RBW)

WASIM and QAYED,
Petitioners,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 06-CV-1675 (RBW)

RABIA KHAN EX REL. MAJID KHAN,
Petitioner,
v.
BARACK OBAMA,
President of the United States, *et al.*,
Respondents.

Civil Action No. 06-CV-1690 (RBW)

)	
MUHAMMED MUHAMMAD SALEH)	
NASSER EX REL. ABDULRAHMAN)	
MUHAMMAD SALEH NASSER,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 07-CV-1710 (RBW)
)	
BARACK OBAMA,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
)	
)	
ABDUL RAHMAN UMIR AL QYATI and)	
SAAD MASIR MUKBL AL AZANI,)	
)	
Petitioner,)	
)	
v.)	Civil Action No. 08-CV-2019 (RBW)
)	
BARACK OBAMA,)	
President of the United States, <i>et al.</i> ,)	
)	
Respondents.)	
)	

**RESPONDENTS’ STATUS REPORT RELATING TO PETITIONERS WHO WERE
CLEARED FOR TRANSFER BY THE DEPARTMENT OF DEFENSE**

Respondents respectfully submit this status report pursuant to the Court’s Order of March 3, 2009, requiring Respondents to identify for the Court petitioners in the above-captioned cases who were previously approved for transfer by the Department of Defense. The following petitioners in the above-captioned cases were previously approved for transfer from Guantanamo Bay Naval Base:

PETITIONER	ISN	CASE NUMBER	CASE STATUS
AL YAFI, AL KHADR ABDALLAH MUHAMMED	34	05-2386	Stayed
ABDALLAH, SAYF BIN (SALAH BIN AL HADI ASASI)	46	05-2386	Stayed
AL AASMI, ASSEM MATRUQ MOHAMMAD	49	05-2386	Active
BIN HAMIDA, ADIL MABROUK (BOUGHANMI)	148	05-2386	Stayed
AL KHALAQI, ASIM THAHIT ABDULLAH	152	05-999	Stayed
ABDULAYEV, OMAR HAMZAYAVICH	257	05-2386	Active
JABAROV, JAMALUDINOVICH ABU BAKIR	452	05-2386	Active
HAMIDULLAH, ALI SHER	455	05-2386	Active
QYATI, ABDUL RAHMAN UMIR AL	461	05-2019	Active
AL QUWARI, MAHRAR RAFAT	519	05-2386	Active
AL NOOFAYAE, ABDALAZIZ KAREEM SALIM	687	05-2386	Active

Further, Executive Order 13,492: Review and Disposition of Individuals Detained at the Guantanamo Bay Naval Base and Closure of Detention Facilities, 74 Fed. Reg. 4897 (Jan. 22, 2009), finds that “the Department of Defense has determined that a number of the individuals,” such as the above-referenced petitioners, “currently detained at Guantanamo are eligible for [] transfer or release,” *id.* § 2(a), and that “[n]ew diplomatic efforts may result in an appropriate disposition of a substantial number of individuals currently detained at Guantanamo,” *id.* § 2(e). Accordingly, the Order requires a Review to “determine, on a rolling basis and as promptly as possible with respect to the individuals currently detained at Guantanamo, whether it is possible to transfer or release the individuals consistent with the national security and foreign policy

interests of the United States and, if so, whether and how the Secretary of Defense may effect their transfer or release.” *Id.* § 4 (c).

Dated: March 4, 2009

Respectfully submitted,

MICHAEL F. HERTZ
Acting Assistant Attorney General

TERRY M. HENRY
Assistant Branch Director

/s/ Christopher Hardee

PAUL AHERN
CHRISTOPHER HARDEE (D.C. Bar No. 458168)
Attorneys
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue N.W.
Washington, DC 20530
Tel: (202) 305-8356
Fax: (202) 305-2685

Attorneys for Respondents