

## **EXHIBIT G**

## **Gibson, John (ATL Attorney)**

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**From:** Henry, Terry (CIV) [Terry.Henry@usdoj.gov]  
**Sent:** Sunday, November 30, 2008 4:53 PM  
**To:** Gibson, John (ATL Attorney)  
**Subject:** RE: Mohammon v. Bush, No. 05-cv-2386 (DDC)

**Follow Up Flag:** Follow up  
**Flag Status:** Red

Thanks for your response. As a general matter, deviations from sequencing typically reflect issues related to the clearance of proposed evidence for use in the factual returns, as more fully described in respondents' Aug. 29, 2008 motion for relief from the scheduling order in these cases. As you can appreciate, we are not in a position to discuss particulars of this case; such discussions at a minimum would tend to compromise information protected by attorney-client, work product, or other privileges or protections.

If this changes your position, please let me know; otherwise, I'll put you down as opposing our request. Thanks.

Best regards,

Terry M. Henry  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107

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-----Original Message-----

**From:** Gibson, John (ATL Attorney)  
[mailto:jogibson@kilpatrickstockton.com]  
**Sent:** Sunday, November 30, 2008 4:37 PM  
**To:** Henry, Terry (CIV)  
**Cc:** Garrett, Allen; Bogan, Jay; Schulof, Daniel  
**Subject:** RE: Mohammon v. Bush, No. 05-cv-2386 (DDC)

Mr. Henry,  
Thank you for your message. Unfortunately, without knowing the reasons why the government is having difficulties completing Mr. Al Sanani's factual return, we are not in a position to agree to your motion. If you are in a position to clarify the difficulties you are facing, we might be able to come to an agreement that is in both parties' interests. Please let me know if you would like to discuss this further.

Regards,

John Gibson

-----Original Message-----

**From:** Henry, Terry (CIV) [mailto:Terry.Henry@usdoj.gov]

Sent: Sat 11/29/2008 4:55 PM  
To: Gibson, John (ATL Attorney)  
Subject: Mohammon v. Bush, No. 05-cv-2386 (DDC)

Dear Counsel:

We will be moving tomorrow or Monday to deviate from the sequence of filing factual returns contemplated by Judge Hogan's scheduling orders with respect to petitioner ISN 170 due to difficulties we have had completing the petitioner's return. In other words, this petitioner's return would be delayed and not filed this month. I assume that you will oppose the motion, but please let me know if that is not the case.

Thanks.

Terry M. Henry  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107

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