

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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IN RE:	: Misc. No. 08-442 (TFH)
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GUANTÁNAMO BAY	: Civil Action Nos.
DETAINEE LITIGATION	:
	: 02-CV-0828, 04-CV-1164, 04-CV-1194,
	: 04-CV-1254, 04-CV-2022, 04-CV-2046,
	: 05-CV-0023, 05-CV-0247, 05-CV-0270,
	: 05-CV-0280, 05-CV-0329, 05-CV-0359,
	: 05-CV-0392, 05-CV-0492, 05-CV-0520,
	: 05-CV-0526, 05-CV-0634, 05-CV-0748,
	: 05-CV-0764, 05-CV-0877, 05-CV-0883,
	: 05-CV-0889, 05-CV-0892, 05-CV-0993,
	: 05-CV-0998, 05-CV-1124, 05-CV-1189,
	: 05-CV-1220, 05-CV-1347, 05-CV-1353,
	: 05-CV-1429, 05-CV-1457, 05-CV-1487,
	: 05-CV-1490, 05-CV-1497, 05-CV-1504,
	: 05-CV-1506, 05-CV-1555, 05-CV-1592,
	: 05-CV-1601, 05-CV-1607, 05-CV-1623,
	: 05-CV-1638, 05-CV-1645, 05-CV-1646,
	: 05-CV-1678, 05-CV-1971, 05-CV-1983,
	: 05-CV-2104, 05-CV-2185, 05-CV-2186,
	: 05-CV-2199, 05-CV-2249, 05-CV-2367,
	: 05-CV-2379, 05-CV-2380, 05-CV-2384,
	: 05-CV-2385, 05-CV-2386, 05-CV-2387,
	: 05-CV-2479, 06-CV-1668, 06-CV-1684,
	: 06-CV-1690, 06-CV-1758, 06-CV-1761,
	: 06-CV-1767, 07-CV-1710, 07-CV-2338,
	: 08-CV-0987, 08-CV-1101, 08-CV-1104,
	: 08-CV-1153, 08-CV-1221, 08-CV-1224,
	: 08-CV-1228, 08-CV-1232, 08-CV-1233,
	: 08-CV-1235, 08-CV-1236, 08-CV-1238,
	: 08-CV-1360, 08-CV-1440, 08-CV-1789,
	: 08-CV-1805, 08-CV-1828, 08-CV-1923,
	: 08-CV-2019
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**[PROPOSED] ORDER DENYING MOTION TO CONFIRM
DESIGNATION OF UNCLASSIFIED FACTUAL RETURNS AS "PROTECTED"**

The government's motion to confirm the designation of unclassified factual returns as "protected," pursuant to paragraph 34 of the protective order, is hereby DENIED for the reasons set forth in the petitioners' memorandum in opposition to the motion.

It is hereby FURTHER ORDERED that if the government has a genuine need to designate information as "protected," it must identify the specific information, articulate its reasons, meet and confer with opposing counsel, and, only if necessary, file a motion before the Merits Judge limited to the specific information at issue in that case.

SO ORDERED, this ___ day of _____ 2009, at Washington, D.C.

United States District Judge