

counsel to pursue this action and explaining why counsel was unable to secure a signed authorization.¹ To date, counsel has not been able to meet with Petitioner, primarily due to delay in obtaining security clearance. As such, counsel for Petitioner seek an extension of time through and including March 31, 2009 to obtain Mr. al Ansi's authorization, which the Government does not oppose.

Traverse

Petitioner requested discovery pursuant to Section I(E)(1) of Judge Kessler's Case Management Order on January 27, 2009. The Government has indicated through filings on January 30, 2009, that it intends to make some discovery and/or exculpatory evidence available. Petitioner also intends to seek additional discovery by permission of Court and is presently conferring with the Government on that issue.

According to Section I(G) of Judge Kessler's Case Management Order, Petitioner has until February 13, 2009 to file a traverse (fourteen days after the Government files its notice relating to exculpatory evidence). Because counsel has not met with Petitioner or reviewed all of the available classified documentation, Petitioner does not have the necessary tools to file a traverse on February 13, 2009,

¹ Judge Hogan ordered on December 16, 2008, that all further motions to amend the Case Management Order be directed to the Merits Judges. *In re Guantánamo Bay Litigation*, No. 08-442 (TFH) at 4, December 16, 2008 [#1315]. Because this motion deals with deadlines set by Judge Kessler's Case Management order, as well as deadlines previously set by Judge Hogan, Petitioner files this motion both before Judge Hogan and Judge Kessler.

as required by Section I(G) of Judge Kessler's Case Management Order.

Therefore, counsel for Petitioner seek an extension of time through and including April 27, 2009 to file his traverse to allow time to meet with Mr. al Ansi and conduct discovery. The Government does not oppose this extension of time.

WHEREFORE, for the reasons set forth herein, Petitioner respectfully requests that the deadline to obtain client authorization be extended through and including March 31, 2009 and the deadline to file a traverse be extended through and including April 27, 2009. A proposed order is attached hereto.

Respectfully submitted, this 3rd day of February, 2009.

/s/ Lisa R. Strauss

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CERTIFICATE OF CONFERRAL

The undersigned certifies that she conferred by telephone in good faith with the Government and the Government does not oppose Petitioner's Motion to Amend Deadlines in the Case Management Order and for an Extension of Time to Obtain Client Authorization.

This 3rd day of February, 2009.

 /s/ Lisa R. Strauss

Lisa R. Strauss

CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2009, I electronically filed the foregoing PETITIONER'S UNOPPOSED MOTION TO AMEND DEADLINE IN CASE MANAGEMENT ORDER AND FOR AN EXTENSION OF TIME TO OBTAIN CLIENT AUTHORIZATION with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

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