

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

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|----------------------------------|---|--------------------------------|
| AHMED BELBACHA (ISN 290), |) | |
| |) | |
| <i>Petitioner,</i> |) | Misc. No. 08-442 (TFH) |
| |) | |
| v. |) | Civil Action No. 05-2349 (RMC) |
| |) | |
| BARACK H. OBAMA, <i>et al.</i> , |) | |
| |) | |
| <i>Respondents.</i> |) | |
| |) | |

JOINT MOTION REGARDING BRIEFING SCHEDULE

Mr. Belbacha's reply to Respondents' Opposition (Doc. 172) to his Emergency Motion (Doc. 168) is due on Monday, March 22, 2010. However, the Supreme Court is scheduled to consider the certiorari petition in *Kiyemba v. Obama*, No. 05-5487 (D.C. Cir.), at its Conference today, March 19, 2010. The Court's disposition of the petition might be relevant to Mr. Belbacha's Emergency Motion. Mr. Belbacha may wish to address the Court's disposition in his reply. Respondents may wish to address the disposition in a supplemental memorandum.

In the interest of efficiency, and to avoid advantage to either party, the parties respectfully request that the Court issue an order providing as follows: (1) If Respondents elect to file a supplemental memorandum, Mr. Belbacha will file his reply, and Respondents their memorandum simultaneously, on a date not earlier than Wednesday, March 24, 2010, and not later than Friday, March 26, 2010, as the parties may agree. (2) If Respondents elect not to file a memorandum, Mr. Belbacha will file his reply by Wednesday, March 24, 2010.

If the Supreme Court does not reach a decision on the certiorari petition at its March 19, 2010 Conference (*e.g.*, the petition is relisted for another Conference), the parties reserve the right to file supplemental memoranda, if appropriate, if a decision is reached later.

Respectfully submitted,

/s/

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