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

IN RE:

**GUANTANAMO BAY
DETAINEE LITIGATION**

Misc. No. 08-442 (TFH)

Civil Action No. 05-00247 (HHK)

**PETITIONERS' RESPONSE TO RESPONDENTS'
MOTION FOR RELIEF FROM SCHEDULING ORDER**

Respondents request that they be excused from the requirement of the Court's July 11, 2008 Scheduling Order (Misc. No. 08-0442) (dkt. no. 53) that respondents produce 50 factual returns by August 29, 2008. Respondents further acknowledged at the time of filing, they intended to file 14 proposed amended factual returns. Petitioner's case is one of the 14 in which proposed amended returns and a corresponding motion for leave to file such return (document 93) was filed in compliance with the Court's scheduling order.

Accordingly, the Court should deny respondents' motion for relief from scheduling order as moot.

Respectfully submitted,
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By s/ Robert C. Weaver

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