IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

IN RE:

Misc. No. 08-0442 (TFH)

GUANTANAMO BAY DETAINEE LITIGATION Civ. No. 05-2386 (RBW)

RESPONSE TO JULY 29, 2008 ORDER

In accordance with this Court's July 29, 2008 Order, counsel for Petitioner Samir Last Name Unknown, a/k/a Mohammed Noor Uthman, ISN 707, ("Petitioner" or "Mr. Uthman") hereby provides the attached declaration explaining counsel's authority to represent Mr. Uthman. A one page supplemental declaration has been submitted *in camera* review explaining why counsel has been "unable to secure a signed authorization" from Mr. Uthman.

Dated: September 26, 2008 San Francisco, California

Respectfully submitted,

By: /s/ JAMES A. NICKOVICH

James A. Nickovich [See LCvR 83.2(g)] PERKINS COIE LLP Four Embarcadero Center, Suite 2400 San Francisco, California 94111-4131

Tel: (415) 344-7084 Fax: (415) 344-7284

Howard Ross Cabot [See LCvR 83.2(g)] PERKINS COIE BROWN & BAIN P.A. 2901 North Central Avenue, Suite 2000 Phoenix, Arizona 85012-2788

Tel: (602) 351-8235 Fax: (602) 648-7135

Attorneys for Petitioner Samir Last Name Unknown a/k/a Mohammed Noor Uthman ISN 707 LEGAL14704178.1