



**RE: Slahi v. Bush, No. 05-569 (DDC)**

De : **sylvia royce** (sylvia\_royce@hotmail.com)

Envoyé : mar. 30/09/08 15:24

À : sylvia\_royce@hotmail.com

Dear Terry,

In light of our exchanges earlier today and given that you do not seem to be prepared to assure me that you will file your motion to amend sometime in October, I oppose taking his case out of sequence.

Sylvia Royce  
(202) 362-3445 (tel)  
(202) 686-4271 (fax)  
5505 Connecticut Avenue, NW #340  
Washington, DC 20015  
USA

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Subject: RE: Slahi v. Bush, No. 05-569 (DDC)

Date: Tue, 30 Sep 2008 15:09:38 -0400

From: Terry.Henry@usdoj.gov

To: sylvia\_royce@hotmail.com

Sylvia,

I received that further guidance I was awaiting. What I can tell you is that the delay is due to issues related to the clearance of proposed evidence for use in the factual returns, as more fully described in Respondents' Motion for Partial and Temporary Relief from the Court's July 11, 2008 Scheduling Order (Misc. No. 08-0442) (dkt. no. 317). That's about as much detail as I can provide. Let me know your position.

Thanks very much.

Terry

*Terry M. Henry  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107*

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**From:** Henry, Terry (CIV)

**Sent:** Tuesday, September 30, 2008 1:43 PM

**To:** sylvia royce  
**Subject:** RE: Slahi v. Bush, No. 05-569 (DDC)

I appreciate it. I can't send it at this point because the discussion in it would be classified. It may be that I get some further guidance on that issue that would permit me to send it, but I'm waiting on that guidance at this point. Should I just say you reserve your position for now?

*Terry M. Henry*  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107

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**From:** sylvia royce [mailto:sylvia\_royce@hotmail.com]  
**Sent:** Tuesday, September 30, 2008 1:30 PM  
**To:** Henry, Terry (CIV)  
**Subject:** RE: Slahi v. Bush, No. 05-569 (DDC)

Could you please send me the draft of your motion? I'd like to try to agree on this if at all possible.

Sylvia

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Subject: RE: Slahi v. Bush, No. 05-569 (DDC)  
Date: Tue, 30 Sep 2008 13:27:48 -0400  
From: Terry.Henry@usdoj.gov  
To: sylvia\_royce@hotmail.com

Thanks, Sylvia. I think it might be enough, but I can't say for sure at this point. Should I just note in our motion that you are willing only to consent to a 30-day extension so that the return would be filed in October? Or since I can't make a guarantee, should I just say you oppose the relief?

Thanks.

Terry

*Terry M. Henry*  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107

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**From:** sylvia royce [mailto:sylvia\_royce@hotmail.com]  
**Sent:** Tuesday, September 30, 2008 1:25 PM

**To:** Henry, Terry (CIV)  
**Subject:** RE: Slahi v. Bush, No. 05-569 (DDC)

Dear Terry,

I appreciate the notice; it makes it easier to plan the rest of my work. I will consent to a 30-day extension for your motion to amend the factual return (that is, until October 30, 2008). Will that be sufficient? If not, I will oppose your motion.

Sincerely,

Sylvia Royce  
(202) 362-3445 (tel)  
(202) 686-4271 (fax)  
5505 Connecticut Avenue, NW #340  
Washington, DC 20015  
USA

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Subject: Slahi v. Bush, No. 05-569 (DDC)  
Date: Tue, 30 Sep 2008 13:14:00 -0400  
From: Terry.Henry@usdoj.gov  
To: sylvia\_royce@hotmail.com

Dear Sylvia:

We will be moving today to deviate from the sequence of filing factual returns contemplated by Judge Hogan's order with respect to petitioner ISN 760 due to difficulties we have had completing the petitioner's return. In other words, this petitioner's return would be delayed and not filed this month. I assume that you will oppose the motion, but please let me know if that is not the case.

Thanks.

*Terry M. Henry  
Assistant Branch Director  
Civil Division, Federal Programs Branch  
U.S. Department of Justice  
Tel. 202.514.4107*

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