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. 05-2386 (RBW)

AL YAFIE AND AL BIHANI STATUS REPORT

Petitioners Alkhadr Al Yafie and Toffiq Al Bihani respectfully submit this status report

pursuant to the July 11, 2008 Scheduling Order issued by Judge Hogan in this litigation.

Status of Petitioners

1. Petitioner Al Yafie (ISN 34) is currently being held in Camp I. He is cleared for

release. His Combatant Status Review Tribunal record has not been produced by the United States in his Detainee Treatment Act case and no factual return has been filed in this case.

2. Petitioner Al Bihani (ISN 893) is currently being held in Camp IV. He is not cleared for release. His CSRT record has not been produced by the United States in his Detainee Treatment Act case and no factual return has been filed in this case.

Respectfully submitted,

/s/George M. Clarke III George M. Clarke III D.C. Bar No. 480073 Miller & Chevalier Chartered 655 15th Street, NW, Suite 900 Washington, DC 20005 Telephone: (202) 626-1573 Facsimile: (703) 598-5121