

# EXHIBIT A

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From: Marconda, Scott (CIV) [mailto:Scott.Marconda@usdoj.gov]

Sent: Friday, October 10, 2008 2:42 PM

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Cc: Subar, Judry (CIV); Henry, Terry (CIV); Warden, Andrew (CIV); Mason, Kathryn (CIV)  
Subject: Meet & Confer wrt 08-0442 Motion to Dismiss Improper Respondents

Counsel:

Respondents intend to file a motion to dismiss improper respondents in each of your cases. An improper respondent is anyone other than the Secretary of Defense in his official capacity. The basis of the motion is similar to those previously filed before Judges Leon and Sullivan (see e.g., 04-cv-1166-RJL Dkt#128). Please advise if you oppose the motion by noon October 14, 2008, ET. Thanks.

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