

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

IN RE:

**GUANTANAMO BAY
DETAINEE LITIGATION**

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) **Misc. No. 08-442 (TF)**
) **Civil Action No. 05-1487 (RMC)**
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**PETITIONER JAWAD JABBAR SADKHAN AL-SAHLANI'S
MEMORANDUM IN OPPOSITION TO
RESPONDENTS' MOTION TO DISMISS IMPROPER RESPONDENTS**

Petitioner Jawad Jabbar Sadkhan Al-Sahlani (“Jawad”), through his attorneys, respectfully submits this opposition to Respondents’ Motion to Dismiss Improper Respondents.

Jawad hereby adopts the opposition filed today in *Mousovi v. Bush*, 05-CV-1124 (RMC), *Al Razak v. Bush*, 05-CV-1601 (GK), *Zadran v. Bush*, 05-CV-2367 (RWR), and the *In re Guantánamo Bay Detainee Litigation* (Misc. No. 08-442, Dkt. No. 872.) As in those cases, the President, the Secretary of Defense, and Jawad’s immediate custodians are respondents in these proceedings. Jawad’s counsel informed Respondents’ counsel by e-mail that Jawad is willing to consent to the Government’s motion without prejudice, provided that safeguards are put in place to prevent substantial prejudice to Jawad’s rights. (*See* e-mail from Sarah Crane, Jenner & Block LLP, to Scott Marconda, U.S. Dep’t of Justice dated October 13, 2008, attached as Exhibit A.) Respondents’ counsel did not respond to this e-mail before filing their motion.

WHEREFORE, Petitioner Jawad Jabbar Sadkhan Al-Sahlani respectfully requests that this Court deny Respondents’ Motion.

<p>Dated: October 30, 2008</p> <p>JENNER & BLOCK LLP Jeffrey D. Colman Sapna G. Lalimalani Sarah E. Crane 330 North Wabash Avenue Chicago, Illinois 60611 T: (312) 222-9350 F: (312) 527-0484</p> <p>LAW OFFICES OF WILLIAM A. WERTHEIMER, JR. William A. Wertheimer, Jr. 30515 Timberbrook Lane Bingham Farms, Michigan 48025 T: (248) 644-9200 F: (248) 593-5128</p> <p>Of Counsel: CENTER FOR CONSTITUTIONAL RIGHTS Shayana Kadidal 666 Broadway 7th Floor New York NY 10012 T: (212) 614-6438 F: (212) 614-6499</p> <p>(Attorneys for Petitioner)</p>	<p>Respectfully submitted,</p> <p>BY: <u>s/ Jeffrey D. Colman</u> One of the Attorneys for Petitioner</p>
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CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2008, I filed the foregoing Memorandum in Opposition to Respondents' Motion to Dismiss Improper Respondents with the Court's CM/ECF system and caused all attorneys of record, listed below, to be served via that system.

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s/ Jeffrey D. Colman
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