

**UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA**

Talal AL-ZAHRANI, et al.,)

)

Plaintiffs,)

)

v.)

Case No.: 1:09-CV-00028 (ESH)

)

Donald RUMSFELD, et al.)

)

and)

)

UNITED STATES,)

)

Defendants.)

)

NOTICE OF SUPPLEMENTAL AUTHORITY

The United States and the individual defendants respectfully notify the Court of the Supreme Court’s recent decision to deny certiorari in *Rasul v. Myers*, No. 09-227. Defendants rely on *Rasul* in their motions to dismiss and their supporting replies. The Supreme Court issued its decision after Defendants filed their supporting replies. A list of the Supreme Court’s recent certiorari decisions, including its decision to deny certiorari in *Rasul*, is attached.

Dated: December 15, 2009

Respectfully submitted,

TONY WEST
Assistant Attorney General, Civil Division

ANN M. RAVEL
Deputy Assistant Attorney General

TIMOTHY P. GARREN
Director, Torts Branch

ANDREA W. McCARTHY
Senior Trial Counsel

/s/ Paul E. Werner

ZACHARY C. RICHTER
(Texas Bar # 24041773, under LCvR 83.2(e))

PAUL E. WERNER
(MD Bar, under LCvR 83.2(e))

Trial Attorneys

UNITED STATES DEPARTMENT OF JUSTICE
Torts Branch, Civil Division

P.O. Box 7146

Ben Franklin Station

Washington, D.C. 20044

(202) 616-4152 (phone)

(202) 616-4314 (fax)

Attorneys for the United States and the Individual
Named Defendants

CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2009, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Pardiss Kebriaei
Shayana Kadidal
CENTER FOR CONSTITUTIONAL RIGHTS
666 Broadway, 7th Floor
New York, NY 10012
pkebriaei@ccrjustice.org
Counsel for Plaintiffs

Meetal Jain
International Human Rights Law Clinic
American University
WASHINGTON COLLEGE OF LAW
4801 Massachusetts Ave., NW
Washington, DC 20016
mjain@wcl.american.edu
Counsel for Plaintiffs

/s/ Paul E. Werner
PAUL E. WERNER
(MD Bar, under LCvR 83.2(e))
Trial Attorney
United States Department of Justice
Torts Branch, Civil Division
P.O. Box 7146
Ben Franklin Station
Washington, DC 20044
(202) 616-4152 (phone)