PRO SE FILING / MOTION
July 5, 08
U.S.A v. Sheikh Mohammed Et al - ISN 10018

Waiver of Presence of Counsel on July 9th 2008 Session

1. I, Ali Abdul-Aziz Ali, the signer below, would like to present to his excellency the Judge my request for not having the three standby counsels(Mr. Jeff Robinson; Major Amy Fintzgibbon; Miss Ammanda Lee) present at the designated session dated for Wednesday, July 9, 2008 at 16:30.
2. As I wish to request the presence of LCDR Brian Mizer said session in his capacity as a standby counsel as it was agreed upon during the first session—the arraignment stage.
3. This request was written in accordance with my personal wish in addition to my right for designating those individuals that should attend, and those that should not attend, at a designated session. With the knowledge that the three individuals mentioned above are not considered to be the principal counsels but rather a standby counsels as it was agreed upon with the Judge during the first session.
4. I had written a letter dated Thursday July 4th and another on Friday July 5, 2008 to the four counsels explaining my reasons behind this decision that I undertook.
5. Thus far, as a matter of fact, I have neither met, nor have I engaged, with Mr. Jeff Robinson and Miss Ammanda Lee because their authorization documents to appear in Cuba, to my knowledge, have not been issued yet. Despite of this, I shall request of them to meet with me later after the session on Wednesday July 9, 2008 and my meeting with them will not influence my decision to remain 'pro se'. With all of this, my request will not impact the continuation to the proceedings with the attached dates suggested by you.
6. Finally, if his Excellency the Judge would, through this plead, grant me the status of 'pro se' as I was and continue to be and also to designate my presence before the Court as 'pro se' on Thursday July 10, or on July 11, 2008, either date is agreeable to me.

Respectfully,
Ali Abdul-Aziz Ali

Signature

Saturday July 5,2008

ISN: 10018
Rec'd: 7/15/08

DATE:
SAT
5th July 08

U.S.A
v.
SHEIKH MOHAMMED
et al

Waiver of Presence of Counsel
on July 9th Session
وثيقة تنازل حضور المحامي في جلسة
9 يوليو ٢٠٠٨

١- أنا، علي عبدالعزيز علي، الموقع أدناه أود أن أقدم لسيادة القاضي إشعار بأنني أطلب عدم حضور المحاميين البديلين standby counsel الثلاثة: ① السيد جيف رابنسون Mr. Jef Robinson ② الرائدة إيمي فنتزجبون Maj Amy Fintzgibbon ③ الآنسة آماندا لي Miss Amanda Lee في الجلسة المحددة موعدها يوم الاربعاء الموافق 9 يوليو ٢٠٠٨ الساعة 16:30.

٢- كما أنني أطلب حضور مقدم رائد برايان مايزر LCDR Brian Mizer في تلك الجلسة بصفته كمحامي بديل standby counsel كما تم الاتفاق على ذلك المنصب في الجلسة الاولى "Arraignment".

٣- تم تحرير هذا الطلب بناء على رغبتي الشخصية بالإضافة إلى حقي في تعيين الاشخاص الذي ينبغي حضورهم أو اعفاء الذين لا ينبغي حضورهم في جلسة معينة. علماً ان الاشخاص الثلاثة المذكورين بالاعلى لا يعتبرون محامون أهليون بل كبدلاء او كما تم الاتفاق مع القاضي في الجلسة الاولى.

٤- علماً أنني كتبت رسالة مؤرخة الخميس ٤ يوليو وأخرى الجمعة ٥ يوليو ٢٠٠٨ إلى المحامين الاربعة وشرحت لهم اسبابي وراء اتخاذ هذا القرار.

٥- علماً بأنني لم اقابل أو ارتبط بالسيد جيف رابنسون والسيدة أماندا لي حتى الان لان تصاريحهم للحضور في كوبا لم تصدر حتى الآن على حد علمي ولكنني بالرغم من ذلك سوف اطلب منهم لمقابلتي في وقت لاحق بعد جلسة يوم الاربعاء ٩ يوليو ٢٠٠٨ ومقابلتي لهم سوف لن يؤثر على قراري بالبقاء مع أل "Pro se". لهذا اتوقع ان طلبي هذا سوف لن يؤثر على متابعة المواعيد المقترحة من قبلكم.

٦- ختاما إذا يستطيع حضرة القاضي عن طريق هذا الالتماس بإلحاقي مع أل "Pro se" كما كنت عليه ولازلت وكذلك تعيين تاريخ حضوري في المحاكمة مع أل "Pro se" في يوم الخميس ١٠ يوليو "وهو نفس اليوم الذي يحضر فيه أل "Pro se" أو ١١ يوليو ٢٠٠٨ فإنني موافق.

مع الاحترام

علي عبدالعزيز علي

ALI ABDUL-AZIZ ALI

السبت ٥ يوليو ٢٠٠٨

5 July 2008 SAT

[redacted]

From: [redacted]
Sent: Tuesday, September 02, 2008 5:33 PM
To: [redacted]

Subject: FW: U.S. v. Mohammed et al: Commission Ruling re D-028

Col Kohlmann has directed that the below email be forwarded to counsel in US v Mohammed et al. and to other interested persons.

V/r,

LTC [redacted]
Seni
Military Commissions Trial Judiciary
Department of Defense

-----Original Message-----
From: Kohlmann Col Ralph H [redacted]
Sent
To: [redacted]
Subj Commission Ruling re D-028

[redacted]: Please forward this message to the appropriate persons.
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All,

1. This responds to D-028. D-028 is a typed letter from Mr. Ali to the Military Judge. D-028 is not in motion format. The Commission will treat D-028 as a special request for relief from Mr. Ali. The Government did not provide a response to D-028.

2. In D-028, Mr. Ali addressed his wishes concerning his pro se status and the persons he wished to have serve as as his assistants and consultants.

3. This matter was addressed by the Commission during the hearings conducted on 9-10 July.

4. The prosecution is directed to ensure personal service of a copy (and Arabic translation thereof) of this message on the pro se parties as soon as possible. The prosecution should advise the Military Judge concerning the completion of this task.

V/R
Ralph H. Kohlmann
Colonel, U.S. Marine Corps
Military Judge