

**MILITARY COMMISSIONS TRIAL JUDICIARY
GUANTANAMO BAY, CUBA**

UNITED STATES OF AMERICA

v.

**KHALID SHAIKH MOHAMMAD,
WALID MUHAMMAD SALIH
MUBARAK BIN ATTASH,
RAMZI BIN AL SHIBH,
ALI ABDUL AZIZ ALI,
MUSTAFA AHMED ADAM
AL HAWSAWI**

AE 115B

AMENDED DOCKETING ORDER

4 February 2013

1. A hearing in this case will take place 11-14 February 2013 at the US Naval Station, Guantanamo Bay, Cuba. The hearing will begin at 0900 on 11 February 2013.
2. All accused must be present for the session on 11 February 2013.
3. The Commission will hear argument on the following motions during the session:
 - a. **AE 133:** Emergency Defense Motion to Remove Sustained Barrier to Attorney-Client Communication and Prohibit Any Electronic Monitoring and Recording of Attorney-Client Communication in any Location
 - b. **AE 046:** Defense Motion to Compel Witnesses in Support of AE031- Joint Defense Motion to Dismiss for Unlawful Influence.
 - c. **AE 008:** Defense Motion to Dismiss For Defective Referral.
 - d. **AE 018:** Government Motion for Privileged Written Communications Order/**AE 049:** Government's Renewed Motion for Privileged Written Communication.
 - e. **AE 029:** Defense Motion to Compel Witnesses for Defense Motion AE-008.
 - f. **AE 031:** Joint Defense Motion to Dismiss for Unlawful Influence.

g. **AE 032:** Joint Defense Motion for Appropriate Relief to Protect Right to Counsel by Barring Invasion of Privileged Attorney-Client Communications.

h **AE 040:** Walid bin ‘Attash’s Motion to Compel the Production of Witnesses to Testify at the Hearing on AE008B.

i. **AE 045:** Defense Motion to Depose RDML Woods in Relation to Defense Motions AE 008 and AE 032.

j. **AE 047:** Joint Defense Motion to Compel Discovery In Support of Defense Motion to Dismiss due to Unlawful Influence (AE-031).

k. **AE 048:** Defense Motion to Compel Witnesses in Support of Joint Defense Motion to Dismiss due to Defective Referral (AE-008).

l. **AE 061:** Defense Motion to Compel Production of Witness in re AE031.

m. **AE 065:** Defense Motion to Compel Production of Witness in re AE031.

n. **AE 091:** Motion to Dismiss Because the Military Commissions Act Unconstitutionally Requires the Convening Authority to Act as Both Prosecutor and Judge of the Defendants

o. **AE 104:** Motion to Dismiss the Charges Because the Military Commission Act of 2009 Exceeds Congress’ Power Under the Define and Punish Clause

p. **AE 105:** Defense Motion to Dismiss Because the Convening Authority Assumes the Responsibilities of an Officer of the Government Without the Minimal Procedures Required by the Appointments Clause to Ensure Democratic Accountability

q. **AE 106:** Motion to Dismiss the Charges Because the Military Commission Act of 2009 Violates the Due Process Clause

r. **AE 107:** Defense Motion to Dismiss for Lack of Jurisdiction

4. An 802 Session will be held at 1700 on Sunday, 10 February 2013, to discuss the sequence of argument and changes to the Docket Order.

5. If either side believes other issues should be addressed, they may request the Commission to amend this order.

So ORDERED this 4th day of February, 2013.

//original signed//
JAMES L. POHL
COL, JA, USA
Military Judge