

Dear 9/11 Families,

As you are aware from our previous emails or letters to you, the next hearings in U.S. v. KSM et al (2) are set for 15 and 16 December 2014, and 9-20 February 2015.

Last month, the defense filed an Emergency Motion to Bar Regulations Substantially Burdening Free Exercise of Religion and Access to Counsel, AE254Y. In it, the defense asked the military judge to issue a temporary order barring female guards from coming into direct physical contact with the accused. This contact arose when female guards were required to escort an accused from one location to another. A substantially similar motion was also filed in U. S. v. Hadi al Iraqi.

As a result of the hearings in Hadi al Iraqi in November, at least one of the 9/11 prosecution team will possibly travel to GTMO in the event this motion is litigated in December. However, as the docket will not likely be decided until just prior to the hearing, we remain convinced that it is best not to take 9/11 families with us to GTMO in December. The CCTV sites (Fort Devens, Fort Hamilton, Joint Base McGuire Dix Lakehurst and Fort Meade) will be open in December.

The military judge has also set follow on hearings for 20-24 April; 1-5 June; and 3-7 August 2015.

Very Respectfully,

Karen V. Loftus
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Office of the Chief Prosecutor of Military Commissions