

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 07-1156

September Term 2007

CSRT ISN # 766

Filed On: April 21, 2008

Omar Khadr,

Petitioner

v.

Robert M. Gates,

Respondent

BEFORE: Henderson, Rogers, and Tatel, Circuit Judges

ORDER

Upon consideration of respondent's motion to govern further proceedings and for a stay and the opposition thereto; petitioner's proposed scheduling order and the partial opposition thereto; the motion for judgment as a matter of law based on juvenile status; respondent's unopposed motion for an extension of time to respond to petitioner's motion for judgment as a matter of law and to exceed the page limit; the motions by the Juvenile Law Center to file out of time a motion for permission to participate as amicus curiae, for permission to participate as amicus curiae in support of petitioner, and to exceed the page limits; the motions of the National Institute of Military Justice for leave to file memorandum as amicus curiae in support of petitioner's motion for judgment as a matter of law and to exceed the page limits; and the motion to designate as "protected information" unclassified information in record on review and the reply, it is

ORDERED that the motion of the Juvenile Law Center for leave to file out of time a motion for leave to participate as amicus curiae be granted. The Clerk is directed to file the lodged motion. It is

FURTHER ORDERED that the Juvenile Law Center and National Institute of Military Justice be permitted to participate as amici curiae in the *briefing* of this case. It is

FURTHER ORDERED that the following briefing schedule apply:

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Brief for Petitioner (not to exceed 14,000 words)	June 2, 2008
Appendix	June 2, 2008
Brief for Amicus Curiae Juvenile Law Center (not to exceed 7,000 words)	June 17, 2008
Brief for Amicus Curiae National Institute of Military Justice (not to exceed 7,000 words)	June 17, 2008
Brief for Respondent (not to exceed 14,000 words)	July 17, 2008
Reply Brief for Petitioner (not to exceed 7,000 words)	July 31, 2008

The parties are directed to address in their briefs the issues presented by the motion for judgment as a matter of law. It is

FURTHER ORDERED that respondent's unopposed motion for an extension of time to respond to petitioner's motion for judgment as a matter of law and to exceed the page limit be dismissed as moot. It is

FURTHER ORDERED that the motions to exceed the page limits on the filings submitted in support of the motion for judgment by the Juvenile Law Center and the National Institute of Military Justice be dismissed as moot. It is

FURTHER ORDERED that consideration of the motion to designate as "protected information" be deferred pending further order of the court. The parties are directed to file motions to govern further proceedings with respect to that motion within fourteen days of this court's resolution of the motion to designate as "protected information" filed in No. 06-1397, Parhat v. Gates (D.C. Cir.) (argued Apr. 4, 2008). The court's interim order filed October 3, 2007, remains in effect. It is

FURTHER ORDERED that consideration of the remaining motions be deferred

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pending further order of the court. The parties are directed to file motions to govern further proceedings with respect to those motions within fourteen days of the Supreme Court's resolution of the petition for writ of certiorari filed in Gates v. Bismullah, No. 07-1054. Petitioner is deemed to have preserved his claim to production of the complete Government Information and to present argument based on that record.

The Clerk is directed to calendar this case for oral argument on the first available date in the term beginning September 2008.

The parties are directed to hand-file and hand-serve their briefs. Parties will be notified by separate order of the composition of the merits panel and the oral argument date.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY:
Lynda M. Flippin
Deputy Clerk/LD