

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 08-5350

September Term 2009

1:05-cv-02349-RMC

Filed On: July 29, 2010

Ahmed Ben Bacha, Detainee, ISN 290, and
Salah Belbacha, as next friend of Ahmed Ben
Bacha,

Appellees

v.

Tom Copeman, Army Brig. Gen. -
Commander, Joint Task Force - GTMO, et al.,

Appellants

BEFORE: Rogers, Garland, and Kavanaugh, Circuit Judges

ORDER

Upon consideration of appellants' motion to vacate and remand; appellees' motions to hold in abeyance, the supplement thereto, the oppositions, and the reply; and appellants' motion to dismiss the appeal as moot, the opposition thereto, and the reply, it is

ORDERED that the motions to hold in abeyance be dismissed as moot in light of the Supreme Court's order denying the petition for writ of certiorari in Kiyemba v. Obama, No. 09-581 (U.S. Mar. 22, 2010), and this court's order dissolving the preliminary injunction in Mohammed v. Obama, No. 10-5218 (D.C. Cir. July 8, 2010). It is

FURTHER ORDERED that the appeal be dismissed as moot in light of the district court's order entered February 4, 2010, vacating the injunction barring appellee Ahmed Ben Bacha's transfer to Algeria, and the district court's order entered April 19, 2010, denying the motion for reconsideration of the February 4 order. It is

FURTHER ORDERED that the motion to vacate and remand be dismissed as moot.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam

FOR THE COURT:
Mark J. Langer, Clerk

BY: /s/
Lynda M. Flippin
Deputy Clerk