

IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

_____	x	
	:	
ZAYN AL ABIDIN MUHAMMAD	:	
HUSAYN,	:	
	:	
Petitioner,	:	
	:	No. 07-_____
v.	:	
	:	
ROBERT M. GATES,	:	
	:	
Respondent.	:	
_____	x	

DECLARATION OF GEORGE BRENT MICKUM IV

I, George Brent Mickum IV, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am an attorney at Spriggs & Hollingsworth, 1350 I Street NW, 9th Floor, Washington, D.C. 20005 ("S&H"). Spriggs & Hollingsworth is counsel to Petitioner Zayn Al Abidin Muhammad Husayn ("Petitioner") in the above-captioned action. I am licensed to practice law in the District of Columbia and the Commonwealth of Virginia and am admitted to practice before this Court. I respectfully submit this declaration in support of Petitioner's motion for permission to proceed *in forma pauperis*.

2. Spriggs & Hollingsworth represents Petitioner on a *pro bono* basis. My co-counsel in this matter is Joseph Margulies, of the MacArthur Justice Center at Northwestern University School of Law. Mr. Margulies also represents Petitioner on a *pro bono* basis.

3. Petitioner is imprisoned by Respondent at the U.S. Naval Station at Guantánamo Bay, Cuba. Petitioner is identified by Respondent at Guantánamo by his Internment Serial Number, 10016.

4. Petitioner has been held virtually *incommunicado* in military custody for nearly six years and, on information and belief, is unable to pay or give security for costs and fees.

5. Petitioner files the above-captioned action pursuant to the Detainee Treatment Act of 2005, challenging the legality of his indefinite detention by Respondent, without charge or trial, which purportedly arises as the result of a decision rendered by a Combatant Status Review Tribunal ("CSRT") that Petitioner is "properly detained" as an "enemy combatant."

6. According to unclassified excerpts of the transcript of Petitioner's CSRT proceedings, Petitioner was arrested on March 28, 2002 during a safe house raid. He was turned over to U.S. forces. Thereafter, he was subjected to various methods of torture, including waterboarding, by the Central Intelligence Agency. He was eventually transferred to Guantánamo.

7. On information and belief, since Petitioner was taken into custody, he has not been able to work or earn any income. Nor, on information and belief, has he been able to access any assets that he may have had prior to his capture and imprisonment at Guantánamo. In addition, on information and belief, Petitioner has not been able to contact any of his family members to obtain their assistance financially.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed: Washington, District of Columbia
December 17, 2007



George B. Mickum IV

CERTIFICATE OF SERVICE

I hereby certify that on December 17, 2007, I filed and served the foregoing Declaration of George Brent Mickum IV, by causing an original and four copies to be delivered to the Court and the below service list.

Robert M. Loeb, Esq.
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George B. Mickum