

UNITED STATES OF AMERICA	)	IN THE UNITED STATES COURT OF
	)	MILITARY COMMISSION REVIEW
<i>Appellant,</i>)	
)	
v.	)	NOTICE OF APPEAL
)	
KHALID SHAIKH MOHAMMAD,)	
	)	U.S.C.M.C.R. Case No. _____
WALID MUHAMMAD SALIH MUBAREK)	
BIN 'ATTASH,	)	Arraigned at Guantanamo Bay, Cuba
	)	on May 5, 2012
RAMZI BINALSHIBH,)	
	)	Before a Military Commission
ALI ABDUL AZIZ ALI,	)	convened by Vice Admiral (ret.)
	)	Bruce E. MacDonald, USN
and)	
	)	Presiding Military Judge
MUSTAFA AHMED ADAM AL HAWSAWI	)	Colonel James L. Pohl, USA
)	
<i>Appellees.</i>	)	DATE: April 12, 2017

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES COURT OF
MILITARY COMMISSION REVIEW**

Appellant United States of America hereby appeals to the United States Court of Military Commission Review from the Military Commission's dismissal of Charge III (Attacking Civilian Objects) and Charge V (Destruction of Property in Violation of the Law of War). AE 251J, *United States v. Khalid Shaikh Mohammad, et al.* (Mil. Comm'n Apr. 7, 2017 16:21 EST). Appellant served a Certificate Of Notice Of Appeal on the Military Commission on 12 April 2017 at 09:00 EST. In the Certificate Of Notice Of Appeal, Trial Counsel certified that the United States does not take this appeal for the purpose of delay. Appellate Counsel likewise certify that the United States does not take this appeal for the purpose of delay.

Respectfully submitted,

//s//
MARK S. MARTINS
Brigadier General, U.S. Army
Chief Prosecutor

MICHAEL J. O'SULLIVAN
Appellate Counsel

Appellate Counsel for the United States

Office of the Chief Prosecutor
Office of Military Commissions
1610 Defense Pentagon
Washington, D.C. 20301-1610
mark.s.martins.mil@[REDACTED]
Tel. (703) 275-9031
Fax. (703) 275-9105

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was sent by electronic mail to defense counsel for Khalid Shaikh Mohammad, Walid Muhammad Salih Mubarek Bin 'Attash, Ramzi Binalshibh, Ali Abdul Aziz Ali, and Mustafa Ahmed Adam al Hawsawi on April 12, 2017.

//s//

MICHAEL J. O'SULLIVAN
Appellate Counsel for the United States
Office of Military Commissions
1610 Defense Pentagon
Washington, D.C. 20301-1610
michael.j.osullivan14.civ@[REDACTED]
Tel. [REDACTED]
Fax. [REDACTED]