



UNITED STATES
COURT OF MILITARY COMMISSION REVIEW

UNITED STATES,)	ORDER
)	
Appellant)	STAY PENDING ACTION
)	AT D.C. CIRCUIT
v.)	
)	
ABD AL RAHIM HUSSAYN)	
MUHAMMAD AL-NASHIRI,)	CMCR Case No. 14-001
)	
Appellee)	October 14, 2014

BEFORE:

KRAUSS, PRESIDING Judge
SILLIMAN, WEBER, Judges

Military Judges

On October 14, 2014, appellee urged our Court “to stay further proceedings in this case until such time as the United States Court of Appeals for the District of Columbia Circuit takes action on a writ petition that he filed today challenging the present composition of this Court.” Appellee’s Motion for a Stay 1.

We note in regard to the present composition of the panel that “Presiding Judge Eric Krauss [] recused himself from participation in U.S. Court of Military Commission Review matters involving Mr. Omar Ahmed Khadr’s counsel’s September 26, 2014 motion to appear as Petitioner-Intervenor in *United States v. Al-Nashiri*, CMCR Case No. 14-001.” Recusal and Replacement of Panel Two Judge, Enclosure. Presiding Judge Krauss remains the presiding judge for all other matters in *United States v. Al-Nashiri*.

Therefore, it is hereby

ORDERED that appellee’s motion to stay further proceedings in this case until such time as the United States Court for the District of Columbia Circuit takes action on a writ petition that he filed today challenging the present composition of this Court is **DENIED**.

FOR THE COURT:


Mark Harvey
Clerk of Court, U.S. Court of Military
Commission Review



**UNITED STATES
COURT OF MILITARY COMMISSION REVIEW**

From: Clerk of Court

September 30, 2014

Subject: Recusal and Replacement of Panel Two Judge

1. Presiding Judge Eric Krauss has recused himself from participation in U.S. Court of Military Commission Review matters involving Mr. Omar Ahmed Khadr's counsel's September 26, 2014 motion to appear as Petitioner-Intervenor in *United States v. Nashiri*, CMCR Case No. 14-001.
2. By order of the Deputy Chief Judge, Judge R. Quincy Ward is assigned to panel two, and I am designated as presiding judge, effective immediately, and solely in matters in *United States v. Nashiri* where Presiding Judge Krauss has recused himself.

//SIGNED//

Mark Harvey
Clerk of Court, U.S. Court of Military
Commission Review

Copy to:
DOD GC
Service TJAGS
CMC (JA)
CCA Chief Judges
Judges Listed

Convening Authority, OMC
Prosecution, OMC
Defense, OMC