MILITARY COMMISSIONS TRIAL JUDICIARY
GUANTANAMO BAY, CUBA

UNITED STATES OF AMERICA v. ABD AL HADI AL-IRAQI	**AE 038D** **Government Withdrawal of AE 038 – Government Motion *In Limine* To Consider Evidence, Including al Qaeda Propaganda, During Preliminary Matters And To Admit Evidence For Trial On The Merits** 26 August 2016

Pursuant to the Commission's ruling and order in AE 020W, the Government hereby withdraws, without prejudice, AE 038 - Government Motion *In Limine* To Consider Evidence, Including al Qaeda Propaganda, During Preliminary Matters and To Admit Evidence for Trial On the Merits.

The Government reserves the right to re-file the withdrawn motion or file a motion regarding the same evidence/issues at a future date.

Attachments

A. Certificate of Service, dated 26 August 2016.

Respectfully submitted,

_____//s//_____
CDR Douglas J. Short, JAGC, USN
Trial Counsel
CDR Kevin L. Flynn, JAGC, USN
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Assistant Trial Counsel
Office of the Chief Prosecutor
Office of Military Commissions

ATTACHMENT A

CERTIFICATE OF SERVICE

I certify that on the 26th day of August, 2016, I filed **AE 038D, Government Withdrawal of AE 038 – Government Motion *In Limine* To Consider Evidence, Including al Qaeda Propaganda, During Preliminary Matters and To Admit Evidence for Trial on the Merits,** with the Office of Military Commissions Trial Judiciary and I served a copy on counsel of record.

_____//s//_____
CDR Douglas J. Short
Trial Counsel
Office of the Chief Prosecutor
Office of Military Commissions