

UNCLASSIFIED//FOR PUBLIC RELEASE
MILITARY COMMISSIONS TRIAL JUDICIARY
GUANTANAMO BAY, CUBA

<p>UNITED STATES OF AMERICA</p> <p>v.</p> <p>ABD AL HADI AL-IRAQI</p>	<p>AE 061</p> <p>Trial Conduct Order</p> <p>30 August 2016</p>
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1. On 29 August 2016, the Defense submitted 200 motions to compel discovery related to an 11 April 2016 discovery request. Each pleading was approximately 70 pages in length with approximately 470 pages of attachments. Of these 540 pages, one paragraph was different in each pleading. (*See* attachment A).

2. The Defense pleadings are not accepted for filing. The Defense is directed to refile, combining the pleadings into a single pleading. The different paragraph within the pleadings may either be included as a subparagraph within the body of the single pleading (e.g., paragraphs 9–209) or as subparagraphs within a single attachment (e.g., attachment M, paragraphs 1–200).

3. **Attachment**

A. Memorandum for the Trial Judiciary Clerk’s Office dated 29 August 2016.

So **ORDERED** this 30th day of August, 2016.

//s//
J. K. WAITS
CAPT, JAGC, USN
Military Judge

ATTACHMENT A



DEPARTMENT OF DEFENSE
 MILITARY COMMISSIONS DEFENSE ORGANIZATION
 1620 DEFENSE PENTAGON
 WASHINGTON, DC 20301-1620

29 August 2016

MEMORANDUM FOR THE TRIAL JUDICIARY CLERK'S OFFICE

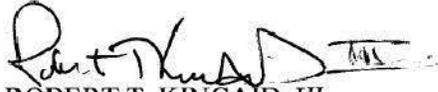
SUBJECT: Case of *United States v. abd al-Hadi al-Iraqi*-Hand Delivery of Defense Motion To Compel the Government to Produce Evidence Responsive to the Defense's 11 April 2016 Discovery Request

1. You will find on the two DVD/R discs accompanying this memo¹ the above-reference pleadings in the above-referenced case. There are a total of 200 pleadings (approximately 70 pages each), each containing Attachments A through L (approximately 540 pages total).
2. The DVD/Rs accompanying this memo contain the following referenced document and/or folders:
 - a. Disk 1:
 - i. AE 061 Defense Motion To Compel (Single Document)
 - ii. AE 061A-061Z MTC (Document Folder)
 - iii. AE 061AA-061ZZZ MTC (Document Folder)
 - iv. AE 061AAA-061ZZZZ MTC (Document Folder)
 - v. AE 061AAAA-061ZZZZZ MTC (Document Folder)
 - b. Disk 2:
 - i. AE 061AAAAA-061ZZZZZZ MTC (Document Folder)
 - ii. AE 061AAAAAA-061ZZZZZZZ MTC (Document Folder)
 - iii. AE 061AAAAAAA-061ZZZZZZZZ MTC (Document Folder)
 - iv. AE 061AAAAAAA-061Z MTC (Document Folder)
3. A mail-merge program was used to prepare each motion, insert each discovery request and sub-paragraphs, along with the AE 061 alpha identifier. Therefore, each of the individual motions should be nearly identical except for the alpha identifier and paragraph 9(a) and its sub-paragraphs), which contains the individual Discovery Request number addressed by each particular motion that the Defense seeks to have the Government produce.
4. A review of the individual pleadings prior to filing should not require an exhaustive review of each page (over 500) of each motion (over 200). Rather, an exhaustive review of the first pleading (AE061) should be all that is necessary, but after that initial review, then only paragraph 9(a) (and its various sub-paragraphs), will be required in each of the remaining 200 pleadings. The motion was specifically designed this way to assist all who need to examine or deal with the contents and substance of the individual motions.

¹ THIS MEMO IS NOT A PLEADING—IT IS EXPLANATORY ONLY. NOT TO BE FILED OF RECORD unless required by a rule.

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5. SGT [REDACTED] Defense Paralegal, if the courier. Please work with him to ensure that these pleadings are filed of record today. If he cannot assist, please do not hesitate to contact the undersigned at (703) 696-9490, ext. 128.



ROBERT T. KINCAID, III
Major, U.S. Army
Detailed Defense Counsel

Attachments:

1. DVD/R containing AE061 and folders AE061A through AE 061ZZZZ
2. DVD/R containing folders AE 061AAAAA through folder AE061QQQQQQQQ

Copy to:

Office of the Chief Prosecutor
File