

**MILITARY COMMISSIONS TRIAL JUDICIARY
GUANTANAMO BAY**

UNITED STATES OF AMERICA

v.

**KHALID SHAIKH MOHAMMAD,
WALID MUHAMMAD SALIH
MUBARAK BIN 'ATTASH, RAMZI BIN
AL SHIBH, ALI ABDUL-AZIZ ALI,
MUSTAFA AHMED ADAM AL
HAWSAWI**

AE 004II(WBA)

**Notice of Detailing and Appearance of
Defense Counsel**

12 April 2019

1. Pursuant to Military Commissions Trial Judiciary Rules of Court, Rule 4, notice is hereby given that Captain Simon M. Caine has been detailed as a military defense counsel for Mr. bin 'Atash, and is hereby entering an appearance.

2. Pursuant to Rule 502(d) of the Manual for Military Commissions, Capt Caine is a Judge Advocate certified as competent to perform the duties of military defense counsel before general courts-martial by the Judge Advocate General of the United States Air Force.

a. Capt Caine is a graduate of an accredited law school, is a member in good standing of the bar of the Commonwealth of Massachusetts, and is admitted to the practice of law in the Commonwealth of Massachusetts.

b. Capt Caine has not been the subject of any sanction or disciplinary action by any court, bar, or other competent governmental authority for relevant misconduct.

c. Capt Caine has been determined to be eligible for access to information classified at the level of Top Secret and he is read-on to the applicable Special Access Program (SAP) and Alternative Compensatory Control Measures (ACCM) national security programs.

d. Capt Caine has signed a written agreement to comply with all applicable regulations or instructions for counsel, including any rules of court for conduct during the proceedings and to protect any classified information received during the course of representation of the accused in accordance with all applicable law governing the protection of classified information, and to not divulge such information to any person not authorized to receive it.

3. Attachments:

A. Certificate of Service

B. Detailing Memorandum of 18 July 2018

4. Signatures:

/s/
CHERYL T. BORMANN
Learned Counsel

/s/
EDWIN A. PERRY
Detailed Defense Counsel

/s/
MATTHEW H. SEEGER
MAJ, USA
Detailed Military Counsel

/s/
WILLIAM R. MONTROSS JR.
Detailed Defense Counsel

Attachment A

CERTIFICATE OF SERVICE

I certify that on 12 April 2019, I electronically filed, by email, the attached AE 004II(WBA), Notice of Detailing and Appearance of Defense Counsel, with the Trial Judiciary and served a copy of the attached motion on all counsel of record.

/s/

CHERYL T. BORMANN
Learned Counsel

Attachment B



DEPARTMENT OF DEFENSE
CHIEF DEFENSE COUNSEL FOR MILITARY COMMISSIONS
1620 DEFENSE PENTAGON
WASHINGTON, DC 20301-1620

bin 'Atash (10014)
18 July 2018

MEMORANDUM FOR CAPTAIN SIMON M. CAINE, U.S. AIR FORCE

SUBJECT: Assignment Pending Detailing as Defense Counsel in the Military Commission Case
of *United States v. Walid Muhammad Salih Mubarek bin 'Atash (10014)*

References: (a) R.T.M.C. 9-1(a)(5)
(b) R.M.C. 503(c)
(c) R.M.C. 502(d)(7)
(d) R.M.C. 506(a)

Pursuant to my authority as Chief Defense Counsel under references (a) - (d), I hereby assign you to the bin 'Atash Defense Team with the intent to detail you as defense counsel upon your establishing a meaningful attorney-client relationship with Mr. bin 'Atash, input from lead counsel, and my making a final detailing decision.

A handwritten signature in black ink, appearing to read "J. G. Baker", is positioned above the typed name and title.

J. G. BAKER
Brigadier General, U.S. Marine Corps
Chief Defense Counsel for
Military Commissions

cc:
Learned Counsel
Defense Counsel
MCDO Front Office Distro