

**MILITARY COMMISSIONS TRIAL JUDICIARY
GUANTANAMO BAY, CUBA**

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 530RRR

ORDER

Mr. Hawsawi’s Notice
Pursuant to Commission
Rulings AE 530GGG and AE 530PPP
(Laptop Examination)

28 April 2018

1. Procedural History.

a. On 2 August 2018, this Commission ruled¹ that the laptop seized by the Government from Mr. Hawsawi will be returned to Mr. Hawsawi upon his certification to the Commission that:

(1) the laptop seized from him has been forensically examined by Defense Information Technology personnel; (2) the forensic examination revealed no manipulation of the laptops to circumvent disabled capabilities; and (3) any internet or other communication enabling features have been disabled.²

b. On 11 November 2018, the Commission rejected a certification submitted by Mr. Hawsawi on the basis that it did not establish that a forensic examination had been conducted.³ On 6 March 2019, the Commission granted Mr. Hawsawi’s motion for assistance enabling him to complete a forensic examination of his laptop.⁴

¹ AE 530GGG Ruling, Government Motion To Reconsider AE 530LL Order, Defense Motion to Compel the Government to Return Immediately all Materials Seized from Mr. Bin ‘Attash by JTF-GTMO on 18 October 2017, dated 2 August 2018. The Commission’s Ruling in AE 530GGG was a reconsideration of its earlier order in AE 530LL Order, Defense Motion to Compel the Government to Return Immediately all Materials Seized from Mr. bin ‘Attash by JTF-GTMO on 18 October 2017, dated 2 February 2018.

² AE 530GGG at 5.

³ AE 530LLL Ruling, Mr. Hawsawi’s Notice of Objection and Motion to Strike the Government’s Improper Filing AE 530JJJ (GOV), dated 11 November 2018.

⁴ AE 530PPP Order, Mr. Hawsawi’s Motion to Compel Assistance Enabling Him to Comply with Order AE 530LLL, dated 6 March 2019.

c. On 18 April 2019, Counsel for Mr. Hawsawi filed a notice⁵ in which they certified: (1) the laptop seized from Mr. Hawsawi has been forensically examined as described in AE 530PPP (6 March 2019), at 2-3; (2) the examination revealed no manipulation of the laptop to circumvent disabled capabilities; and (3) any internet or other communication features have been disabled.⁶

d. Although the Government remains opposed to the return of the laptop to Mr. Hawsawi, the Government does not dispute that the certification contained in Mr. Hawsawi's notice is in compliance with the Commission's ruling.

2. Ruling and Order.

a. The certification contained in AE 530QQQ (MAH) is in compliance with the requirements set forth by the Commission in AE 530LL and AE 530GGG.

b. Accordingly, Counsel for Mr. Hawsawi are authorized to return the laptop to Mr. Hawsawi.

c. Counsel for Mr. Hawsawi shall coordinate with the Joint Detention Group to facilitate the return of the laptop.

d. If requested by Counsel for Mr. Hawsawi, Counsel for the Government shall assist in facilitating the return of the laptop.

So **ORDERED** this 28th day of April, 2019.

//s//
K. A. PARRELLA
Colonel, U. S. Marine Corps
Military Judge

⁵ AE 530QQQ (MAH), Mr. al Hawsawi's Notice Pursuant to Commission Rulings AE 530GGG and AE 530PPP (Laptop Examination), filed 18 April 2019.

⁶ *Id.* at 2.