SECRETATION OF ONLY

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 (U) AE538KK (AAA)/AE561DD (AAA)

(U) UNCLASSIFIED NOTICE Defense Notice of Modified Discovery

(U) 11 February 2020

(E) In accordance with the Military Commissions Trial Judiciary Rules, the defense provides this unclassified notice that it has filed a classified version of the above captioned notice. The classified version has been filed electronically on SIPR to the Trial Judiciary and to the parties.

(U) Attachment:

(U) A. Certificate of Service

(U) Very respectfully,

(U) //s//

JAMES G. CONNELL, III Learned Counsel

(U) //s//

ALKA PRADHAN Defense Counsel

(U) //s//

ANN MARIE BUSH Maj, USAF Defense Counsel

(U) Counsel for Mr. al Baluchi

(U) //s//

STERLING R. THOMAS, Lt Col, USAF Defense Counsel

(U) //s//

BENJAMIN R. FARLEY Defense Counsel

BARCAGE TINOS OSSET

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 1 of 57

JEGINETH RUS ON S

(U) Attachment A

ACCOUNT OF THE PROPERTY OF

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 2 of 57

SECRET/NOFORN

(U) CERTIFICATE OF SERVICE

(U) I certify that on the 11th day of February 2020, I electronically filed the foregoing document with the Clerk of the Court and served the foregoing on all counsel of record by email.

(U) //s//
JAMES G. CONNELL, III
Learned Counsel

SECRETAROLOGIA

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 3 of 57

CONTRIBUTION

MILITARY COMMISSIONS TRIAL JUDICIARY GUANTANAMO BAY, CUBA

UNITED STATES OF AMERICA

V.

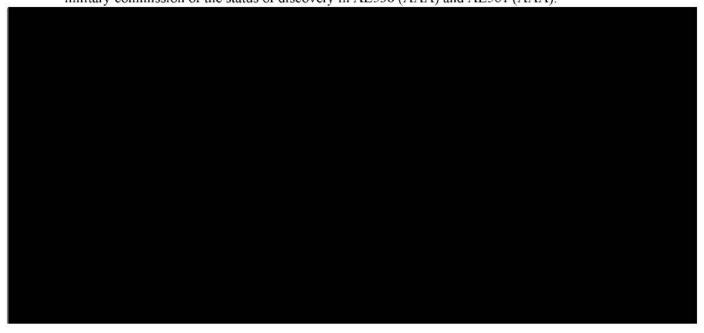
(U) AE538KK (AAA)/AE561DD (AAA)

KHALID SHAIKH MOHAMMAD, WALID MUHAMMAD SALIH MUBARAK BIN 'ATTASH, RAMZI BIN AL SHIBH, ALI ABDUL AZIZ ALI, MUSTAFA AHMED ADAM AL HAWSAWI (U) Defense Notice of Modified Discovery

(U) 11 February 2020

- 1. (U) Timeliness: This Notice is timely filed.
- 2. (U) Notice of Modified Discovery:

(U) Counsel for Mr. al Baluchi file this Notice of Modified discovery informing the military commission of the status of discovery in AE538 (AAA) and AE561 (AAA).



SECRET/AOFONA

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 4 of 57

b. (U) During the January 2020 hearings, counsel for Mr. al Baluchi asked the government if all the undated May 2003 requirements predated 12 May 2003, the earliest dated requirement. The following day, the government said yes.

- d. (U) On 4 February 2020, counsel for Mr. al Baluchi confirmed that they were requesting updated documents. The government responded that they would look into the issue and requested clarification of which documents were needed.³
- e. (U) On 6 February 2020, counsel for Mr. al Baluchi responded with the specific Bates numbers requested.⁴

² (U) Attachment B.

3 AT Id

4 And

SECRET/NOFORN

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 5 of 57

SECRET/NOFORY

f. (C) On 6 February 2020, the government emailed counsel for Mr. al Baluchi through unclassified channels and confirmed that all of the requirements were dated 1 May 2003. The aforementioned six documents were then provided the same day over classified channels with the date typed on top of the redaction block. The original dates are not viewable. The date inserted for each document was 1 May 2003.

g. (U) On 7 February 2020, the government emailed counsel for Mr. al Baluchi and stated that the documents provided the previous day with inserted dates are incorrect. The new corrected documents also have a date added on top of the redaction. Several of the newly amended documents are now internally inconsistent as to the date. The dates as they originally appeared are not viewable.



^{5 (}U) Id.

SECRETATION

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 6 of 57

⁶ (U) Attachment C and D.

^{7 (}U) Attachment C.

^{8 (}U) Attachment E.

SECRETATION ON



4. (U) Attachments:

- A. (U) Certificate of service (U);
- B. (U) Re: Possible Stipulations in Advance of Testimony from SA Pelligrino and IA Antol (U);

PURCHASING SERVICE ASSOCIATION ASSOCIATION IN THE

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 7 of 57

(U) Very respectfully,

JAMES G. CONNELL, III Learned Counsel

(U) //s// ALKA PRADHAN Defense Counsel

(U) //s//
ANN MARIE BUSH
Maj, USAF
Defense Counsel

(U) Counsel for Mr. al Baluchi

(U)//s// STERLING R. THOMAS Lt Col, USAF Defense Counsel

(U) //s// BENJAMIN R. FARLEY Defense Counsel

SECRETIFICE ONLY

(U) Attachment A

SECRETAROFORN

(U) CERTIFICATE OF SERVICE

(U) I certify that on the 11th day of February 2020, I electronically filed the foregoing document with the Clerk of the Court and served the foregoing on all counsel of record by email.

JAMES G. CONNELL, III

Learned Counsel

CONTROL OF THE SECTION OF THE SECTIO

STERNIHARDERN

(U) Attachment B

THE RESERVE OF THE STREET

SECKET//NOX OKN

Connell, James G III CIV (USA)

From: Connell, James G III CIV (USA) Friday, February 7, 2020 9:49 AM Sent: To: CLAYTOGT; Trivett, Clayton G CIV (USA); OSD NCR OMC List MCDO Team RBAS; OSD NCR OMC List MCDO Team Hawsawi; OSD NCR OMC List MCDO Team Bin Attash; OSD NCR OMC List MCDO Team Mohammad; OSD NCR OMC List MCDO Team Al Baluchi Cc: Capt USAF OSD OMC OCP (USA); Swann, Robert Lee CIV OSD OMC OCP (USA); Maj USMC HQMC (USA); Dykstra, Christopher M CIV (USA); CHRISMD8; Clay Trivett (clayton.trivett CLIFFODJ; Cox, Dale J (John) CIV OSD OMC OCP (USA); DALEJC; Dastoor, Neville F MAJ USARMY OSD OMC OCP (USA); EDWARDR; Furr, Jeffery C SSgt USMC OSD OMC OCP (USA); Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA); Groharing, Jeffrey D CIV OSD OMC OCP (USA); Fulmines, Heather A CTR (USA); HEATHERF; OMC OCP (USA); Horn, April L MSqt USAF OSD OMC OCP (USA); ANTHONJK; Jeff Groharing (jeffrey.groharing JEFFERCF; JEFFREDG; Johnson, Clifford D Jr SSgt USMC OSD OMC OCP (USA); Kiser, Antony J SSG USARMY (USA); Martins, Mark S BG USARMY OSD OMC OCP (US); HARIDIVT; Thravalos, Haridimos V CIV DLSA (US); NEVILLFD; NICOLEAT; O'Sullivan, Michael J CIV OSD OMC OCP (USA); RACHELET; LTC USARMY OSD OMC OCP (USA); RUDOLPPG; Ryan, Ed (USANCW); Ryan, Edward R CIV (USA); Tate, Nicole A CIV (US); Hall, Jackson T Maj USAF OSD OMC OCP (USA); JACKSOTH; Trest, Rachel E CDR USN DLSA (USA); Zelnis, Charles R CIV OSD OMC OCP (USA) Subject: RE: Possible Stipulations in Advance of Testimony for Special Agent Pellegrino and IA Antol Signed By: james.g.connell7.civ Thank you! ----Original Message----From: CLAYTOGT <claytogt Sent: Thursday, February 6, 2020 1:27 PM To: Connell, James G III CIV (USA) < james.g.connell7.civ Trivett, Clayton G CIV (USA) OSD NCR OMC List MCDO Team RBAS < osd.ncr.OMC.list.mcdo-team-rbas <clayton.g.trivett.civ OSD NCR OMC List MCDO Team Hawsawi <osd.ncr.OMC.list.mcdo-team-hawsawi OSD NCR OMC List MCDO OSD NCR OMC List MCDO Team Mohammad Team Bin Attash <osd.ncr.OMC.list.mcdo-team-bin-attash OSD NCR OMC List MCDO Team Al Baluchi <osd.ncr.OMC.list.mcdo-team-mohammad <osd.ncr.OMC.list.mcdo-team-al-baluchi Capt USAF OSD OMC OCP (USA) Swann, Robert Lee CIV OSD OMC OCP (USA) Maj USMC HQMC (USA) <robert.l.swann4.civ Dykstra, Christopher M CIV (USA) < christopher.m.dykstra4.civ CHRISMD8 < CHRISMD8 Clay Trivett CLIFFODJ <CLIFFODJ Cox, Dale J (John) CIV OSD (clayton.trivett <clayton.trivett DALEJC <dalejd OMC OCP (USA) <dale.j.cox.civ Dastoor, Neville F MAJ USARMY OSD OMC OCP (USA) < neville.f.dastoor.mil EDWARDR <edwardr Furr, Jeffery C SSgt USMC OSD OMC OCP (USA) <jeffery.c.furr.mil Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA) <rudolph.p.gibbs.civ Groharing. Jeffrey D CIV OSD OMC OCP (USA) < jeffrey.d.groharing.civ Fulmines, Heather A CTR (USA) <heather.a.fulmines.ctr HEATHERF < heatherf CIV OSD OMC OCP (USA) Horn, April L MSgt USAF OSD OMC OCP (USA) <april.l.horn.mil

Filed with TJ
Appellate Exhibit 538KK (AAA)
11 February 2020
Page 12 of 57

As an above section of the section of the section of the

<ANTHONJK leff Groharing (jeffrey.groharing <jeffrey.groharing JEFFERCF <JEFFERCF IEF<u>FREDG <jeffr</u>edg ohnson, Clifford D Jr SSgt USMC OSD OMC OCP (USA) <clifford.d.johnson47.mil</p> Kiser, Antony J SSG USARMY (USA) <antony.j.kiser.mil Martins, Mark S BG USARMY OSD OMC OCP (US) <mark.s.martins.mil HARIDIVT < HARIDIVT Thravalos, Haridimos V CIV DLSA (US) < haridimos.v.thravalos.civ NEVILLED < NEVILLED NICOLEAT < nicoleat O'Sullivan, Michael J CIV OSD OMC OCP (USA) < michael.j.osullivan14.civ RACHELET < RACHELET ROBERTLS < robertls TC USARMY OSD OMC OCP (USA) Ryan, Edward R CIV (USA) RUDOLPPG < rudolppg Ryan, Ed (USANCW) < Ed. Ryan <edward.r.ryan20.civ Tate, Nicole A CIV (US) <nicole.a.tate4.civ Hall, Jackson T Maj USAF OSD OMC OCP (USA) < iackson.t.hall.mil <JACKSOTH Trest, Rachel E CDR USN DLSA (USA) <rachel.e.trest.mil Zelnis, Charles R CIV OSD OMC OCP (USA) < charles.r.zelnis.civ Subject: [Non-DoD Source] RE: Possible Stipulations in Advance of Testimony for Special Agent Pellegrino and IA Antol Mr. Connell, et al. The Prosecution will be disclosing the below-referenced dates in updated discovery. We hope to do so in the next few days. For your planning purposes, they were all dated 1 May 2003. Regards, Clay Trivett ----Original Message----From: Connell, James G III CIV (USA) < james.g.connell7.civ Sent: Thursday, February 06, 2020 8:24 AM To: CLAYTOGT < claytogt Trivett, Clayton G CIV (USA) <clayton.g.trivett.civ OSD NCR OMC List MCDO Team RBAS <osd.ncr.OMC.list.mcdo-team-rbas OSD NCR OMC List MCDO Team Hawsawi <osd.ncr.OMC.list.mcdo-team-hawsawi OSD NCR OMC List MCDO Team Bin Attash < osd.ncr.OMC.list.mcdo-OSD NCR OMC List MCDO Team Mohammad <osd.ncr.OMC.list.mcdo-teamteam-bin-attash OSD NCR OMC List MCDO Team Al Baluchi < osd.ncr. OMC. list. mcdo-team-al-baluchi mohammad Cc: Capt USAF OSD OMC OCP (USA) Swann, Robert Lee CIV OSD OMC OCP (USA) <robert.l.swann4.civ Maj USMC HQMC (USA) Dykstra, Christopher M CIV (USA) <christopher.m.dykstra4.civ CHRISMD8 < CHRISMD8 (clayton.trivett <clayton.trivett CLIFFODJ <CLIFFODJ Cox, Dale J (John) CIV OSD OMC OCP (USA) <dale.j.cox.civ DALEJC <dalejc Dastoor, Neville F MAJ USARMY OSD OMC OCP (USA) < neville.f.dastoor.mil EDWARDR <edwardr Furr, Jeffery C SSgt USMC OSD OMC OCP (USA) Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA) <rudolph.p.gibbs.civ <jeffery.c.furr.mil Groharing, Jeffrey D CIV OSD OMC OCP (USA) < jeffrey.d.groharing.civ Fulmines, Heather A CTR (USA) CIV OSD OMC OCP (USA) <heather.a.fulmines.ctr HEATHERF < heatherf Horn, April L MSgt USAF OSD OMC OCP (USA) <april.1.horn.mil ANTHONJK <ANTHONJK leff Groharing (jeffrey.groharing <jeffrey.groharing **EFFERCF** IEFFREDG < jeffredg <JEFFERCF Johnson, Clifford D Jr SSgt USMC OSD OMC OCP (USA) <clifford.d.johnson47.mil</p> Kiser, Antony J SSG USARMY (USA) <antony.j.kiser.mil Martins, Mark S BG USARMY OSD OMC OCP (US) < mark.s.martins.mi HARIDIVT < HARIDIVT Thravalos, Haridimos NICOLEAT < nicoleat V CIV DLSA (US) < haridimos.v.thravalos.civ NEVILLFD < NEVILLFD O'Sullivan, Michael J CIV OSD OMC OCP (USA) < michael.j.osullivan14.civ RACHELET < RACHELET ROBERTLS < robertls LTC USARMY OSD OMC OCP (USA) RUDOLPPG < rudolppg Ryan, Edward R CIV (USA) Ryan, Ed (USANCW) <Ed.Ryan <edward.r.ryan20.civ Tate, Nicole A CIV (US) Hall, Jackson T Maj USAF OSD OMC OCP (USA) <jackson.t.hall.mil <nicole.a.tate4.civ JACKSOTH

2

PRINCE A DESCRIPTION OF A PROPERTY OF A STATE OF A STAT

SECKLI//NO/ORN

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 13 of 57

<JACKSOTH Trest, Rachel E CDR USN DLSA (USA) <rachel.e.trest.mil Zelnis, Charles R CIV OSD OMC OCP (USA) < charles.r.zelnis.civ Subject: RE: Possible Stipulations in Advance of Testimony for Special Agent Pellegrino and IA Antol Mr. Trivett, The requirements at issue are as follows: Thank you for your assistance. Best regards, James Connell ----Original Message----From: CLAYTOGT < claytogt Sent: Tuesday, February 4, 2020 10:37 AM To: Connell, James G III CIV (USA) < james.g.connell7.civ Frivett, Clayton G CIV (USA) <clayton.g.trivett.civ OSD NCR OMC List MCDO Team RBAS <osd.ncr.OMC.list.mcdo-team-rbas DSD NCR OMC List MCDO OSD NCR OMC List MCDO Team Hawsawi < osd.ncr.OMC.list.mcdo-team-hawsawi Team Bin Attash <osd.ncr.OMC.list.mcdo-team-bin-attash OSD NCR OMC List MCDO Team Mohammad OSD NCR OMC List MCDO Team Al Baluchi <osd.ncr.OMC.list.mcdo-team-mohammad <osd.ncr.OMC.list.mcdo-team-al-baluchi USAF OSD OMC OCP (USA) Swann, Robert Lee CIV OSD OMC OCP (USA) Maj USMC HQMC (USA) <robert.l.swann4.civ Dykstra, Christopher M CIV (USA) < christopher.m.dykstra4.civ CHRISMD8 < CHRISMD8 Clay Trivett clayton.trivett CLIFFODJ <CLIFFODJ Cox, Dale J (John) CIV OSD (clayton.trivett OMC OCP (USA) <dale.j.cox.civ DALEJC <dalejc Dastoor, Neville F MAJ USARMY OSD OMC OCP EDWARDR <edwardr (USA) < neville.f.dastoor.mil Furr, Jeffery C SSgt USMC OSD OMC OCP (USA) Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA) <rudolph.p.gibbs.civ <jeffery.c.furr.mil Jeffrey D CIV OSD OMC OCP (USA) < jeffrey.d.groharing.civ Fulmines, Heather A CTR (USA) <heather.a.fulmines.ctr >; HEATHERF < heatherf IV OSD OMC OCP (USA) Horn, April L anthonjk <anthonjk MSgt USAF OSD OMC OCP (USA) <april.l.horn.mil leff Groharing JEFFERCF < JEFFERCF JEFFREDG (jeffrey.groharing <jeffrey.groharing Johnson, Clifford D Jr SSgt USMC OSD OMC OCP (USA) <clifford.d.johnson47.mi <jeffredg Kiser, Antony J SSG USARMY (USA) <antony.j.kiser.mil Martins, Mark S BG USARMY OSD OMC OCP (US) <mark.s.martins.mil HARIDIVT < HARIDIVT Thravalos, Haridimos V CIV DLSA (US) NEVILLFD < NEVILLFD NICOLEAT < nicoleat <haridimos.v.thravalos.civ O'Sullivan, Michael J CIV OSD OMC OCP (USA) < michael.j.osullivan14.civ RACHELET < RACHELET ROBERTLS LTC USARMY OSD OMC OCP (USA) RUDOLPPG <robertls Ryan, Ed (USANCW)! <rudolppg Ryan, Edward R CIV (USA) <edward.r.ryan20.civ Hall, Jackson T Maj USAF OSD OMC OCP (USA) Tate, Nicole A CIV (US) < nicole.a.tate4.civ

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 14 of 57

SECRETARISTORIA SECRETARISTORIA Secretaria Secreta
Clay Trivett
From: Connell, James G III CIV (USA) < james.g.connell7.civ Sent: Tuesday, February 04, 2020 8:47 AM To: Trivett, Clayton G CIV (USA) < clayton.g.trivett.civ OSD NCR OMC List MCDO Team RBAS OSD NCR OMC List MCDO Team Hawsawi < osd.ncr.OMC.list.mcdo-team-hawsawi OSD NCR OMC List MCDO Team Bin Attash < osd.ncr.OMC.list.mcdo-team-bin-attash OSD NCR OMC List MCDO Team Mohammad < osd.ncr.OMC.list.mcdo-team-mohammad
ather.a.fulmines.ctr HEATHERF < heatherf Horn, April L MSgt USAF OSD OMC OCP (USA) <a (jeffrey.groharing="" <a="" anthonjk="" groharing="" jeff="" pre="" pril.l.horn.mil=""> Jeffredg
Mr. Trivett,
4 Enternegation whats committee excens allegorization allegory

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 15 of 57

Yes please. They will be needed in the examination of SA Fitzgerald. Best regards, James Connell ----Original Message----From: Trivett, Clayton G CIV (USA) <clayton.g.trivett.civ Sent: Monday, February 3, 2020 2:44 PM To: Connell, James G III CIV (USA) < james.g.connell7.civ OSD NCR OMC List MCDO Team RBAS <osd.ncr.OMC.list.mcdo-team-rbas OSD NCR OMC List MCDO Team Hawsawi <osd.ncr.OMC.list.mcdo-team-OSD NCR OMC List MCDO Team Bin Attash < osd.ncr.OMC.list.mcdo-team-bin-attash OSD NCR OMC List OSD NCR OMC List MCDO Team Mohammad <osd.ncr.OMC.list.mcdo-team-mohammad MCDO Team Al Baluchi <osd.ncr.OMC.list.mcdo-team-al-baluchi April L TSgt USAF OSD OMC OCP Horn - OSD (aprillh3 <aprillh3 USAF OSD OMC OCP Capt USAF OSD OMC OCP Swann, Robert Lee CIV OSD OMC OCP (USA) <robert.l.swann4.civ (USA) Maj USMC HQMC (USA) Dykstra, Christopher M CIV (USA) <christopher.m.dykstra4.civ</p> <CHRISMD8 Christopher M. Dykstra (CHRISMD8) Trivett (clayton.trivett <clayton.trivett CLIFFODJ Cox, Dale J (John) CIV OSD OMC OCP (USA) <dale.j.cox.civ Dastoor, Neville F MAJ Dale Cox (dalejc <dalejc USARMY OSD OMC OCP (USA) < neville.f.dastoor.mil edwardr Furr, Jeffery C SSgt USMC OSD OMC OCP (USA) < jeffery.c.furr.mil Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA) <rudolph.p.gibbs.civ >; Groharing, Jeffrey D CIV OSD OMC OCP (USA) <jeffrey.d.groharing.civ Fulmines, Heather A CTR (USA) <heather.a.fulmines.ctr Heather A CTR Fulmines (US) (heatherf <heatherf Horn, April L MSgt USAF OSD OMC OCP (USA) CIV OSD OMC OCP (USA) <april.l.horn.mil Jack Kiser - USA (anthonjk <anthonjk Jeff Groharing JEFFERCF (JEFFERCF <JEFFERCF (jeffrey.groharing <jeffrey.groharing Johnson, Clifford D Jr SSgt USMC OSD OMC OCP (USA) <clifford.d.johnson47.mil jeffredg Antony J SSG USARMY (USA) < antony.j.kiser.mil Martins, Mark S BG USARMY OSD OMC OCP (US) <mark.s.martins.mil Mos Alt Site < HARIDIVT Thravalos, Haridimos V CIV DLSA (US) <haridimos.v.thravalos.civ Neville Dastoor (nevillfd <nevillfd Nicole Tate (nicoleat <nicoleat O'Sullivan, Michael J CIV OSD OMC OCP (USA) < michael.j.osullivan14.civ Rachel E CDR USN DLSA Trest (USA) (Rachelet <Rachelet LTC USARMY OSD OMC OCP robertls (USA) Rudy Gibbs (rudolppg <rudolppg Ryan, Ed (USANCW) Ryan, Edward R CIV (USA) <edward.r.ryan20.civ Tate, Nicole A CIV (US) < nicole.a.tate4.civ Hall, Jackson T Maj USAF OSD OMC OCP (USA) Tavo Hall Alt Site < JACKSOTH Trest, Rachel E CDR USN DLSA (USA) <jackson.t.hall.mil <rachel.e.trest.mi Zelnis, Charles R CIV OSD OMC OCP (USA) <charles.r.zelnis.civ Subject: RE: Possible Stipulations in Advance of Testimony for Special Agent Pellegrino and IA Antol Mr. Connell, As I recall you had asked for the Prosecution to confirm if certain requirements were dated before or after 12 May 03. We confirmed that all of the requirements were from a date before 12 May 03. We did not intend to produce a lesser redacted version. Are you now specifically requesting lesser-redaction versions of those particular requirements? Regards, Clay

ACCREO MOTORIA

SENSING STORY STORY			
Original Message			
From: Connell, James G III CIV (USA) <james.g.connell7.civ< td=""></james.g.connell7.civ<>			
Sent: Monday, February 3, 2020 2:10 PM			
To: Trivett, Clayton G CIV (USA) <clayton.g.trivett.civ list="" mcdo="" ncr="" omc="" osd="" rbas<="" td="" team=""></clayton.g.trivett.civ>			
<osd.ncr.omc.list.mcdo-team-rbas <osd.ncr.omc.list.mcdo-team-<="" hawsawi="" list="" mcdo="" ncr="" omc="" osd="" td="" team=""></osd.ncr.omc.list.mcdo-team-rbas>			
hawsawi OSD NCR OMC List MCDO Team Bin Attash <osd.ncr.omc.list.mcdo<u>-team-bin-attash</osd.ncr.omc.list.mcdo<u>			
OSD NCR OMC List MCDO Team Mohammad <osd.ncr.omc.list.mcdo-team-mohammad< td=""></osd.ncr.omc.list.mcdo-team-mohammad<>			
MCDO Team Al Baluchi <osd.ncr.omc.list.mcdo-team-al-baluchi< td=""></osd.ncr.omc.list.mcdo-team-al-baluchi<>			
Cc: April L TSgt USAF OSD OMC OCP Horn - OSD (aprillh3 <aprillh3< td=""></aprillh3<>			
USAF OSD OMC OCP (USA) Capt USAF OSD OMC OCP			
(USA) Swann, Robert Lee CIV OSD OMC OCP (USA) <robert.l.swann4.civ (usa)="" (usa)<="" christopher="" civ="" dykstra,="" hqmc="" m="" maj="" td="" usmc=""></robert.l.swann4.civ>			
<christopher.m.dykstra4.civ< p=""> Christopher M. Dykstra (CHRISMD8 CHRISMD8 Clay Cox, Dale J (John)</christopher.m.dykstra4.civ<>			
CIV OSD OMC OCP (USA) <dale.j.cox.civ< td=""></dale.j.cox.civ<>			
OCP (USA) < jeffery.c.furr.mil Gibbs, Rudolph P Jr CIV OSD OMC OCP (USA) < rudolph.p.gibbs.civ			
>; Groharing, Jeffrey D CIV OSD OMC OCP (USA) <jeffrey.d.groharing.civ (usa)<="" a="" ctr="" fulmines,="" heather="" td=""></jeffrey.d.groharing.civ>			
<heather.a.fulmines.ctr< p=""> Heather A CTR Fulmines (US) (heatherf</heather.a.fulmines.ctr<>			
CIV OSD OMC OCP (USA) Horn, April L MSgt USAF OSD OMC OCP (USA)			

Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 17 of 57

A STATE OF THE PARTY OF THE PAR

19	OPPOUR HUMBE DEVIL	
<osd.ncr.omc.list.mcdo-team-mohammad< th=""><th>OSD NCR OMC List MCI</th><th>DO Team Al Baluchi</th></osd.ncr.omc.list.mcdo-team-mohammad<>	OSD NCR OMC List MCI	DO Team Al Baluchi
<osd.ncr.omc.list.mcdo-team-al-baluchi< th=""><th></th><th>andra a lagranisa dengan dengan dan dan dan dan dan dan dan dan dan d</th></osd.ncr.omc.list.mcdo-team-al-baluchi<>		andra a lagranisa dengan dengan dan dan dan dan dan dan dan dan dan d
Cc: April L TSgt USAF OSD OM	C OCP Horn - OSD (aprillh3	<aprillh3 capt<="" td=""></aprillh3>
USAF OSD OMC OCP (USA)		Capt USAF OSD OMC OCP
(USA) Swann,	Robert Lee CIV OSD OMC OCP	(USA) <robert.l.swann4.civ< td=""></robert.l.swann4.civ<>
Maj USMC HQMC (USA)	Dykst	ra, Christopher M CIV (USA)
	pher M. Dykstra (CHRISMD8	<chrismd8 clay<="" td=""></chrismd8>
Trivett (clayton.trivett <clayton.triv< td=""><td></td><td>CLIFFODJ Cox, Dale J (John</td></clayton.triv<>		CLIFFODJ Cox, Dale J (John
CIV OSD OMC OCP (USA) <dale.j.cox.civ< td=""><td></td><td><dalejc dastoor,="" f="" maj<="" neville="" td=""></dalejc></td></dale.j.cox.civ<>		<dalejc dastoor,="" f="" maj<="" neville="" td=""></dalejc>
USARMY OSD OMC OCP (USA) < neville.f.dastoo		Furr, Jeffery C SSgt USMC OSD OMC
	Rudolph P Jr CIV OSD OMC OCI	P (USA) <rudolph.p.gibbs.civ< td=""></rudolph.p.gibbs.civ<>
>; Groharing, Jeffrey D CIV OSD OMC OCP (USA	(a) <jeffrey.d.groharing.civ< td=""><td>Fulmines, Heather A CTR (USA)</td></jeffrey.d.groharing.civ<>	Fulmines, Heather A CTR (USA)
	CTR Fulmines (US) (heatherf	<heatherf< td=""></heatherf<>
CIV OSD OMC OCP (USA)	Horn, April L MSgt USAF	OSD OMC OCP (USA)
<april.l.horn.mil (ar<="" -="" jack="" kiser="" td="" usa=""><td>3.22</td><td>Jeff Groharing</td></april.l.horn.mil>	3.22	Jeff Groharing
(jeffrey.groharing <jeffrey.groharin< td=""><td>JEFFERCF (JEFFE</td><td>RCF <jeffercf< td=""></jeffercf<></td></jeffrey.groharin<>	JEFFERCF (JEFFE	RCF <jeffercf< td=""></jeffercf<>
jeffredg Johnson, Clifford D Jr SSgt US	MC OSD OMC OCP (USA) <cliffo< td=""><td>ord.d.johnson47.mil</td></cliffo<>	ord.d.johnson47.mil
Antony J SSG USARMY (USA) <antony.j.kiser.mil< td=""><td>Martins, Mark S B</td><td>G USARMY OSD OMC OCP (US)</td></antony.j.kiser.mil<>	Martins, Mark S B	G USARMY OSD OMC OCP (US)
<mark.s.martins.mil <i<="" alt="" mos="" site="" td=""><td>ARIDIVT Thravalos,</td><td>Haridimos V CIV DLSA (US)</td></mark.s.martins.mil>	ARIDIVT Thravalos,	Haridimos V CIV DLSA (US)
<haridimos.v.thravalos.civ d<="" neville="" td=""><td>astoor (nevillfd <nevi< td=""><td>illfd Nicole Tate</td></nevi<></td></haridimos.v.thravalos.civ>	astoor (nevillfd <nevi< td=""><td>illfd Nicole Tate</td></nevi<>	illfd Nicole Tate
(nicoleat <nicoleat< td=""><td>9 H</td><td></td></nicoleat<>	9 H	
O'Sullivan, Michael J CIV OSD OMC OCP (USA)	michael.j.osullivan14.civ	Rachel E CDR USN DLSA Trest
(USA) (Rachelet < Rachelet	robertls	LTC USARMY OSD OMC OCP
(USA) Rudy Gibb	os (rudolppg < rudolpp	Ryan, Ed (USANCW)
<ed.ryan (us<="" civ="" edward="" r="" ryan,="" td=""><td>A) <edward.r.ryan20.civ< td=""><td></td></edward.r.ryan20.civ<></td></ed.ryan>	A) <edward.r.ryan20.civ< td=""><td></td></edward.r.ryan20.civ<>	
Tate, Nicole A CIV (US) < nicole.a.tate4.civ		OSD OMC OCP (USA)
<jackson.t.hall.mil< td=""><td></td><td>Rachel E CDR USN DLSA (USA)</td></jackson.t.hall.mil<>		Rachel E CDR USN DLSA (USA)
<rachel.e.trest.mil clayton<="" td="" trivett,=""><td>G CIV (USA) <clayton.g.trivett.ci< td=""><td>v Zelnis, Charles R CIV OSD</td></clayton.g.trivett.ci<></td></rachel.e.trest.mil>	G CIV (USA) <clayton.g.trivett.ci< td=""><td>v Zelnis, Charles R CIV OSD</td></clayton.g.trivett.ci<>	v Zelnis, Charles R CIV OSD
OMC OCP (US) <charles.r.zelnis.civ< td=""><td></td><td>N</td></charles.r.zelnis.civ<>		N
Subject: Possible Stipulations in Advance of Tes	timony for Special Agent Pelleg	rino and IA Antol

Defense Counsel,

In the past we have discussed the possibility of stipulating to certain facts surrounding "Requirements Cables" sent by FBI personnel to representatives of the CIA during the time the Accused were in CIA custody. In the near future, SA Frank Pellegrino and IA Brian Antol will be testifying in relation to existing motions to suppress. If you believe it worthwhile, please consider and propose any stipulation that you feel would help your examination of these witnesses. We expect to meet with both witnesses before their testimony and would take up any proposed stipulation with them at that time.

Regards,

Clay Trivett

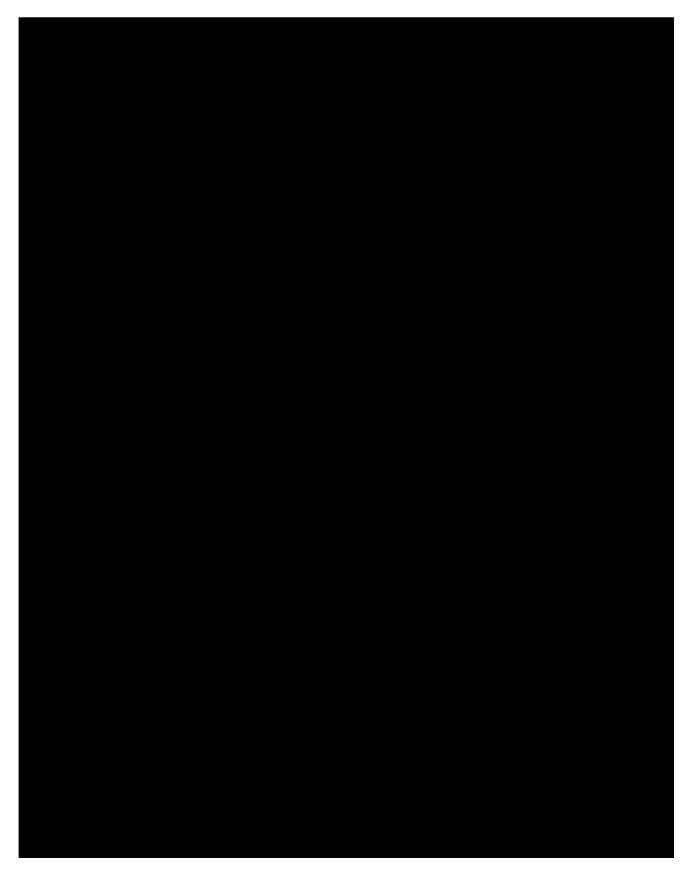
7 CROSS SELECCINA (MELY) AND OTHER (SELEC

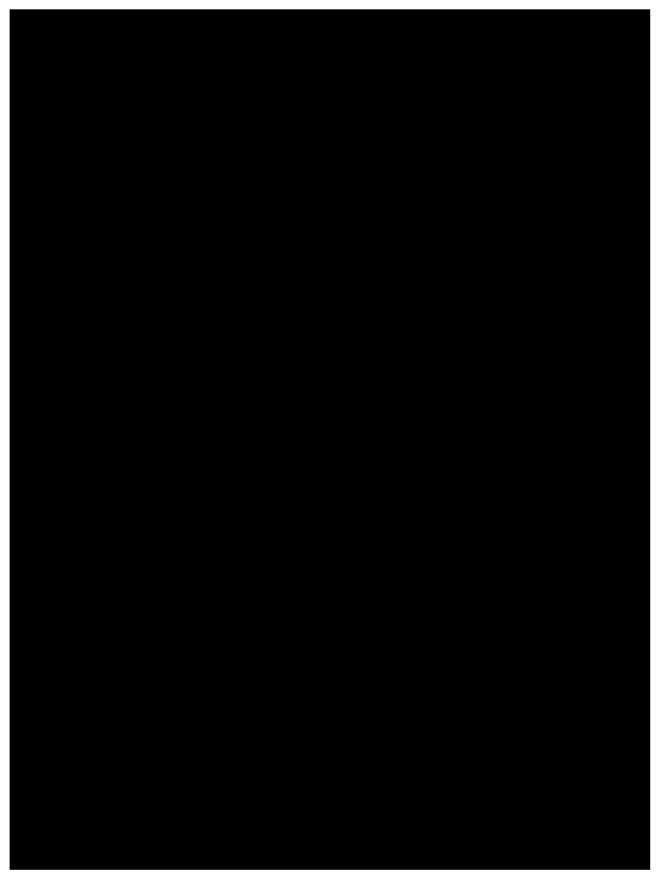
ATTACK TOTAL STREET, S

STORTHORNEON

(U) Attachment C

SAN SAN AND AND ASSESSED BY SAN ASSESSED

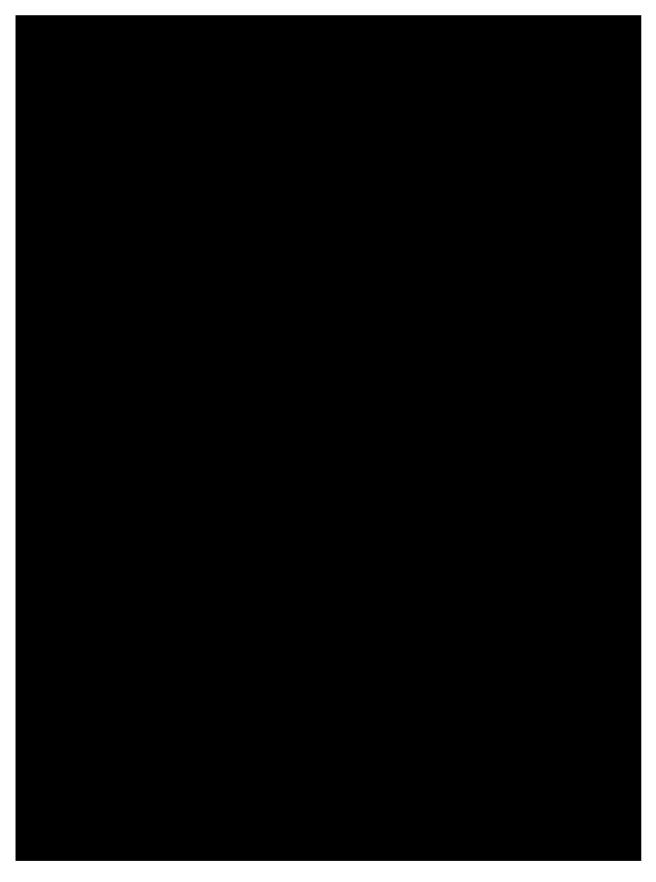




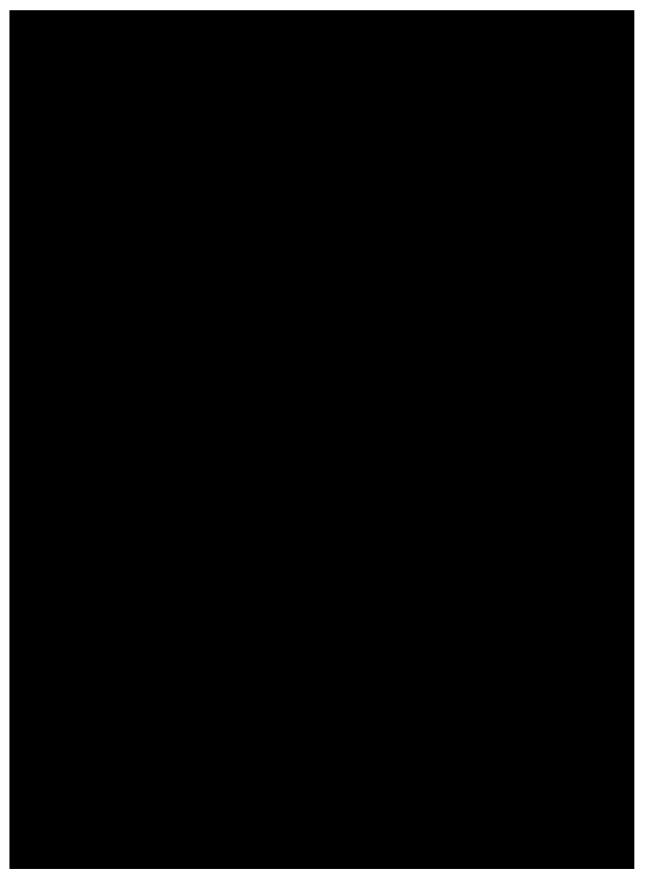
STERNING TONING

(U) Attachment D

ON THE PROPERTY OF THE PARTY OF

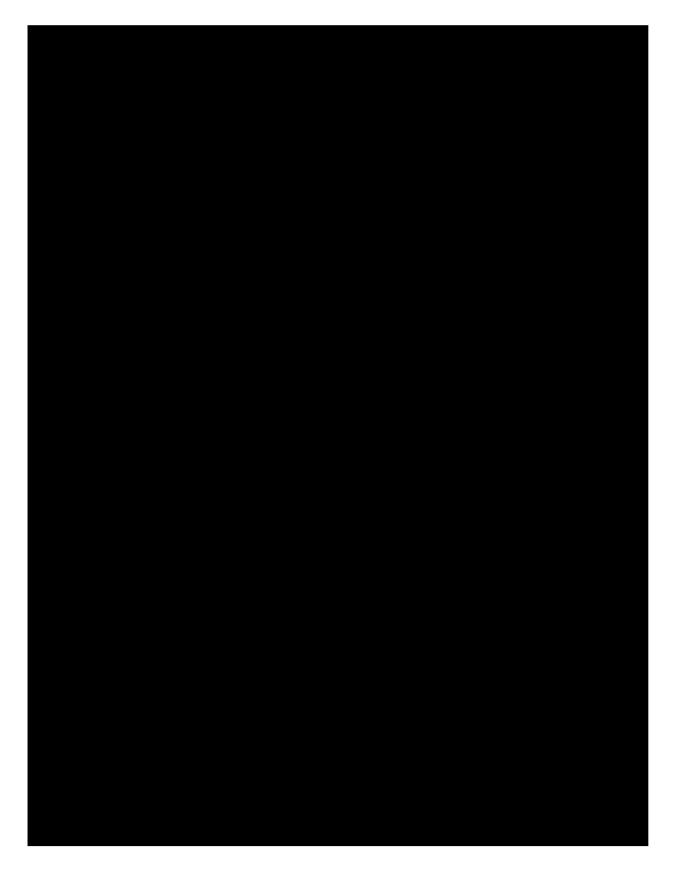


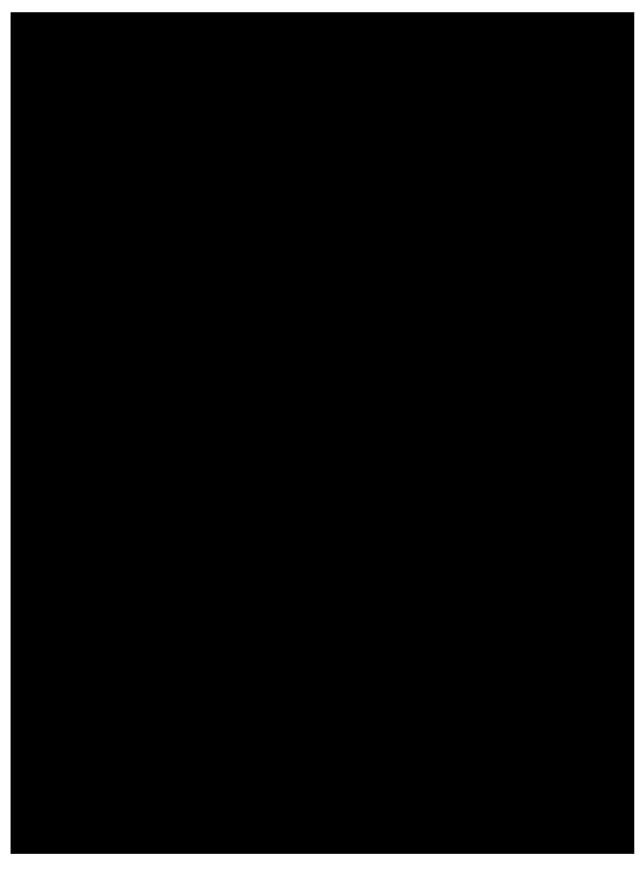
Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 23 of 57

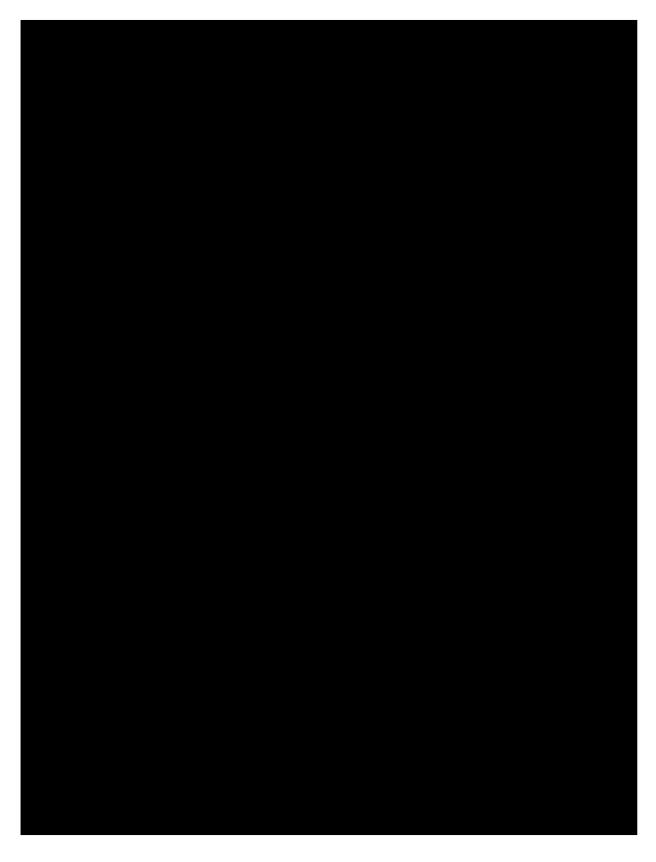


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 24 of 57

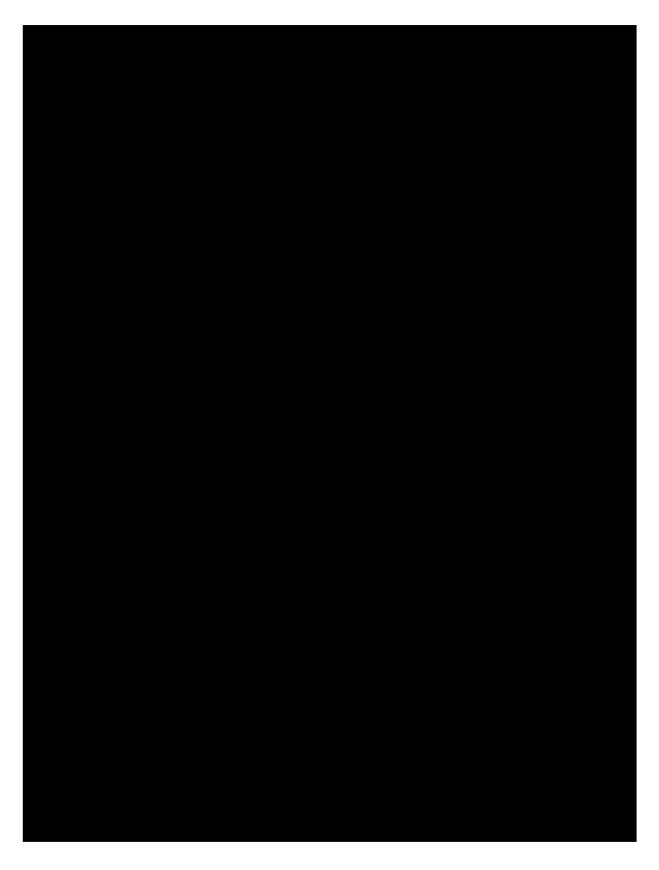




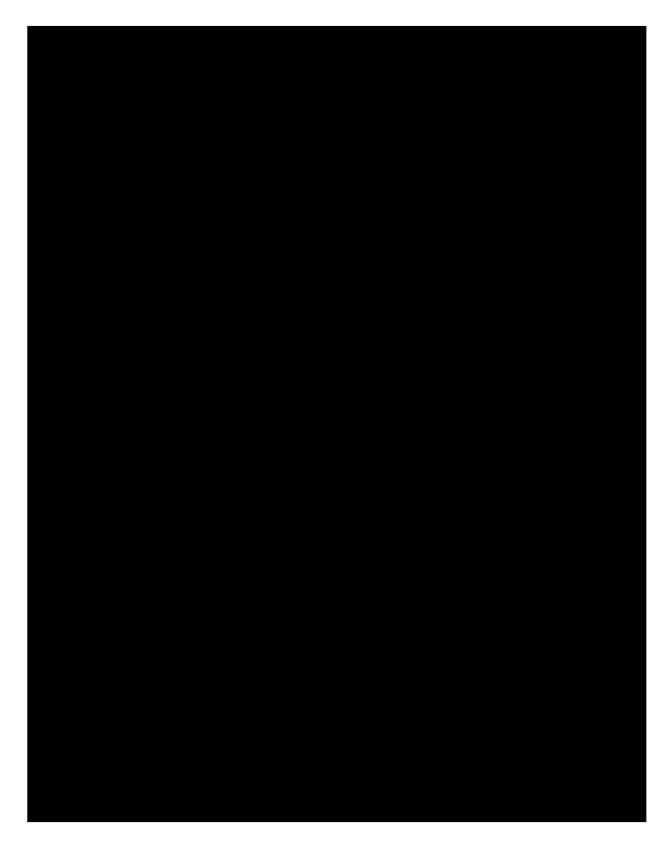


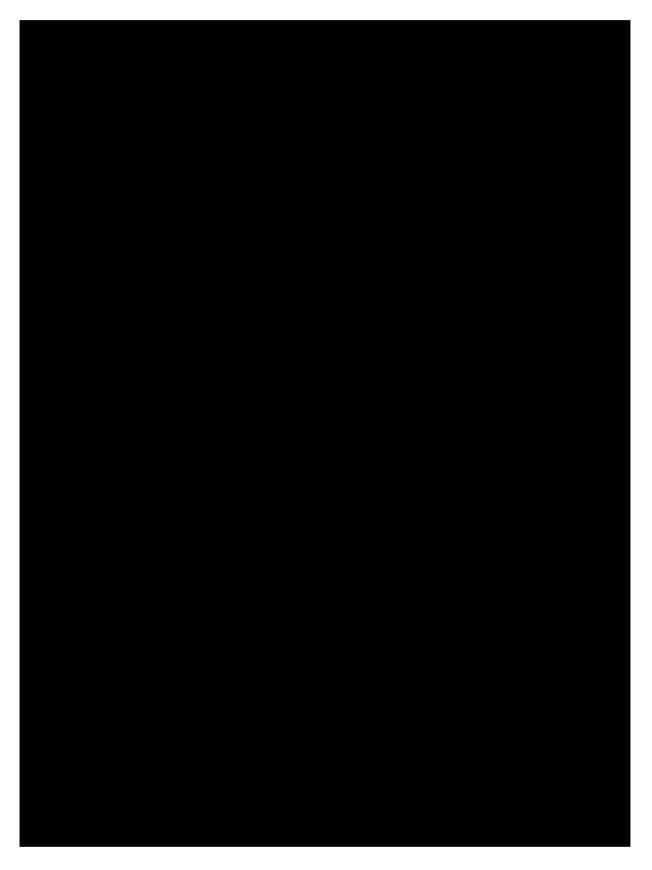






Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 30 of 57





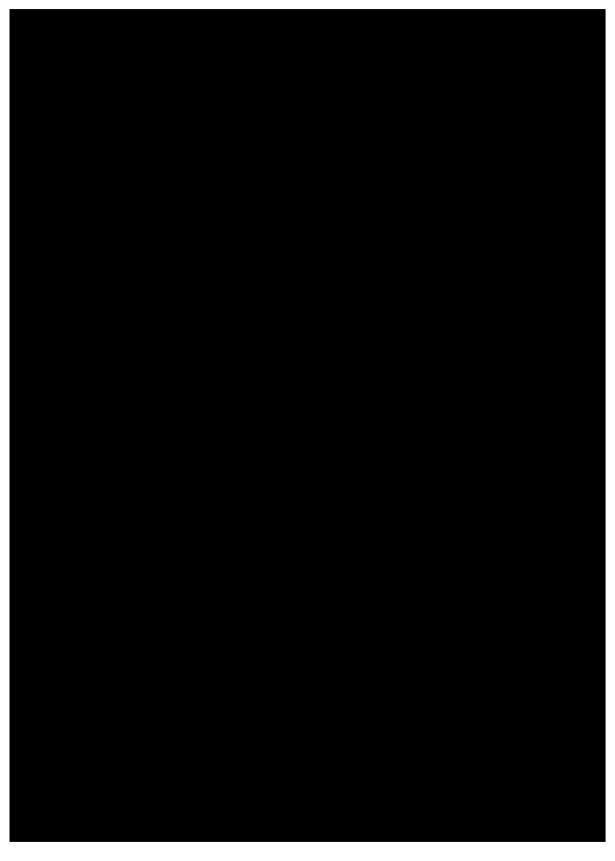
Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 32 of 57

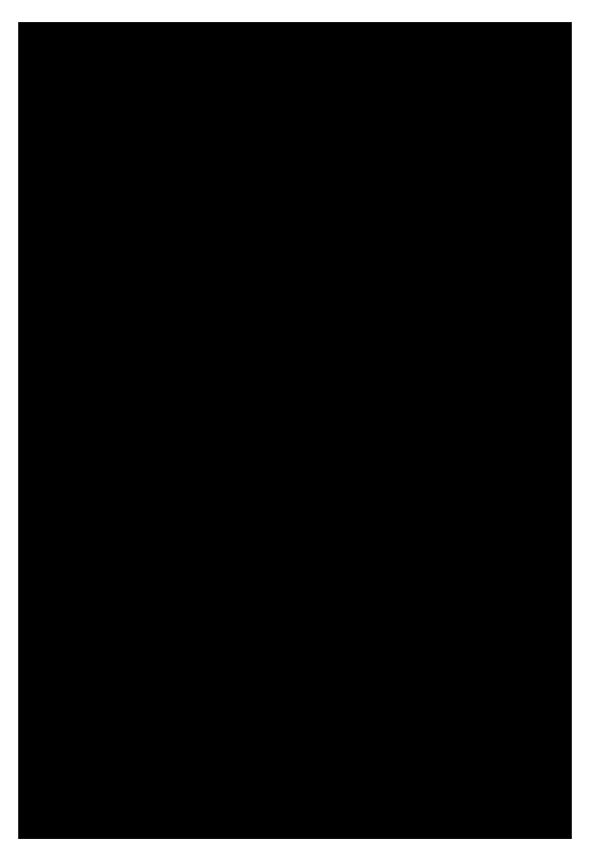


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 33 of 57



Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 34 of 57



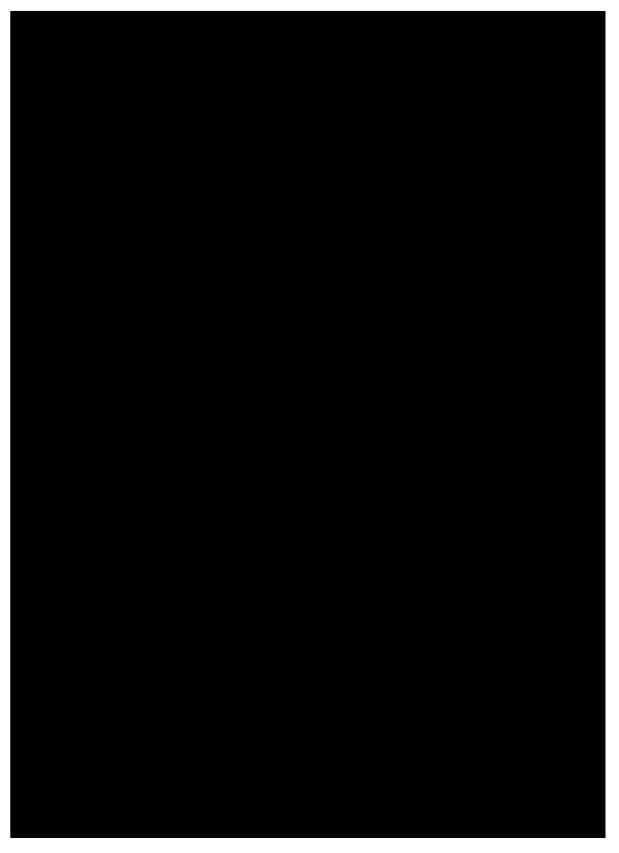


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 36 of 57





Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 38 of 57

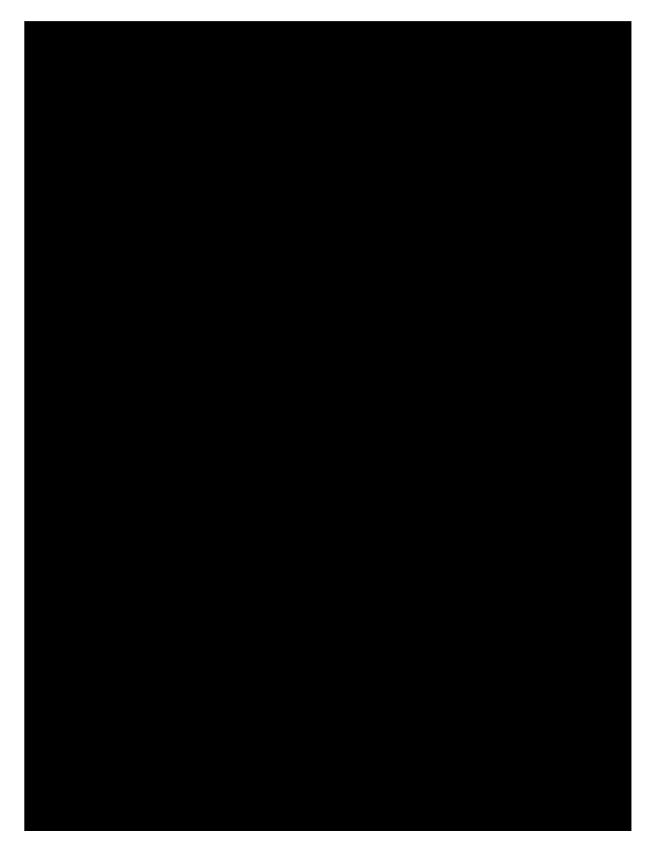


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 39 of 57

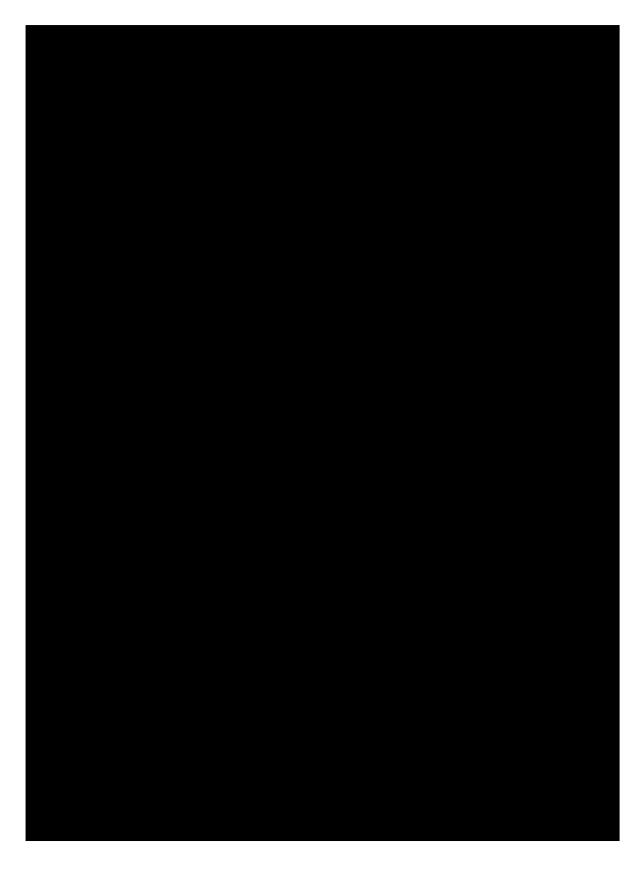
SECRETIONS

(U) Attachment E

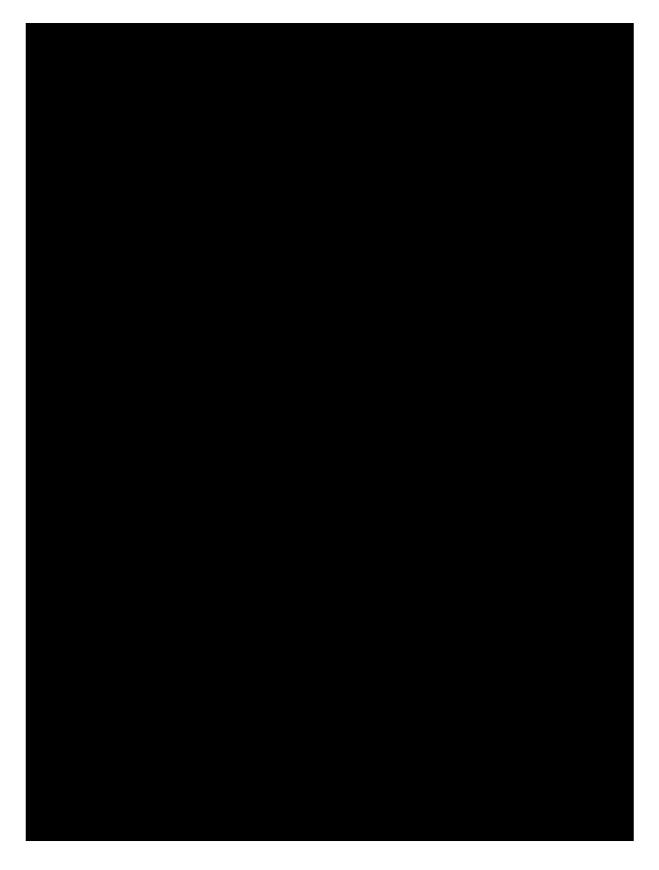
SAN SAN AND AND ASSESSMENT OF THE SAN ASSESS











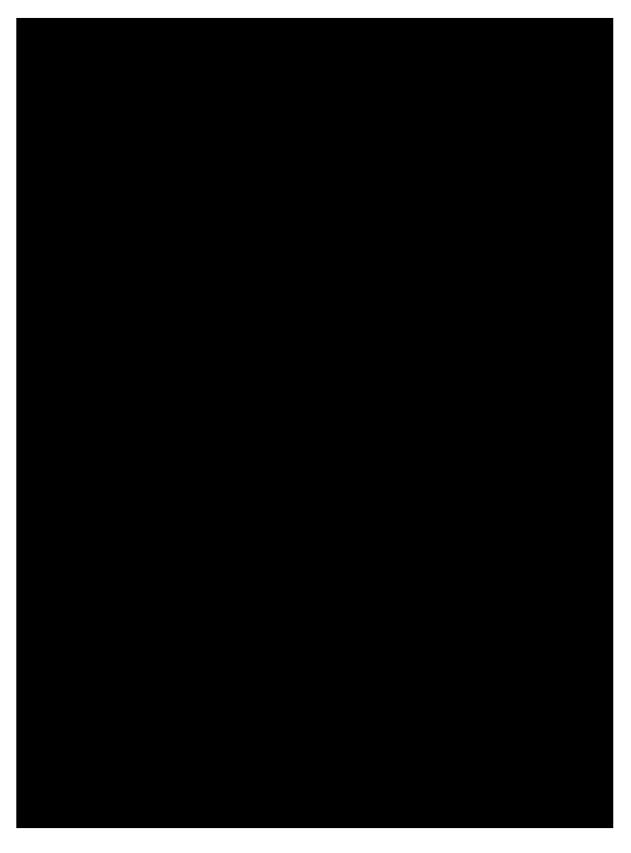


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 46 of 57

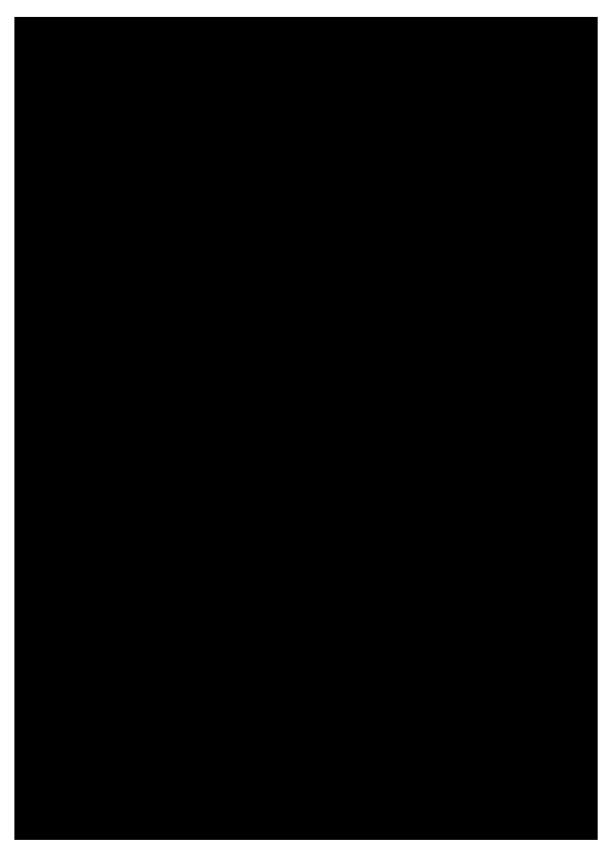




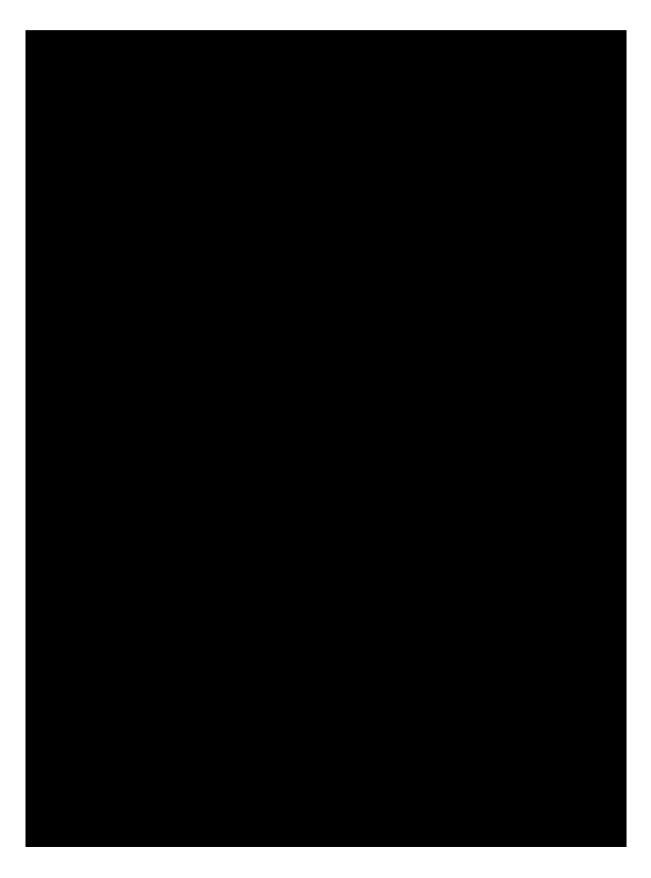
Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 48 of 57

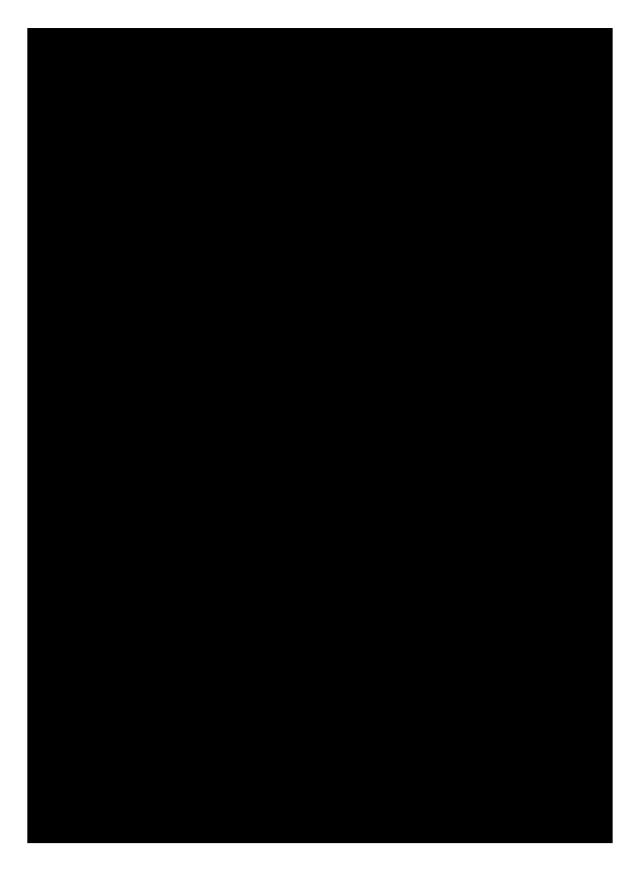


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 49 of 57

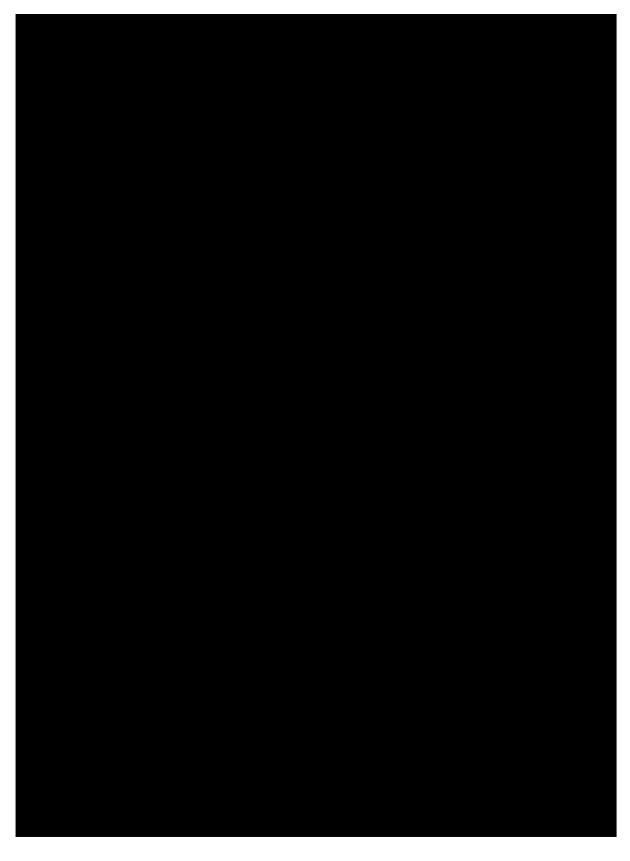


Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 50 of 57





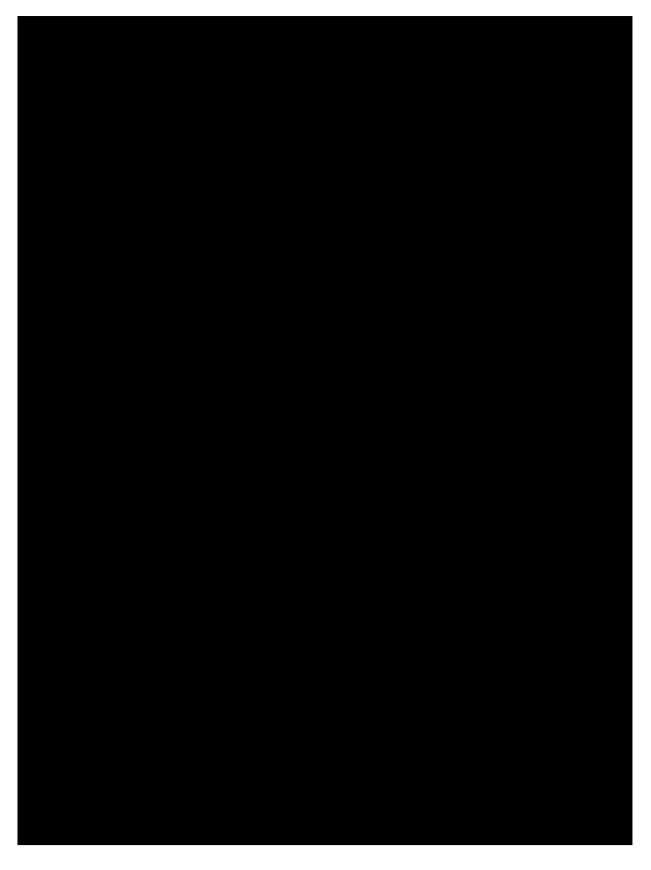
Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 52 of 57



Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 53 of 57



Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 54 of 57



Filed with TJ 11 February 2020 Appellate Exhibit 538KK (AAA) Page 55 of 57

