

**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 619A**

**RULING**

**Mr. al Baluchi’s Motion**  
To Permit the Absence of Detailed Defense  
Counsel Pursuant to R.M.C. 805(c)

**12 February 2019**

---

1. Counsel for Mr. Ali (a.k.a. al Baluchi) moved<sup>1</sup> to excuse Detailed Defense Counsel, Lt Col Sterling R. Thomas, from the Commission hearings scheduled between 18 – 29 March 2019. *See* Rule for Military Commissions 805(c). Mr. Ali consents to the absence. The Government does not oppose the motion.<sup>2</sup>

2. Counsel for Mr. Ali have asserted that other qualified counsel, to include Learned Counsel, will be present to represent Mr. Ali. The Defense has not requested a continuance. The Commission finds under the circumstances the Accused’s right to be adequately represented during hearings scheduled between 18 – 29 March 2019 will not be impaired by Lt Col Thomas’ absence.

3. The motion is **GRANTED**.

So **ORDERED** this 12th day of February, 2019.

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

---

<sup>1</sup> AE 619 (AAA), Mr. Baluchi’s Motion To Permit the Absence of Detailed Defense Counsel Pursuant to R.M.C. 805(c), filed 11 February 2019.

<sup>2</sup> *Id.* at para. 7.