

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

<p>UNITED STATES OF AMERICA</p> <p>v.</p> <p>KHALID SHAIKH MOHAMMAD, WALID MUHAMMAD SALIH MUBARAK BIN ‘ATTASH, RAMZI BIN AL SHIBH, ALI ABDUL AZIZ ALI, MUSTAFA AHMED ADAM AL HAWSAWI</p>	<p>AE 788 (Sup)/AE 639HH</p> <p><i>Supplement to</i> INTERIM ORDER</p> <p>Temporary Extension of Briefing and Litigation Suspense Due to Impacts of Coronavirus COVID-19</p> <p>23 March 2020</p>
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1. On 16 March 2020, in AE 788,¹ the Commission recognized the challenges the COVID-19 outbreak imposed on the parties with respect to meeting filing deadlines and authorized a seven (7) day extension of all briefing and litigation suspense dates. The Commission advised the parties it would review whether further extension is appropriate on 23 March 2020.
2. The Commission determines that the COVID-19 outbreak continues and remains fluid.² Accordingly, the Commission authorizes an **additional seven (7) day** extension of all briefing and litigation suspense dates until **30 March 2020**. The Commission will review whether further extension is appropriate at that time.³
3. As specified in AE 788, during the current health crisis the Trial Judiciary will only accept and process pleadings containing classified information on Wednesdays. In connection with this restriction, if a response, reply or some other pleading is due on any day other than a Wednesday, the due date is extended to the following Wednesday.

¹ AE 788 Interim Order, Temporary Extension of Briefing and Litigation Suspense Due to Impacts of Coronavirus COVID-19, dated 16 March 2020.

² <https://www.cdc.gov/coronavirus/2019-ncov/index.html> (last visited 23 March 2020).

³ The Commission notes that the Defense has filed AE 639FF (KSM, WBA, RBS, AAA, MAH), Defense Motion to Suspend Briefing Schedule Due to the National Emergency Concerning the Novel Coronavirus Disease (COVID-19) Outbreak, filed 17 March 2020 and the Commission has granted Mr. Mohammad’s motion for leave to supplement that motion. As the briefing cycle is not complete and the COVID-19 situation remains fluid, that motion is not ripe for Commission action at this time.

So **ORDERED** this 23rd day of March, 2020.

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W. SHANE COHEN, Colonel, USAF
Military Judge
Military Commissions Trial Judiciary