

UNCLASSIFIED//FOR PUBLIC RELEASE  
**MILITARY COMMISSIONS TRIAL JUDICIARY  
GUANTANAMO BAY, CUBA**

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UNITED STATES OF AMERICA

v.

ABD AL HADI AL-IRAQI

**AE 053CC**

**Defense Notice**  
to The Military Commission in  
Compliance with AE 053B and AE 053I

**4 December 2018**

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**1. IAW AE 053B ORDER RELEASE AND DETAIL OF MILITARY COUNSEL** the Defense provides this Commission with following updated in relation to the detailing of Defense Counsel.

Lieutenant Charles D Ball, III

a. On 20 November 2018, Lieutenant Charles Ball, JAG Corps., United States Navy, was assigned (pending detailing) by the Chief Defense Counsel for Military Commission to represent Nashwan al-Tamir, the Accused, in the above-captioned case.

b. On 28 November 2018, the Military Commissions Defense Organization (MCDO) was informed by the Office of Special Security that LT Ball received his final, adjudicated TS/SCI clearance. He was “read on” to TS/SCI the following day.

c. LT Ball has attorney-client visits scheduled with Mr. al-Tamir for the week of 17 December 2018.

d. LT Ball is still waiting for the Office of Special Security to schedule his SAP read on. LT Ball cannot meet with Mr. al-Tamir until he completes his SAP read on.

Lieutenant Dahoud Askar

a. On 26 February 2018, Lieutenant Dahoud Askar, JAG Corps., United States Navy, was assigned (pending detailing) by the Chief Defense Counsel for Military Commission to represent Nashwan al-Tamir, the Accused, in the above-captioned case.

b. On 29 November 2018, the MCDO was informed by the Office of Special Security that LT Askar received his final, adjudicated TS/SCI clearance. He is currently awaiting the scheduling of two separate read ons to TS/SCI and SAP by the Office of Special Security.

c. LT Askar has attorney-client visits scheduled with Mr. al-Tamir for the week of 17 December 2018. LT Askar cannot meet with Mr. al-Tamir until he completes his TS/SCI and SAP read ons.

2. The Defense has fulfilled the requirements of AE 053B and AE 053I.

**3. Attachment:**

A. Certificate of Service, dated 4 December 2018.

Respectfully Submitted,

//s//  
SUSAN HENSLER  
Detailed Defense Counsel

//s//  
ADAM THURSCHELL  
Detailed Defense Counsel

//s//  
BRENT RUSHFORTH  
Pro Bono Counsel

//s//  
YOLANDA MILLER  
Maj, USAF  
Detailed Defense Counsel

# ATTACHMENT A

**CERTIFICATE OF SERVICE**

I certify that on **4 December 2018**, I filed **AE 053CC, Defense Notice to The Military Commission in Compliance with AE 053B and AE 053I**, with the Office of the Military Commissions Trial Judiciary and I served a copy on Government counsel on record.

*//s//*

SUSAN HENSLER  
Detailed Defense Counsel