

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

<p>UNITED STATES OF AMERICA</p> <p>v.</p> <p>ABD AL HADI AL-IRAQI</p>	<p>AE 122B</p> <p>SECOND AMENDED CALENDAR YEAR 2019 SCHEDULING ORDER</p> <p>18 January 2019</p>
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1. On 1 August 2018, the Commission issued AE 122, setting forth the hearing schedule for Calendar Year 2019.¹ On 29 November 2018, the Commission issued AE 122A,² amending the hearing dates for the January 2019 session. The Commission hereby amends the remaining scheduled hearing dates in the AE 122 Calendar Year 2019 Order as follows (changes in bold):³

- a. **4 – 8 March 2019;**
- b. **11 – 19 July 2019;**
- c. **13 – 16 August 2019;**⁴
- d. **19 – 28 August 2019;**
- e. **30 September – 4 October 2019;**⁵
- f. **7 October – 11 October 2019;** and,
- g. **9 – 13 December 2019.**

¹ AE 122, Calendar Year 2019 Scheduling Order, dated 1 August 2018.

² AE 122A, Amended Scheduling Order, dated 29 November 2018.

³ The scheduled hearings may be lengthened or shortened depending on the scope and nature of litigation docketed for a particular session. The session scheduled for 29 April 2019 – 3 May 2019 is cancelled.

⁴ This session will be to conduct hearings in accordance with Military Commission Rule of Evidence (M.C.R.E.) 505(h) in a Sensitive Compartmented Information Facility (SCIF) in the National Capital Region to be identified by the Government not later than 31 July 2019. The Accused will not be present. (*See* AE 110E, Second Amended Litigation Schedule, dated 18 January 2019.)

⁵ This session will be to conduct hearings in accordance with M.C.R.E 505(h) in a SCIF in the National Capital Region previously identified by the Government. The Accused will not be present. (*See* AE 110E, Second Amended Litigation Schedule, dated 18 January 2019.)

2. Delay in the assembly of this Commission and trial of this case is excluded in accordance with R.M.C. 707(b)(4)(E)(i) and R.M.C. 707(c) as the resolution of the issues that require the delay outweighs the interests of the public and the Accused in a prompt trial.

3. It is hereby **ORDERED** the hearings will begin at 0900 hours on the first day of each of the sessions. The Accused will be present at the first session of each scheduled hearing date⁶ unless he provides written waiver of appearance in accordance with AE 074C, or the Military Judge instructs otherwise.

So **ORDERED** this 18th day of January, 2019.

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M. D. LIBRETTO
LtCol, USMC
Military Judge

⁶ The Accused will not be present for the two (2) M.C.R.E. 505(h) hearings in the National Capital Region.