

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

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<b>OMAR DEGHAYES,</b>	:	
<i>et al.</i>	:	
	:	
Petitioners,	:	Civil Action No. CV-04-2215 (RMC)
	:	
v.	:	
	:	
<b>GEORGE W. BUSH, et al.</b>	:	
	:	
Respondents.	:	
	:	
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**MOTION FOR WITHDRAWAL OF APPEARANCE**

Julia Symon de Kluiver, James M. Hosking, Stacey D. Becker, and Christopher Land, pursuant to LCvR 83.6(c), move this Court to withdraw their appearance as counsel for Petitioners in the above captioned cause of action, for the following reasons:

1. The above-listed attorneys are current (and in the case of Stacey Becker and Christopher Land, former) attorneys with Clifford Chance US LLP (“Clifford Chance”) and co-counsel of record for these Petitioners.
2. The petition in this *habeas* action was filed by Clive Stafford Smith and James Beane as Petitioners’ counsel on December 22, 2004. Since then, Mr. Stafford Smith has been primary counsel to these Petitioners, and, as the Court is aware, has filed a number of motions and otherwise actively pursued this *habeas* litigation.
3. On March 14, 2005, Clifford Chance appeared as co-counsel of record, at Mr. Stafford Smith’s request.

4. Co-counsel from Clifford Chance, have spent a substantial amount of time representing Guantanamo detainees on a pro bono basis over the last year, primarily in the action styled Khalid, et al. v. Bush, et al., No. 04-CV-1142 (D.C. Feb. 18, 2005).
5. However, since entering their appearance in the instant case, co-counsel from Clifford Chance have spent a *de minimus* amount of time working on it. The vast majority of the time handling the case has been devoted by Mr. Stafford Smith and Mr. Beane. Among other things, since appearing as co-counsel, they have not had an opportunity to meet Petitioners in Guantanamo or Petitioners' Next Friends and, accordingly, have not obtained any formal acknowledgement of representation by any of these Petitioners or their next friends.
6. Due to their limited involvement in this action to date and because these Petitioners are well represented by other counsel, Clifford Chance has determined that it would be prudent to cease representation of these detainees. Among other things, this will free the firm to represent other Guantanamo detainees who do not yet have counsel. To that end, Clifford Chance is considering representing several Yemeni citizens who are currently detained in Guantanamo who are not currently represented by counsel.
7. Co-counsel from Clifford Chance have conferred with Mr. Stafford Smith, who has authorized co-counsel to represent to the Court that he consents to their withdrawal as co-counsel in this matter. Moreover, co-counsel from Clifford Chance have conferred with counsel for Respondents, Terry Henry, who has authorized co-counsel to represent that Respondents have no objection to the firm's withdrawal.
8. Consistent with the District of Columbia Rule of Professional Conduct 1.16(d) and LCvR 83.6(d), co-counsel's withdrawal will not have any adverse effect on

Petitioners' interests, as Mr. Stafford Smith will continue to lead the representation of these Petitioners.

9. Co-counsel from Clifford Chance have not obtained the Petitioners' consent to withdraw, because, as indicated above, neither they nor their next friends have yet to formally retain co-counsel in this case.

WHEREFORE, for the reasons detailed above, co-counsel from Clifford Chance respectfully request the Court to grant this Motion for Withdrawal of representation as co-counsel for the Petitioners in this matter.

Dated: October 21, 2005, Washington, DC

Respectfully submitted,

CLIFFORD CHANCE U.S. LLP

By: /s/ Julia Symon de Kluiver

Julia Symon de Kluiver  
Stacey D. Becker  
2001 K Street NW  
Washington, DC 20006  
Tel: (202) 912-5000  
Fax: (202) 912-6000  
e-mail: julia.dekluiver@cliffordchance.com

James M. Hosking  
Christopher Land  
31 West 52<sup>nd</sup> Street  
New York, NY 10019  
Tel: (212) 878-8000  
Fax: (212) 878-8375  
e-mail: james.hosking@cliffordchance.com