

**PREVIOUSLY FILED WITH CSO AND
CLEARED FOR PUBLIC FILING**

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

MURAT KURNAZ, et al.,)
)
 Petitioners,)
)
 v.)
)
 GEORGE W. BUSH,)
 President of the United States, et al.)
)
 Respondents.)

Civil Action No. 04-CV-01135 (ESH)

**UNOPPOSED MOTION TO ADOPT MOTION FOR LEAVE TO TAKE DISCOVERY
AND FOR PRESERVATION ORDER**

Petitioner Murat Kurnaz (“Petitioner”), through his undersigned counsel, hereby moves, for the reasons detailed in the attached memorandum, to adopt the motion filed on January 10, 2005, for leave to take discovery and for a preservation order.

Dated: Washington, D.C.
January 13, 2005

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By: _____/s/_____
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By: _____/s/_____
Barry J. Pollack
D.C. Bar No. 434513

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**PETITIONER’S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF
UNOPPOSED MOTION TO ADOPT MOTION FOR LEAVE TO TAKE DISCOVERY
AND FOR PRESERVATION ORDER**

Petitioner Murat Kurnaz (“Petitioner”), through his undersigned counsel, hereby submits the following points and authorities in support of his unopposed Motion to Adopt Motion for Leave to Take Discovery and for Preservation Order. The interests of justice require the motion be granted for the following reasons:

1. On January 10, 2005, a Motion for Leave to Take Discovery and for Preservation Order was publicly filed on behalf of the petitioners in the following cases:
02cv828 (CKK), 02cv1130 (CKK), 04cv1136 (JDB), 04cv1137 (RMC),
04cv1144 (RWR), 04cv1227 (RBW), 02cv0299 (CKK), 04cv2046 (CKK),
04cv2035 (GK), 04cv1254 (HKK), 04cv1194 (HKK).
2. At the time of the filing, lead attorney for Petitioner was out of the country and, therefore, unable to join the motion on behalf of Mr. Kurnaz.

3. As this motion applies equally to Petitioner, he would now like to adopt the motion filed on January 10, 2005.
4. The Government would not be prejudiced by the granting of this motion as they are already required to respond to the other petitioners and no additional effort is required if Petitioner is also included in the motion.
5. Counsel for Respondents consent to this motion, as do counsel for the petitioners who filed the motion Petitioner seeks to adopt.

For the foregoing reasons, and any other reasons appearing to the Court, Petitioner respectfully requests to adopt the Motion for Leave to Take Discovery and for Preservation Order filed with this Court in the above-listed cases on January 10, 2005.

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