

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 07-1324

September Term 2007

CSRT ISN #10020

Filed On: June 3, 2008

Majid Khan and Rabia Khan, as Next Friend,

Petitioners

v.

Robert M. Gates, U.S. Secretary of Defense,

Respondent

**BEFORE:** Garland, Brown, and Griffith, Circuit Judges

## ORDER

Upon consideration of the motion to unseal filed by The New York Times Company, The Associated Press and USA Today, the supplement thereto, the opposition to the motion to unseal, and the reply; and the motion to unseal filed by petitioner Majid Khan, the motion to exceed page limits, and the opposition to the motion to exceed page limits and cross-motion to hold in abeyance, it is

**ORDERED** that the motion to hold the motion to unseal in abeyance be denied. It is

**FURTHER ORDERED** that the motions to unseal be referred to the merits panel that will consider the merits of petitioner Majid Khan's challenge to his designation as an enemy combatant. It is

**FURTHER ORDERED** that the motion to exceed the page limits be dismissed as moot because the parties will be directed to include in their briefs on the merits the issues presented by petitioner Majid Khan's motion to unseal.

The court's interim order filed December 11, 2007, remains in effect.

Per Curiam

**FOR THE COURT:**

Mark J. Langer, Clerk

BY:

/s/

Lynda M. Flippin

Deputy Clerk/LD