

No. 06--1196

In the Supreme Court of the United States

KHALED A. F. AL ODAH, ET AL., PETITIONERS,

v.

UNITED STATES OF AMERICA, ET AL., RESPONDENTS.

**ON PETITION FOR WRIT OF CERTIORARI TO
THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

**PETITION FOR REHEARING FROM DENIAL OF
CERTIORARI**

DAVID J. CYNAMON
MATTHEW J. MACLEAN
OSMAN HANDOO
PILLSBURY WINTHROP
SHAW PITTMAN LLP
2300 N Street, N.W.
Washington, DC 20037
202-663-8000

GITANJALI GUTIERREZ
J. WELLS DIXON
SHAYANA KADIDAL
CENTER FOR
CONSTITUTIONAL RIGHTS
666 Broadway, 7th Floor
New York, NY 10012
212-614-6438

THOMAS B. WILNER
COUNSEL OF RECORD
NEIL H. KOSLOWE
AMANDA E. SHAFER
SHERI L. SHEPHERD
SHEARMAN & STERLING LLP
801 Pennsylvania Ave., N.W.
Washington, DC 20004
202-508-8000

GEORGE BRENT MICKUM IV
SPRIGGS & HOLLINGSWORTH
1350 "I" Street N.W.
Washington, DC 20005
202-898-5800

*Counsel for Petitioners
Additional Counsel Listed on Inside Cover*

JOSEPH MARGULIES
MACARTHUR JUSTICE CENTER
NORTHWESTERN UNIVERSITY
LAW SCHOOL
357 East Chicago Avenue
Chicago, IL 60611
312-503-0890

JOHN J. GIBBONS
LAWRENCE S. LUSTBERG
GIBBONS P.C.
One Gateway Center
Newark, NJ 07102
973-596-4500

MARK S. SULLIVAN
CHRISTOPHER G. KARAGHEUZOFF
JOSHUA COLANGELO-BRYAN
DORSEY & WHITNEY LLP
250 Park Avenue
New York, NY 10177
212-415-9200

BAHER AZMY
SETON HALL LAW SCHOOL
CENTER FOR SOCIAL JUSTICE
833 McCarter Highway
Newark, NJ 07102
973-642-8700

DAVID H. REMES
COVINGTON & BURLING
1201 Pennsylvania Ave., N.W.
Washington, DC 20004
202-662-5212

MARC D. FALKOFF
COLLEGE OF LAW
NORTHERN ILLINOIS
UNIVERSITY
DeKalb, IL 60115
815-753-0660

CLIVE STAFFORD SMITH
JUSTICE IN EXILE
636 Baronne Street
New Orleans, LA 70113
504-558-9867

SCOTT SULLIVAN
DEREK JINKS
UNIVERSITY OF TEXAS
SCHOOL OF LAW
RULE OF LAW IN WARTIME
PROGRAM
727 E. Dean Keeton Street
Austin, TX 78705
512-471-5151

ERWIN CHEMERINSKY
DUKE LAW SCHOOL
Science Drive &
Towerview Rd.
Durham, NC 27708
919-613-7173

STEPHEN YAGMAN
723 Ocean Front Walk
Venice, CA 90291
(310) 452-3200

Petitioners, foreign nationals held in the custody of the United States at Guantanamo Bay Naval Station, Cuba, petition under Rule 44.2 for rehearing of the Court's Order of April 2, 2007, denying their petition for a writ of certiorari. The grounds for this petition are those set forth in the petition for rehearing filed today by petitioners in *Boumediene v. Bush*, No. 06-1195, and petitioners incorporate by reference and rely upon those grounds in this petition. A certification of counsel that this petition is presented in good faith and not for delay, and that the grounds for this petition are intervening circumstances of a substantial and controlling effect and other substantial grounds not previously presented, is annexed.

CONCLUSION

The Court should grant this Petition for Rehearing from Denial of Certiorari.

Respectfully submitted,

DAVID J. CYNAMON
MATTHEW J. MACLEAN
OSMAN HANDOO
PILLSBURY WINTHROP
SHAW PITTMAN LLP
2300 N Street, N.W.
Washington, DC 20037
202-663-8000

GITANJALI GUTIERREZ
J. WELLS DIXON
SHAYANA KADIDAL
CENTER FOR
CONSTITUTIONAL RIGHTS
666 Broadway, 7th Floor
New York, NY 10012
212-614-6438

THOMAS B. WILNER
COUNSEL OF RECORD
NEIL H. KOSLOWE
AMANDA E. SHAFER
SHERI L. SHEPHERD
SHEARMAN & STERLING LLP
801 Pennsylvania Ave., N.W.
Washington, DC 20004
202-508-8000

GEORGE BRENT MICKUM IV
SPRIGGS & HOLLINGSWORTH
1350 "I" Street N.W.
Washington, DC 20005
202-898-5800

Counsel for Petitioners
APRIL 27, 2007

CERTIFICATION OF COUNSEL (RULE 44)

I certify that the Petition for Rehearing from Denial of Certiorari is presented in good faith and not for delay and is restricted to the grounds specified in Supreme Court Rule 44.2.

Dated: April 27, 2007

Thomas B. Wilner
Counsel for Petitioner