

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION

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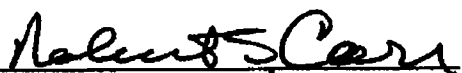
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Jose Padilla,	)	C. A. 2:04-2221-HFF-RSC
	)	
Petitioner,	)	
	)	
-versus-	)	<u>ORDER</u>
	)	
Commander C.T. Hanft, USN	)	
Commander, Consolidated Naval	)	
Brig,	)	
	)	
Respondent.	)	

The parties herein were previously given leave to file briefs in conjunction with Al-Marri, et al v. Hanft, 2:04-cv-02257-HFF-RSC, on the issue of procedures to be followed by the court in determining the validity of the designation by the President of the United States of individuals as enemy combatants.

In light of recent developments herein, including, but not limited to, the removal of the petitioner from this jurisdiction and the indictment of the petitioner on criminal charges in the Southern District of Florida, the parties are relieved of any obligation to file such briefs, and the court will proceed to determine the issue in the context of the Al-Marri case alone. The petitioner's motion to stay (Entry No. 66) is therefore moot.

AND IT IS SO ORDERED.

  
 ROBERT S. CARR  
 UNITED STATES MAGISTRATE JUDGE

Charleston, South Carolina  
November 29, 2005