UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

)
MAKHTAR YAHIA NAJI)
AL WARAFI (ISN 117),)
)
Petitioner,)
)
v.)
)
BARACK OBAMA,)
President of the United States, et al.,)
)
Respondents.)
)

Civil Action No. 04-1254 (RCL)

ORDER

Upon consideration of petitioner's Emergency Motion [706] to Strike, the applicable law, and the entire record herein, it is hereby

ORDERED that the motion is DENIED. Petitioner will not suffer prejudice because this matter is not before a jury, and the Court will not consider or rely on respondents' proposed amendments to petitioner's factual return.

SO ORDERED.

Signed by Royce C. Lamberth, Chief Judge, on December 14, 2009.