

UNITED STATES OF AMERICA	)	IN THE UNITED STATES COURT OF
	)	MILITARY COMMISSION REVIEW
<i>Appellant,</i>	)	
	)	NOTICE OF APPEAL
	)	
	)	U.S.C.M.C.R. Case No. _____
	)	
v.	)	Arraigned at Guantanamo Bay, Cuba
	)	on November 9, 2011
	)	
	)	Before a Military Commission
	)	convened by Vice Admiral (ret.)
	)	Bruce E. MacDonald, USN
	)	
ABD AL RAHIM HUSSAYN	)	Presiding Military Judge
MUHAMMAD AL NASHIRI	)	Colonel Vance H. Spath, USAF
	)	
<i>Appellee.</i>	)	DATE: September 19, 2014

**TO THE HONORABLE, THE JUDGES OF THE UNITED STATES  
COURT OF MILITARY COMMISSION REVIEW**

Appellant United States of America hereby appeals to the United States Court of Military Commission Review from the Military Commission’s dismissal of Specification 2 of Charge IV (Terrorism), Charge VII (Attacking Civilians), Charge VIII (Attacking Civilian Objects), and Charge IX (Hijacking or Hazarding a Vessel or Aircraft). AE 168K/AE 241G, *United States v. Al Nashiri* (Mil. Comm’n Sept. 16, 2014 12:48 EST). Appellant served a Certificate Of Notice Of Appeal on the Military Commission on 19 September 2014 at 12:00 EST. In the Certificate Of Notice Of Appeal, Trial Counsel certified that the United States does not take this appeal for the purpose of delay. Appellate Counsel likewise certify that the United States does not take this appeal for the purpose of delay.

Respectfully submitted,

\_\_\_\_\_  
//s//  
MARK S. MARTINS  
Brigadier General, U.S. Army

Chief Prosecutor

DANIELLE S. TARIN

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## **CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing was sent by electronic mail to defense counsel for Abd Al Rahim Hussayn Muhammad Al Nashiri on September 19, 2014.

*//s//*

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