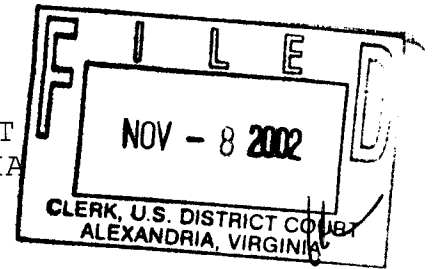


IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION



UNITED STATES OF AMERICA)
)
 v.)
)
 ZACARIAS MOUSSAOUI)
 a/k/a "Shaqil,")
 a/k/a "Abu Khalid)
 al Sahrawi,")
)
 Defendant.)

Criminal No. 01-455-A

UNDER SEAL

Unsealed 5/30/03

ORDER

In his Motion to Clean Brother Mukkarum's Deposition from the Nasty Dunham & Co (Docket #662), the pro se defendant requests permission to re-examine the witness after standby defense counsel conduct their direct-examination and counsel for the United States conduct their cross. We find the defendant's proposal to be both unnecessary and impractical because his desire to have the "last word for [his] defense" can be satisfied by allowing standby counsel to question the witness first.

Accordingly, the defendant's motion is DENIED; and it is hereby

ORDERED that the Fed. R. Crim. P. 15 deposition of Mukkarum Ali will be conducted as follows: standby counsel will conduct the initial examination of the witness, to be followed by the United States' cross-examination, the pro se defendant's direct, and any additional cross by the Government.¹

¹ As a pro se defendant, Mr. Moussaoui retains the ultimate right to determine what portion, if any, of standby counsel's direct examination to use at trial.

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The Clerk is directed to forward copies of this Order to the defendant, pro se; counsel for the United States; standby defense counsel; and counsel for Mukkarum Ali.

Entered this 8th day of November. 2002

/S/

Leonie M. Brinkema
United States District Judge

Alexandria, Virginia

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