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FILED

FEB - 3 2006

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY _____

12
13 IN THE UNITED STATES DISTRICT COURT
14 FOR THE EASTERN DISTRICT OF CALIFORNIA
15

16 UNITED STATES OF AMERICA,)
17 Plaintiff,)
18 v.)
19 HAMID HAYAT,)
UMER HAYAT,)
20)
21 Defendants.)

CR. No. S-05-240 GEB

STIPULATION REGARDING ADMISSION
OF GOVERNMENT'S EXHIBIT NUMBER
3; [PROPOSED] ORDER

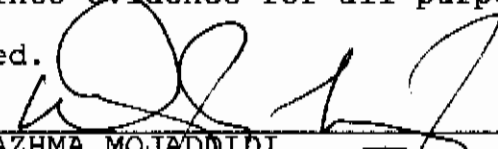
22 **STIPULATION**

23 Defendants and their respective counsel, and plaintiff, by and
24 through their respective counsel (the "parties"), hereby agree and
25 stipulate as follows:


26 The parties agree that Government's Exhibit 3 is a true and
27 accurate representation of the Earth's surface and of the objects
28

1 and features at the longitude and latitude noted on the image in the
2 vicinity of Balakot, Pakistan, as they were when the image was
3 acquired. The parties further agree that the image was acquired on
4 the date noted on the image. The image was derived from data
5 collected by an overhead satellite, and processed in computers
6 operated by Department of Defense agencies. The parties stipulate
7 that this exhibit shall be admitted into evidence for all purposes
8 and that the jury may be so instructed.

9 DATED: 2/3/06


WAZHMA MOJADDIDI
Attorney for Defendant
Hamid Hayat

11 DATED: FEB. 3, 2006


JOHNNY L. GRIFFIN, III
Attorney for Defendant
Umer Hayat

14 DATED: Feb 3, 2006

HAMID HAYAT
HAMID HAYAT
Defendant

16 DATED: Feb 3, 2006

Umer HAYAT
UMER HAYAT
Defendant

18 DATED: 2/3/06

Laura Ferris
S. ROBERT TICE-RASKIN
LAURA L. FERRIS
Assistant U.S. Attorneys

21 DATED: 2/3/06

DAVID DEITCH
SHARON LEVER
Trial Attorneys
Counterterrorism Section

24 I declare that I am a court ^{Registered} certified interpreter/translator. On
25 2-3-06, I read the entire contents of the foregoing
26 stipulation to Hamid Hayat and Umer Hayat, translating the document
from English to Urdu.

27 DATED: 2-3-06


Kamliq J. [Signature]
Interpreter/Translator

ORDER

The stipulation of the parties is accepted and the above-noted exhibit shall be admitted into evidence for all purposes at the trial and any further proceedings in connection with this case.

IT IS SO ORDERED.

DATED: 2-3-06



NON. GARLAND E. BURRELL, JR.
UNITED STATES DISTRICT COURT

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