

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA

v.

**ABU AGILA MOHAMMAD
MAS'UD KHEIR AL-MARIMI,**

Defendant.

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Case No. 22-cr-392 (DLF)

UNOPPOSED MOTION TO CONTINUE FILING DEADLINE

The United States of America, by and through its attorney, the United States Attorney for the District of Columbia, respectfully submits this unopposed motion to continue the filing deadline to respond to the defendant’s motion to dismiss on Due Process Clause grounds, ECF 251. Undersigned counsel have consulted with counsel for the defendant, and defense counsel has indicated that the defense does not oppose this request. In support of this request, the government states as follows:

On December 18, 2025, the defendant filed two motions to dismiss the indictment, one alleging that the indictment must be dismissed under the Due Process Clause, and the other alleging that the statutes at issue do not apply extraterritorially. ECF 251 and 252, respectively. Responses to both motions are due today, ECF 254, ¶ 7, and the government expects to timely file its response to ECF 252. To properly respond to ECF 251, the government intends to rely on facts that, before they can be publicly disclosed, require consultation with other stakeholders within the U.S. government as well as foreign governments. Such consultation was not possible to complete within the time provided by the original briefing schedule, which spanned the holidays. Some of the information that the government expects to provide is likely to overlap with the discovery that

government plans to provide the defense by January 30, 2026, related to the defendant's anticipated motion to challenge his transfer to the United States. *See* ECF 254, ¶ 12.

Accordingly, the government proposes to provide the information potentially relevant to the arguments the defendant has advanced in ECF 251 by January 30 as well, and to allow the defense to amend that filing if it so chooses based on that information. The government would then respond to the original motion and any supplement the defendant files. The government proposes that it provide additional discovery related to ECF 251 by January 30, 2026, that the defendant file any supplement based on that discovery by February 27, 2026, that the government file its response by March 12, 2026, and that the defendant file any reply by March 19, 2026.

Wherefore, for the foregoing reasons, the government requests that the Court continue the deadline by which the government must respond as proposed above and in the attached proposed order.

Respectfully submitted,

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UNITED STATES ATTORNEY

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ORDER

This matter is before the Court upon the government’s unopposed motion to continue filind deadline. For the reasons stated in that motion, as well, the motion is GRANTED. The government shall provide additional discovery relevant to the motion the defendant filed at ECF 251 no later than January 30, 2026. The defendant shall file any supplement to ECF 251 no later than February 27, 2026. The government shall file its response to ECF 251 and any supplement no later than March 12, 2026, and the defendant shall file any reply no later than March 19, 2026.

DABNEY L. FRIEDRICH
UNITED STATES DISTRICT COURT JUDGE