

THE WHITE HOUSE
WASHINGTON

OFFICE OF THE
SECRETARY OF DEFENSE
2005 NOV 22 PM 6:26

November 20, 2005

MEMORANDUM FOR THE SECRETARY OF DEFENSE

SUBJECT: Transfer of Detainee to Control of the Attorney General

Based on the information available to me, (b)(5)

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(b)(5) I hereby determine that it is in the interest of the United States that Jose Padilla be released from detention by the Secretary of Defense and transferred to the control of the Attorney General for the purpose of criminal proceedings against him.

Accordingly, by the authority vested in me as President by the Constitution and the laws of the United States, I hereby direct you to transfer Mr. Padilla to the control of the Attorney General upon the Attorney General's request. This memorandum supersedes my directive to you of June 9, 2002, and, upon such transfer, your authority to detain Mr. Padilla provided in that order shall cease.



OSD 22857-05

SecDef

ACLU (DP) 1801

DOD 059650