

*Administration of Barack H. Obama, 2009*

**Memorandum on Transfer of Detainee to Control of the Attorney General**  
*February 27, 2009*

*Memorandum for the Secretary of Defense*

*Subject:* Transfer of Detainee to Control of the Attorney General

Based on the information available to me, including the memorandum from the Secretary of Defense and the Attorney General dated February 26, 2009, and the joint recommendation contained therein, I hereby determine that it is in the interest of the United States that Ali Saleh Kahlah al-Marri 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. al-Marri to the control of the Attorney General upon the Attorney General's request. This memorandum supersedes the Presidential directive of June 23, 2003, to the Secretary of Defense, which ordered the detention of Mr. al-Marri as an enemy combatant. Upon Mr. al-Marri's transfer to the control of the Attorney General, the authority to detain Mr. al-Marri provided to the Secretary of Defense in the June 23, 2003, order shall cease.

BARACK OBAMA

NOTE: An original was not available for verification of the content of this memorandum.

*Categories:* Communications to Federal Agencies : Transfer of detainee to control of the Attorney General, memorandum.

*Names:* al-Marri, Ali Saleh Kahlah; Holder, Eric H., Jr.

*Subjects:* Justice, Department of : Attorney General; Terrorism : Terrorists :: Transfer of detainee to control of the Attorney General.

*DCPD Number:* DCPD200900110.