

**05-184 HAMDAN V. RUMSFELD**

DECISION BELOW:415 F3d 33

LOWER COURT CASE NUMBER: 04-5393

**QUESTIONS PRESENTED:**

1. Whether the military commission established by the President to try petitioner and others similarly situated for alleged war crimes in the "war on terror" is duly authorized under Congress's Authorization for the Use of Military Force (AUMF), Pub. L. No. 107-40, 115 Stat. 224; the Uniform Code of Military Justice (UCMJ); or the inherent powers of the President?
2. Whether petitioner and others similarly situated can obtain judicial enforcement from an Article III court of rights protected under the 1949 Geneva Convention in an action for a writ of habeas corpus challenging the legality of their detention by the Executive branch?

CERT. GRANTED 11/7/2005

THE CHIEF JUSTICE TOOK NO PART.