



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AMERICAN CIVIL LIBERTIES UNION;
CENTER FOR CONSTITUTIONAL RIGHTS;
PHYSICIANS FOR HUMAN RIGHTS;
VETERANS FOR COMMON SENSE;
VETERANS FOR PEACE,

Plaintiffs,

-against-

DEPARTMENT OF DEFENSE et al.,

Defendants.

**SUMMARY ORDER GRANTING
DEFENDANTS' SIXTH MOTION
FOR PARTIAL SUMMARY
JUDGMENT AND DENYING
PLAINTIFFS' SIXTH MOTION
FOR PARTIAL SUMMARY
JUDGMENT**

04 Civ. 4151 (AKH)

ALVIN K. HELLERSTEIN, U.S.D.J.:

On July 20, 2011, the parties appeared before me for oral argument on their cross-motions for partial summary judgment pursuant to Federal Rule of Civil Procedure 56. For the reasons stated on the record of proceedings, I deny plaintiffs' sixth motion for partial summary judgment and grant defendants' sixth motion for partial summary judgment.

The Clerk shall mark the motions (Doc. Nos. 443 and 456) terminated.

SO ORDERED.

Dated: July 21, 2011
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge