

Exhibit D

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

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IN RE TERRORIST ATTACKS ON SEPTEMBER 11, 2001) No. 03 MDL 1570 (GBD/FM)
_____)

This document relates to:

- ASHTON, *et al.* v. AL QAEDA ISLAMIC ARMY, *et al.*,
Case No. 02-CV-6977;
- BURNETT, *et al.* v. AL BARAKA INVESTMENT & DEVELOPMENT CORP., *et al.*,
Case No. 03-CV-5738;
- CONTINENTAL CASUALTY CO., *et al.* v. AL QAEDA ISLAMIC ARMY, *et al.*,
Case No. 04-CV-05970;
- EURO BROKERS, INC., *et al.* v. AL BARAKA INVESTMENT AND DEVELOPMENT CORP., *et al.*,
Case No. 04-CV-07279; and
- FEDERAL INSURANCE CO., *et al.* v. AL QAIDA, *et al.*,
Case No. 03-CV-6978.

DEFENDANT DALLAH AVCO'S PRIVILEGE LOG

REVISED – 05/30/2014

Definitions:

- PCA means the Presidency of Civil Aviation, a branch of the Saudi Ministry of Defense.
- “Secondment” means the PCA’s secondment of Al-Bayoumi to Dallah Avco.

The Following Privilege Applies to All Listed Documents:

The following documents are privileged under Article 3 of the PCA-Dallah Avco contract. Saudi Arabian law imposes an obligation to abide by contract terms. Saudi law also imposes criminal penalties against disclosure of confidential governmental information. *See Penal Law on Dissemination and Disclosure of Classified Information and Documents*, Royal Decree No. (M/35) Art. 1, 5 (08-05-1432 Hijri).

	Title	Type of Document	Subject Matter	Date	Authors, Addressees/Recipients, Relationship	Electronic File Size
1	Dallah Avco Payroll slips for Al-Bayoumi	Electronic Payroll Slips	Re: Al-Bayoumi's Monthly salary, payments for period and YTD, Taxes, Date	September 6, 1995 to May 12, 2002	Dallah Avco to Al-Bayoumi	1,750 KB each (pdf scan)
2	Deleted – Redundant of entries 26 and 30					
3	Internal letter from PCA human resources department to PCA head Al-Salmi	Letter	Requesting the reasons for Al-Bayoumi's secondment	11.10.1417 (February 19, 1997)	PCA human resources department to PCA head Al-Salmi	TBD
4	Internal letter from PCA human resources department to PCA head Al-Salmi	Letter	Requesting the reasons for Al-Bayoumi's secondment	6.10.1417 (February 14, 1997)	PCA human resources department to PCA head Al-Salmi	TBD
5	Internal letter from PCA head Al-Salmi to the PCA human resources department	Letter	Explaining reasons for Al-Bayoumi's secondment	10.11.1417 (March 19, 1997)	From PCA head Al-Salmi to the PCA human resources department	TBD
6	Letter from Dallah Avco head Alwi Muhammed Said Kamel to PCA head	Letter	Re: Dallah Avco's acceptance of Al-Bayoumi's payrolling through Dallah Avco	May 24, 1995	From Dallah Avco head Alwi Muhammed Said Kamel to PCA head	902 KB (pdf scan)
7	Contract between PCA and Dallah Avco for ANSS project	Contract	Designates rights and responsibilities between the PCA and Dallah Avco. Article III contains confidentiality clause	14.9.1422 (November 29, 2001)	Between PCA and Dallah Avco	TBD

8	Letter from Dallah Avco head Alwi Muhammed Said Kamel to PCA head Al-Salmi	Letter	Stating that reporters have been requesting information regarding Al-Bayoumi, and that Al-Bayoumi is not a Dallah Avco employee	January 1, 2002	From Dallah Avco head Alwi Muhammed Said Kamel to PCA head Al-Salmi	TBD
9	Request for Modification and/or Authorization of Contract/Agreement	Standardized Request Form	Re: hiring of Al-Bayoumi effective June 6, 1995. Handwritten note stating "Reference telephone conference with Mr. [illegible], send offer to CFC because employee out of Kingdom. CFC will sign offer and return."	18.2.1416 (July 17, 1995)	From PCA head Mohammed Ahmed Al-Salmi to ANSS Project Director	TBD
10	Request for Modification and/or Authorization of Contract/Agreement	Standardized Request Form	Re: termination of Al-Bayoumi with effective date of April 12, 2000	17.1.1421 (April 22, 2000)	From PCA head Mohammed Ahmed Al-Salmi to ANSS Project Director	TBD
11	Request for Modification and/or Authorization of Contract/Agreement	Standardized Request Form	Re: hiring of Al-Bayoumi with effective date of April 13, 2000	25.2.1421 (May 30, 2000)	From PCA head Mohammed Ahmed Al-Salmi to ANSS Project Director	2,272 KB (pdf scan)
12	Request for Modification and/or Authorization of Contract/Agreement	Standardized Request Form	Re: termination of Al-Bayoumi with effective date of May 12, 2002	23.2.1423 (May 6, 2002)	From PCA head Mohammed Ahmed Al-Salmi to ANSS Project Director	1,230 KB (pdf scan)
13	Letter from Farid Said Bogari, Dallah Avco project coordinator, to Al-Bayoumi	Letter	Stating that Al-Bayoumi's service was terminated with Dallah Avco as of May 12, 2002 and could not be renewed except with the PCA's approval	Undated	From Farid Said Bogari, Dallah Avco project coordinator, to Al-Bayoumi	TBD

14	Deleted – Document produced on February 13, 2014					
15	General letter from Farid Said Bogari (DA project coordinator) to Al-Bayoumi and others	Letter	Stating Al-Bayoumi has been seconded in his government position as of 8.1.1419 (May 5, 1998)	15.1.1419 (May 12, 1998)	From Farid Said Bogari (DA project coordinator) to Al-Bayoumi and others	TBD
16	General memorandum from PCA head	Memorandum	Stating that Al-Bayoumi has been seconded for one year, renewable, valid from 8.1.1419 (May 5, 1998). Dallah Avco is to pay him his salary and remunerations	28.12.1417 (May 6, 1997)	From PCA head Al-Salmi	TBD
17	Letter from Anas Ismail Habis, Dallah Avco representative, to the PCA	Letter	Stating Al-Bayoumi has been seconded for another year as of 8.1.1419 (May 5, 1998)	March 28, 1998	From Anas Ismail Habis, Dallah Avco representative, to the PCA	TBD
18	Deleted – Redundant of entry 26					
19	Letter from Michael Snowden, US consul in Jeddah, to Ali Al Khalaf, PCA head	Letter	Requesting a meeting that same day to discuss the terms of Al-Bayoumi's employment/secondment with DA	January 21, 2002	From Michael Snowden, US consul in Jeddah, to Ali Al Khalaf, PCA head	TBD
20	Arabic Translation of Letter from Michael Snowden, US consul in Jeddah, to Ali Al Khalaf, PCA head	Letter	Requesting a meeting that same day to discuss the terms of Al-Bayoumi's employment/secondment with DA	January 21, 2002	From Michael Snowden, US consul in Jeddah, to Ali Al Khalaf, PCA head	TBD
21	Report of meeting between Michael Snowden, US consul in Jeddah	Report	Outlining terms of Al-Bayoumi's secondment with DA	January 21, 2002	Signed by PCA officials Abdallah Alghanimi and Yusef Salaam and Dallah Avco official Aleb Karly	TBD
22	Deleted – Redundant of entry 32					

23	Letter from PCA Personal Affairs Department head Abdelrahim Nuri Jestiniya to PCA head Al-Salmi	Letter	Requesting an explanation for Al-Salmi's request to extend Al-Bayoumi's secondment to Dallah Avco to a length of two years	3.11.1417 (March 12, 1997)	From head PCA Personal Affairs Department head Abdelrahim Nuri Jestiniya to PCA head Al-Salmi	1,221 KB (pdf scan)
24	Deleted – Redundant of entry 5	Letter	Responding to request for reasons for Al-Bayoumi's secondment	10.11.1417 (March 19, 1997)	From Muhammed Ahmed Al-Salmi to the PCA Personal Affairs Department head	TBD
25	General Memorandum from Ali Abdelrahman Al Khalaf, PCA official	Memorandum	Stating that Al-Bayoumi has been seconded for another year from 8.1.1417 (May 26, 1996)	4.1.1417 (May 22, 1996)	Ali Abdelrahman Al Khalaf to the PCA, copies to Civil Service Bureau, Air Transport Engineering, Dallah Avco	1,203 KB (pdf scan)
26	General Memorandum from PCA head Al-Khalaf	Memorandum	Stating that Al-Bayoumi has been seconded for one renewable year from 8.1.1416 (June 7, 1995)	26.1.1416 (June 25, 1995)	Ali Abdelrahman Al Khalaf to the PCA, copies to Civil Service Bureau, Employment Services, Air Transport Engineering, Dallah Avco	1,185 KB (pdf scan)
27	General Memorandum by Abdelaziz bin Abdelkarim Al-Ankari, PCA official	Memorandum	Stating that Al-Bayoumi has been seconded for another year from 8.1.1418 (May 15, 1997)	28.12.1417 (May 6, 1997)	Abdelaziz bin Abdelkarim Al-Ankari to the PCA, copy to Dallah Avco	1,052 KB (pdf scan)
28	General memorandum from Abdelaziz bin Abdelkarim Al-Ankari (PCA official)	Memorandum	Stating that Al-Bayoumi has been seconded for another year from 8.1.1419 (May 5, 1998)	15.1.1419 (May 12, 1998)	Abdelaziz bin Abdelkarim Al-Ankari to the PCA, copies to Civil Service Bureau, Employment Services, Air Transport, Dallah Avco	1,331 KB (pdf scan)

29	General memorandum from Abdelaziz bin Abdelkarim Al-Ankari (PCA official)	Memorandum	Stating that Al-Bayoumi has been seconded for another year from 8.1.1420 (April 24, 1999)	17.1.1420 (May 3, 1999)	Abdelaziz bin Abdelkarim Al-Ankari to the PCA, copies to Civil Service Bureau, Employment Services, Air Transport, Dallah Avco	TBD
30	Deleted – Redundant of entries 2 and 26					
31	Deleted – Document produced on February 13, 2014					
32	Letter from Alwi Kamel, president of Dallah Avco administration, to Mohammed Ahmed Al-Salmi, PCA head	Letter	Correcting misstatements made during the interview of PCA employees done by US consular officials	February 4, 2002	From Alwi Kamel, president of Dallah Avco administration, to Mohammed Ahmed Al-Salmi, PCA head,	TBD
33	Letter marked “confidential” from Ali bin Abdelrahman Al-Khalaf (PCA president) to the Assistant Minister of Defense and Aviation and the PCA General Inspector	Letter	Stating that the PCA received a request to meet, and did meet, with US consular officials	8.11.1422 (January 22, 2002)	From Ali bin Abdelrahman Al-Khalaf (PCA President) to the Assistant Minister of Defense and Aviation and the PCA General Inspector	TBD
34	General letter from Al-Salmi to Dallah Al Baraka administration	Letter	Stating the PCA’s desire to second Al-Bayoumi for another year beginning 8.1.1420 (April 24, 1999)	20.12.1419 (April 7, 1999)	From Al-Salmi to Dallah Al Baraka administration	1003 KB (pdf scan)

35	General Memorandum from PCA head Ali bin Abdelrahim Al-Khalaf	Memorandum	Stating that Al-Bayoumi has been granted a 2-year educational sabbatical without salary from 1.4.1421 (July 3, 2000) to pursue higher education in the United States on his own dime	18.2.1421 (May 23, 2000)	PCA, copies to Ministry of Civil Service, Air Transport Engineering, Employment Division	948 KB (pdf scan)
36	Letter from Dallah Avco administrator Alwi Muhammed Said Kamel to PCA head Al-Salmi	Letter	Stating that Al-Bayoumi's secondment, renewed as of 8.1.1419 (May 5, 1998), shall end 8.1.1420 (April 24, 1999), and that Dallah Avco does not desire to renew the secondment after that date	April 4, 1999	From Dallah Avco administrator Alwi Muhammed Said Kamel to PCA head Al-Salmi	1,076 KB (pdf scan)
37	Letter from Mansour bin Abdelmajid Bashawri, Mecca Social Security Administration official, to Dallah Avco	Letter	Stating that 10% was being deducted from Al Bayoumi's salary on a monthly basis as he is an employee of the PCA	15.6.1419 (October 6, 1998)	From Mansour bin Abdelmajid Bashawri, Mecca Social Security Administration official, to Dallah Avco	1,225 KB (pdf scan)
38	Power of attorney from Al-Bayoumi to Hany Abdelqadir Abedlaziz Badkuk	Power of Attorney	Giving Hany Abdelqadir Abedlaziz Badkuk authority to obtain final release payments from Dallah Avco on Al-Bayoumi's behalf while he was out of the Kingdom	24.4.1423 (July 5, 2002)	From Al-Bayoumi to Hany Abdelqadir Abedlaziz Badkuk	1,289 KB (pdf scan)
39	Dallah Avco Notice of Employment for Al-Bayoumi as a Senior Contract Specialist for the ANSS project	Standardized Notice of Employment Form	Notice of Employment for Al-Bayoumi as a Senior Contract Specialist for the ANSS project	September 6, 2001	Prepared by Dallah Avco, approved by ANSS Manpower Services and ANSS Project Director	1,453 KB (pdf scan)
40	Dallah Avco Personnel Status Change form for Al-Bayoumi	Standardized Personnel Status Change Form	Changing Al-Bayoumi's salary effective November 6, 2001 from 13,000 SR to 10,000 per month, as per the instructions of the PCA Director General	November 20, 2001	Prepared by Dallah Avco, approved by ANSS Manpower, Finance, and Administrative Services and ANSS Project Director	2,576 KB (pdf scan)

41	Dallah Avco Air Navigation System Support (ANSS) Married Status/Employment Offer form	Employment Offer	Employment offered through September 5, 2001. Outlines salary, title, and benefits.	May 29, 2000	Addressed to Al Bayoumi from the ANSS Director, Farid S. Bogari. Signed by Riaz M. Khan of Dallah Avco "Manpower Services" and concurred by Farid S. Bogari, ANSS Project Director.	1,779 KB (pdf scan)
42	Dallah Avco Notice of Employment for Al-Bayoumi as PCA Budget Coordinator	Standardized Notice of Employment Form	Notice of Employment for Al-Bayoumi as PCA Budget Coordinator	September 6, 1998	Prepared by Dallah Avco, approved by ANSS project administration and Osama S. Kamil, ANSS deputy project director	3,755 KB (pdf scan)
43	Dallah Avco Notice of Employment for Al-Bayoumi as Senior Data Processing Technician	Standardized Notice of Employment Form	Notice of Employment for Al-Bayoumi as Senior Data Processing Technician	June 6, 1995	Prepared by Dallah Avco, approved by ANSS project administration and Samir G. Magboul, ANSS deputy project director	3,953 KB (pdf scan)
44	Letter from Farid Said Bogari, Dallah Avco project coordinator, to Dallah Avco legal administration	Letter	Stating that Al-Bayoumi's service was terminated with Dallah Avco as of May 12, 2002 and that Dallah Avco has no relation with Al-Bayoumi after that date	2.7.1423 (September 9, 2002)	From Farid Said Bogari, Dallah Avco project coordinator, to Dallah Avco legal administration	TBD

45	Employee Profile	Memorandum	Outlining Al-Bayoumi's secondment to Dallah Avco and subsequent renewals of that secondment up through May 12, 2002. States that Al-Bayoumi's higher studies in the United States were under the PCA and not Dallah Avco	Undated	Dallah Avco is apparent author	TBD
46	Contract between PCA and Dallah Avco for ANSS project (English version)	Contract	Designates rights and responsibilities between the PCA and Dallah Avco. Article III contains the confidentiality clause.	14.9.1422 (November 29, 2001)	Between PCA and Dallah Avco	1,810 KB (pdf scan)
47	Summary of Dallah Avco's relationship with Al-Bayoumi	Memorandum	<p>Attorney memorandum prepared by Abdelgader Hashim, Dallah Avco's in-house counsel, for Dallah Avco's outside counsel at the time to provide information to assist with legal representation.</p> <p>In addition to the privileges set forth on page 2, Dallah Avco asserts attorney-client and attorney work-product privileges over this document.</p>	Undated	Between Dallah Avco in-house counsel and Dallah Avco outside counsel	275 KB

48	Employee Profile	Memorandum and attachments	<p>Outlining Al-Bayoumi's secondment to Dallah Avco and subsequent renewals. Attachments include: (1) various memoranda from PCA re: Al-Bayoumi's secondment, and (2) a memorandum from Farid Bogari, Dallah Avco project coordinator, to Abdelgader Hashim, Dallah Avco's in-house counsel, providing information to assist in legal representation</p> <p>In addition to the privileges set forth on page 2, Dallah Avco asserts attorney-client privilege over this document</p>	<p>Memo undated; attachments dated 26.1.1416 (June 25, 1995); 4.1.1417 (May 22, 1996); 28.12.1417 (May 6, 1997); 15.1.1419 (May 12, 1998); 17.1.1420 (May 3, 1999); September 30, 2003</p>	<p>Dallah Avco is apparent author of memorandum; attachments are authored by PCA and Farid Bogari</p>	2.41 MB
49	Contract between PCA and Dallah Avco for ANSS project	Contract	Contract designating rights and responsibilities between the PCA and Dallah Avco	17.8.1419 (December 6, 1998)	Between PCA and Dallah Avco	TBD
50	Contract between PCA and Dallah Avco for ANSS project	Contract	Contract designating rights and responsibilities between the PCA and Dallah Avco	2.8.1416 (December 24, 1995)	Between PCA and Dallah Avco	TBD